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CITATION

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Pursuant to RCW 34.08.040, the publication of rules or other information in this issue of the Washington State Register is hereby certified to be a true and correct copy of such rules or other information, except that headings of public meeting notices have been edited for uniformity of style.

DENNIS W. COOPER
Code Reviser

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.

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DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

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|-----------------------|-----------------------------------|-----------------------|--|----------------------------|--|
| | Non-OTS & 30 p. or more | Non-OTS & 11 to 29 p. | OTS ^② or 10 p. max. Non-OTS | | |
| <i>For Inclusion—</i> | <i>File no later than—</i> | | | <i>Count 20 days from—</i> | <i>For hearing/adoption on or after</i> |
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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.

②A filing of any length will be accepted on the closing dates of this column if it has been prepared by the Order Typing Service (OTS) of the Code Reviser's Office; see WAC 1-12-220 or 1-13-240. Agency-typed material is subject to a ten page limit for these dates; longer agency-typed material is subject to the earlier non-OTS dates.

③"No preceeding may be held on any rule until twenty days have passed from distribution date of the Register in which notice thereof was contained." RCW 28B.19.030(4) and 34.04.025(4). These dates represent the twentieth day after the distribution date of the applicable Register.

WSR 83-14-022
PROPOSED RULES
BOARD OF HEALTH
 [Filed June 29, 1983]

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 hospitals, amending chapter 248-18 WAC:

| | | |
|-----|----------------|---|
| Amd | WAC 248-18-001 | Definitions. |
| Amd | WAC 248-18-215 | Pediatrics services. |
| Amd | WAC 248-18-220 | Obstetrical department. |
| Amd | WAC 248-18-222 | Birthing rooms. |
| Amd | WAC 248-18-223 | Neonatal intensive care nursery. |
| Amd | WAC 248-18-240 | Psychiatric unit. |
| Amd | WAC 248-18-500 | Applicability of these regulations governing hospital construction. |
| Amd | WAC 248-18-520 | Site and site development. |
| Amd | WAC 248-18-525 | Administrative facilities. |
| Amd | WAC 248-18-539 | Pediatric nursing unit. |
| Amd | WAC 248-18-560 | Recovery unit. |
| Amd | WAC 248-18-565 | Surgery suite. |
| Amd | WAC 248-18-600 | Obstetrical delivery facilities. |
| Amd | WAC 248-18-607 | Birthing room. |
| Amd | WAC 248-18-615 | Newborn nursery facilities. |
| Amd | WAC 248-18-636 | Neonatal intensive care unit. |
| Amd | WAC 248-18-640 | Infant formula facilities. |
| Amd | WAC 248-18-645 | Emergency department. |
| Amd | WAC 248-18-650 | Outpatient department. |
| Amd | WAC 248-18-655 | Radiology facilities. |
| Amd | WAC 248-18-660 | Laboratory facilities. |
| Amd | WAC 248-18-675 | Rehabilitation facilities. |
| Amd | WAC 248-18-680 | Central sterilization and supply service facilities. |
| Amd | WAC 248-18-690 | Housekeeping department. |
| Amd | WAC 248-18-695 | Laundry facilities; |

that the agency will at 9:00 a.m., Wednesday, September 14, 1983, in the Auditorium in Spokane County Health District, 1101 West College Street, Spokane, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 70.41.030.

The specific statute these rules are intended to implement is chapter 70.41 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 14, 1983.

Dated: June 23, 1983
 By: John A. Beare, MD, MPH
 Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.025.

Re: Amending chapter 248-18 WAC.

The Purpose of the Rule Changes: To edit and improve clarity of rules prior to reformat and printing of new licensing manual.

The Reasons These are Necessary: Repetitiveness and duplication which could not be avoided during ongoing, section by section revision of hospital licensing codes; prior to printing a new manual, it is cost effective to edit carefully and make necessary nonsubstantive changes; and repeal of references to codes which have been repealed since last action.

Statutory Authority: RCW 70.41.030.

Summary of the Rule or Rule Change: Corrected references, format, footnotes, and punctuation to coincide with other amended sections and codes; and general editing with no substantive change.

Person Responsible for the Enforcement of the Rule: John Gerth, Section Head, Facility Licensing and Certification Section, OSHPD, Division of Health, ET 31, Olympia, Washington 98504, Phone: 753-5851.

Rules proposed by Facility Licensing and Certification Section, OSHPD, Division of Health, DSHS.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

The proposed rule change does not impose an additional cost of compliance and therefore no economic impact statement is required under the Regulatory Fairness Act, Laws of 1982.

AMENDATORY SECTION (Amending Order 245, filed 12/2/82)

WAC 248-18-001 DEFINITIONS. For the purposes of these regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise. All adjectives and adverbs such as adequate, approved, suitable, properly, or sufficient used in these regulations to qualify a requirement shall be determined by the department.

(1) "Abuse" means the injury or sexual abuse of an individual patient under circumstances (~~which indicate that~~) indicating the health, welfare, and safety of the patient is harmed thereby. Person "legally responsible" shall include a parent, guardian, or an individual to whom parental or guardian responsibility has been delegated(;) (e.g., teachers, providers of residential care and/or treatment, providers of day care):

(a) "Physical abuse" means damaging or potentially damaging non-accidental acts or incidents which may result in bodily injury or death.

(b) "Emotional abuse" means verbal behavior, harassment, or other actions which may result in emotional or behavioral problems, physical manifestations, disordered or delayed development.

(2) "Accredited" means approved by the joint commission on accreditation of hospitals or the bureau of hospitals of the American osteopathic association.

(3) "Acute cardiac care unit" means an intensive care unit for patients with heart problems.

(4) "Agent," when used in a reference to a medical order or a procedure for a treatment, means any power, principle or substance, whether physical, chemical or biological, (~~which is~~) capable of producing an effect upon the human body.

(5) "Alterations:"

(a) "Alterations" means changes requiring construction in existing hospitals.

(b) "Minor alterations" means any physical or functional modification within existing hospitals (~~which does~~) not (~~change~~) changing the approved use of the room or area. (Minor alterations performed under this definition do not require prior review of the department as specified in WAC 248-18-510(3)(a); however, this does not constitute a release from other applicable requirements.)

(6) "Area" means a portion of a room (~~which contains~~) containing the equipment essential to carrying out a particular function and (~~is~~) separated from other facilities of the room by a physical barrier or adequate space, except when used in reference to a major section of the hospital.

(7) "Authenticated" or "authentication" means authorization of a written entry in a record by means of a signature (~~which shall include~~) including, minimally, first initial, last name, and title.

(8) "Bathing facility" means a bathtub or shower and does not include sitz baths or other fixtures designated primarily for therapy.

(9) "Birthing room" means a room designed, equipped, and arranged to provide for the care of a woman and newborn and to accommodate her support persons during the complete process of vaginal childbirth (three stages of labor and recovery of woman and newborn).

(10) "Board" means the Washington state board of health.

(11) "Clean" means space or spaces and/or equipment for storage and handling of supplies and/or equipment which are in a sanitary or sterile condition, when the word is used in reference to a room, area, or facility.

(12) "Department" means the Washington state department of social and health services.

(13) "Dentist" means an individual licensed under chapter 18.32 RCW.

(14) "Dietitian" means an individual meeting the eligibility requirements for active membership in the American dietetic association described in Directory of Dietetic Programs Accredited and Approved, American Dietetic Association, edition 100, 1980.

(15) "Drug administration" means an act in which a single dose of a prescribed drug or biological is given to a patient by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails removing an individual dose from a previously dispensed, properly labeled container (including a unit dose container), reviewing ~~((it))~~ the label on the container with a verified transcription, a direct copy or the original medical practitioner's orders, giving the individual dose to the proper patient, and properly recording the time and dose given.

(16) "Drug dispensing" means an act entailing the interpretation of an order for a drug or biological and, pursuant to that order, proper selection, measuring, labeling, packaging, and issuance of the drug for a patient or for a service unit of the facility.

(17) "Facilities" means a room or area and/or equipment to serve a specific function.

(18) "Faucet controls" means wrist, knee, or foot control of the water supply:

(a) "Wrist control" means water supply controls not to exceed four and one-half inches overall horizontal length designed and installed to be operated by the wrists;

(b) "Knee control" means the water supply is controlled through a mixing valve designed and installed to be operated by the knee;

(c) "Foot control" means the water supply control is through a mixing valve designed and installed to be operated by the foot.

(19) "Grade" means the level of the ground adjacent to the building measured at required windows. The ground must be level or slope downward for a distance of at least ten feet from the wall of the building. From there the ground may slope upward not greater than an average of one foot vertical to two feet horizontal within a distance of eighteen feet from the building.

(20) "Handwashing facility" means a lavatory or a sink properly designed and equipped to serve for handwashing purposes.

(21) "He, him, his or himself" means a person of either sex, male or female, and does not mean preference for nor exclude reference to either sex.

(22) "High-risk infant" means an infant, regardless of gestational age or birth weight, whose extrauterine existence is compromised by a number of factors, ~~((perinatal))~~ prenatal, natal or postnatal, and who is in need of special medical or nursing care.

(23) "Hospital" means any institution, place, building, or agency which provides accommodations, facilities~~(;)~~ and services over a continuous period of twenty-four hours or more, for observation, diagnosis, or care, of two or more individuals not related to the operator who are suffering from illness, injury, deformity, or abnormality, or from any other condition for which obstetrical, medical, or surgical services would be appropriate for care or diagnosis. "Hospital" as used in this ~~((act))~~ chapter does not include hotels, or similar places furnishing only food and lodging, or simply domiciliary care; nor does it include clinics, or physicians' offices where patients are not regularly kept as bed patients for twenty-four hours or more; nor does it include nursing homes, as defined and which come within the scope of chapter 18.51 RCW; nor does it include maternity homes, which come within the scope of chapter 18.46 RCW; nor does it include psychiatric or alcoholism hospitals, which come within the scope of chapter 71.12 RCW; nor any other hospital, or institution specifically intended for use in the diagnosis and care of those suffering from mental illness, mental retardation, convulsive disorders, or other abnormal mental conditions. Furthermore, nothing in this ~~((act or the rules and regulations adopted pursuant thereto))~~ chapter shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any well-recognized church or religious denominations.

(24) "Infant" means a baby or very young child up to one year of age.

(25) "Infant station" means a space for a bassinet, incubator, or equivalent, including support equipment, used for the care of an individual infant.

(26) "Intensive care unit" means a special physical and functional unit for the segregation, concentration, and close or continuous nursing observation and care of patients ~~((who are))~~ critically, seriously, or acutely ill, and in need of intensive, highly skilled nursing service.

(27) "Investigational drug" means any article ~~((which has))~~ not ~~((been))~~ approved for use in the United States, but for which an investigational drug application (IND) has been approved by the Food and Drug Administration.

(28) "Island tub" means a bathtub placed in a room to permit free movement of a stretcher, patient lift, or wheelchair to at least one side of the tub, and movement of people on both sides and at the end of the tub.

(29) "Lavatory" means a plumbing fixture of adequate design and size for washing hands.

(30) "Legend drugs" means any drugs ~~((which are))~~ required by state law or regulation of the state board of pharmacy to be dispensed on prescription only or are restricted to use by practitioners only.

(31) "Licensed practical nurse," abbreviated L.P.N., means an individual licensed under provisions of chapter 18.78 RCW.

(32) "May" means permissive or discretionary on the part of the board or the department.

(33) "Medical staff" means those physicians and other practitioners appointed by the governing authority to practice, within the parameters of the medical staff bylaws, in the hospital.

(34) "Movable equipment" means equipment ~~((which is))~~ not built-in, fixed or attached to the building.

(35) "Neglect" means negligent treatment or maltreatment; an act or omission ~~((which evinces))~~ evincing a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to an individual patient's health, welfare, and safety.

(a) "Physical neglect" means physical or material deprivation~~(;)~~ (e.g., lack of medical care, lack of supervision necessary for patient level of development, inadequate food, clothing, or cleanliness).

(b) "Emotional neglect" means acts such as rejection, lack of stimulation, or other acts of commission or omission which may result in emotional or behavioral problems, physical manifestations, and disordered development.

(36) ~~((Neonatal))~~ Neonate" or "newborn" means a newly born infant through the twenty-seventh day of life or under twenty-eight days of age.

(37) "Neonatal intensive care nursery" means an area designed, organized, and equipped to provide constant nursing care to the high-risk infant.

(38) "New construction" means any of the following:

(a) New buildings to be used as hospitals;

(b) Additions to existing buildings to be used as hospitals;

(c) Conversion of existing buildings or portions thereof for use as hospitals;

(d) Alterations.

(39) "Nursing home unit" or "long-term care unit" means a group of beds for the accommodation of patients who, because of chronic illness or physical infirmities, require skilled nursing care and related medical services but ~~((who))~~ are not acutely ill and not in need of the highly technical or specialized services ordinarily a part of hospital care.

(40) "Nursing unit, general" means a separate physical and functional unit of the hospital ~~((which includes))~~ including a group of patient rooms, ancillary and administrative, and service facilities necessary to provide nursing service to the occupants of these patient rooms. Facilities ~~((which serve))~~ serving other areas of the hospital and ~~((which create))~~ creating traffic unnecessary to the functions of the nursing unit are excluded.

(41) "Observation room" means a room for close nursing observation and care of one or more outpatients for a period of less than twenty-four consecutive hours.

(42) "Obstetrical area" means the portions or units of the hospital designated or designed for care and treatment of women during the antepartum, intrapartum, and postpartum periods, and/or areas designed as nurseries for care of newborns.

(43) "Occupational therapist" means an individual having graduated with a bachelors degree in occupational therapy from a university or college occupational therapy program and having completed field work requirements of that program.

(44) "Patient" means an individual ~~((who is))~~ receiving (or has received) preventive, diagnostic, therapeutic, rehabilitative, maintenance,

or palliative health services at the hospital. "Outpatient" means a patient receiving services that generally do not require admission to a hospital bed for twenty-four hours or more.

(45) "Patient care areas" means all nursing service areas of the hospital (~~(in which)~~) where direct patient care is rendered and all other areas of the hospital (~~(in which)~~) where diagnostic or treatment procedures are performed directly upon a patient.

(46) "Person" means any individual, firm, partnership, corporation, company, association or joint stock association, and the legal successor thereof.

(47) "Pharmacist" means an individual licensed by the state board of pharmacy to engage in the practice of pharmacy under the provisions of chapter 18.64 RCW as now or hereafter amended.

(48) "Pharmacy" means the central area in a hospital where drugs are stored and are issued to hospital departments, or where prescriptions are filled.

(49) "Physical barrier" means a partition or similar space divider designed to prevent splash or spray between room areas.

(50) "Physical therapist" means an individual licensed under provisions of chapter 18.74 RCW.

(51) "Physician" means an individual licensed under provisions of chapter 18.71 RCW, Physicians, or chapter 18.57 RCW, Osteopathy—Osteopathic medicine and surgery.

(52) "Physician's assistant" means an individual who is not a physician but is practicing medicine in accordance with the provisions of chapter 18.71A RCW and the rules and regulations promulgated thereunder, or in accordance with provisions of chapter 18.57A RCW and the rules and regulations promulgated thereunder.

(53) "Prescription" means an order for drugs for a specific patient given by a licensed physician, dentist, or other individual legally authorized to write prescriptions, transmitted to a pharmacist for dispensing to the specific patient.

(54) "Psychiatric unit" means a separate portion of the hospital specifically reserved for the care of psychiatric patients (a part of which may be unlocked and a part locked), as distinguished from "seclusion rooms" or "security rooms" (~~(which are)~~) defined in subsections (65) and (66) of this section.

(55) "Psychiatrist" means a physician who has successfully completed a three-year residency program in psychiatry and (~~(is)~~) eligible for certification by the American board of psychiatry and neurology as described in "Directory of Residency Training Programs Accredited by the Accreditation Council for Graduate Medical Education," American Medical Association, 1981-1982, or eligible for certification by the American osteopathic board of neurology and psychiatry as described in "American Osteopathic Association Yearbook and Directory," 1981-1982.

(56) "Psychologist" means an individual (~~(who is)~~) licensed as a psychologist in the state of Washington under provisions of chapter 18.83 RCW.

(57) "Recreational therapist" means an individual with a bachelor's degree (~~(which includes)~~) including a major or option in therapeutic recreation or recreation for the ill and handicapped.

(58) "Recovery unit" means a special physical and functional unit for the segregation, concentration, and close or continuous nursing observation and care of patients for a period of less than twenty-four hours immediately following anesthesia, obstetrical delivery, surgery, or other diagnostic or treatment procedures which may produce shock, respiratory obstruction or depression, or other serious states.

(59) "Referred outpatient diagnostic service" means a service (~~(which is:)~~) provided to an individual (~~(who is)~~) receiving his or her medical diagnosis, treatment, and other health care services from one or more sources outside the hospital; limited to diagnostic tests and examinations (~~(which do)~~) not (~~(involve)~~) involving the administration of a parenteral injection, the use of a local or general anesthesia or the performance of a surgical procedure; and ordered by a health care practitioner, legally permitted to order such tests and examinations, to whom the hospital reports the findings and results of the tests and examinations.

(60) "Registered nurse" means an individual licensed under the provisions of chapter 18.88 RCW and (~~(who is)~~) practicing in accordance with the rules and regulations promulgated thereunder.

(61) "Restraint" means any apparatus used for the purpose of preventing or limiting free body movement. This shall not be interpreted to include a safety device as defined herein.

(62) "Room" means a space set apart by floor-to-ceiling partitions on all sides with proper access to a corridor and with all openings provided with doors or windows.

(63) "Rooming-in" means an arrangement for mother and infant to room together with provision for family interaction within the hospital setting.

(64) "Safety device" means a device used to safeguard a patient who, because of his or her developmental level or condition, is particularly subject to accidental self-injury.

(65) "Seclusion room" means a small, secure room specifically designed and organized to provide for temporary placement, care, and observation of one patient and further providing an environment with minimal sensory stimuli, maximum security and protection, and visualization of the patient by authorized personnel and staff. Doors of seclusion rooms shall be provided with staff controlled locks. There shall be security relites in the door or equivalent means (~~(which afford)~~) affording visibility of the occupant at all times. Inside or outside rooms may be acceptable.

(66) "Security room" means a patient sleeping room designed, furnished, and equipped to provide maximum safety and security, including window protection or security windows and a lockable door with provision for observation of room occupant or occupants.

(67) "Self-administration of drugs" means a patient administering or taking his or her own drugs from properly labeled containers: PROVIDED, That the facility maintains the responsibility for seeing the drugs are used correctly and the patient is responding appropriately.

(68) "Shall" means compliance is mandatory.

(69) "Should" means a suggestion or recommendation, but not a requirement.

(70) "Sinks:"

(a) "Clinic service sink (siphon jet)" means a plumbing fixture of adequate size and proper design for waste disposal with siphon jet or similar action sufficient to flush solid matter of at least two and one-eighth inch diameter.

(b) "Scrub sink" means a plumbing fixture of adequate size and proper design for thorough washing of hands and arms, equipped with knee, foot, electronic, or equivalent control, and gooseneck spout.

(c) "Service sink" means a plumbing fixture of adequate size and proper design for filling and emptying mop buckets.

(71) "Social worker" means an individual holding a masters degree in social work from a graduate school of social work approved by the council on social work education.

(72) "Soiled" (when used in reference to a room, area, or facility) means space and equipment for collection and/or cleaning of used or contaminated supplies and equipment and/or collection and/or disposal of wastes.

(73) "Stretcher" means a four-wheeled cart designed to serve as a litter for the transport of an ill or injured individual in a horizontal or recumbent position.

(74) "Surgical procedure" means any manual or operative procedure performed upon the body of a living human being for the purpose of preserving health, diagnosing or curing disease, repairing injury, correcting deformity or defect, prolonging life or relieving suffering, and involving any of the following: Incision, excision, or curettage of tissue or an organ; suture or other repair of tissue or an organ including a closed as well as an open reduction of a fracture; extraction of tissue including the premature extraction of the products of conception from the uterus; or an endoscopic examination with use of a local or general anesthesia.

(75) "Through traffic" means traffic for which the origin and destination are outside the room or area (~~(which serves)~~) serving as a passageway.

(76) "Toilet" means a room containing at least one water closet.

(77) "Tuberculous patient" means an individual (~~(who is)~~) receiving diagnostic or treatment services because of suspected or known tuberculosis.

(78) "Water closet" means a plumbing fixture for defecation fitted with a seat and device for flushing the bowl of the fixture with water.

(79) "Window" means a glazed opening in an exterior wall.

(a) "Maximum security window" means a window that can only be opened by keys or tools (~~(that are)~~) under the control of personnel. The operation of such shall be restricted to prohibit escape or suicide. Where glass fragments may create a hazard, safety glazing and/or other appropriate security features shall be incorporated. Approved transparent materials other than glass may be used.

(b) "Relite" means a glazed opening in an interior partition between a corridor and a room or between two rooms to permit viewing.

(c) "Security window" means a window designed to inhibit exit, entry, and injury to a patient, incorporating approved, safe transparent material.

AMENDATORY SECTION (Amending Order 179, filed 5/25/79)

WAC 248-18-215 PEDIATRIC SERVICES. (1) Definitions.

(a) "Adolescent" shall mean an individual during the period of life beginning with the appearance of secondary sex characteristics and terminating with the cessation of somatic growth.

(b) "Children" shall mean young persons of either sex between infancy and adolescence.

(c) "Double-checking" means verification of patient identity, agent to be administered, route, quantity, rate of administration, time, and interval by two persons prior to administration of the agent.

~~((d)) "Infant" means a baby or very young child up to one year of age.))~~

(2) Hospitals admitting infants, children, and adolescents shall have written policies and procedures specifying the criteria for admission to the hospital and conditions requiring transfer when indicated. These policies and procedures shall be based upon the resources available at the hospital, specifically in terms of personnel, space, equipment, and supplies.

(3) Guidelines shall be developed related to placement or room assignment of infants, children, and adolescents under usual, specific, and/or unusual conditions within the hospital.

(a) Infants and children shall be placed in beds where frequent observation is possible.

(b) Decisions regarding placement or room assignment of infants and children in the hospital shall incorporate the judgment of a registered nurse.

(c) Children and adolescents should be placed in rooms with peers to the extent practicable.

(4) Hospitals admitting infants and children shall have available to the area and within the hospital the following equipment and supplies of pediatric size: Intubation equipment; oxygen masks for the ventilatory bags; blood pressure cuffs; intravenous equipment and supplies; emergency medications; stethoscope; defibrillator paddles; measuring devices(;) (should measure metric).

(5) In hospitals admitting infants and children, there shall be written hospital policy and procedural guidelines for determining appropriate safety measures for each infant and child in terms of the use of particular types of cribs, bassinets or beds; utilization of restraints, side rails, and safety devices.

(a) Criteria shall be developed for safe toys and play items (~~which may be~~) utilized in the hospital.

(b) There shall be policies and procedures specific to both infectious childhood diseases and childhood susceptibility to infections, and the control thereof.

(c) Nutritional guidelines shall be developed for infants, children, and adolescents to include normal diets and diets for special nutritional needs.

(6) In areas where infants, children, and adolescents are patients, procedures shall be developed specific to administration of drugs and intravenous fluids.

(a) There shall be written guidelines for amounts of intravenous fluid (~~that~~) infants, children, and adolescents of various ages, body surface areas, and/or weights should receive; rate control and checking procedures which may be required by the hospital; required or recommended use of rate control measuring chambers.

(b) There shall be documentation requirements specified for intravenous therapy to include intake and output.

(c) There shall be procedures for calculation of fractional and/or pediatric doses of agents or medications available for use by licensed nurses (~~who administer~~) administering medications to children.

(i) Special instructions for administration of agents or medications to which general rules of dosage calculation are not applicable shall be available for licensed nurses (~~who administer~~) administering medications.

(ii) There shall be double-checking procedures for highly toxic agents or medications and blood; a list of agents and medication requiring double-checking should be available in patient care areas, and double-checking should include two professionals.

(7) A mechanism for consultation with a pediatrician or with a physician (~~who has~~) having preparation and/or experience in pediatrics should be developed in hospitals admitting infants and children.

(8) Hospitals admitting children should have criteria specific to knowledge and experience requirement of nurses hired to work in areas where there are patients who are infants, children, or adolescents.

(9) Policies shall specify admission assessment requirements for infants, children, and adolescents.

(10) An inservice program shall be established and should include drugs and toxicology, intravenous therapy, pediatric emergency procedures, infant and child nutrition, and child abuse (including identification of high-risk families).

(11) Organized, distinct, pediatric units shall include:

(a) An accessible examination or treatment area;

(b) A sufficient and safe area for diversional play activities;

(c) Provision for isolation areas with established criteria for use;

(d) Medical direction of pediatric services by a physician member of the active medical staff (~~who has~~) having experience in pediatrics and whose functions and scope of responsibility are as delineated by the medical staff;

(e) An interdisciplinary committee including representation of nursing staff, medical staff, and administration responsible for policy development and review of practice in the unit;

(f) A registered nurse prepared through education and experience in pediatrics to supervise nursing care and to be responsible for implementation of nursing policies, procedures, and practice.

AMENDATORY SECTION (Amending Order 201, filed 7/14/80)

WAC 248-18-220 OBSTETRICAL DEPARTMENT. Any hospital (~~which provides~~) providing obstetrical services shall be in compliance with the following additional requirements.

(1) (~~Definitions:~~

~~(a) "High risk infant" means an infant, regardless of gestational age or birth weight, whose extrauterine existence is compromised by various factors, prenatal, natal, or postnatal and who therefore is in need of special or extraordinary medical and/or nursing care.~~

~~(b) "Infant" means a baby or very young child up to one year of age.~~

~~(c) "Neonate" or "newborn" means a newly born infant less than twenty-eight days of age.~~

~~(d) "Obstetrical area" means the portions or units of the hospital designated or designed for care and treatment of women during the antepartum, intrapartum and postpartum period and/or areas designed as nurseries for care of newborns.~~

~~(e) "Rooming in" means an arrangement for mother and infant to room together with provision for family interaction within the hospital setting.~~

~~(2)) General.~~

(a) Obstetrical areas shall be located and arranged to minimize the traffic to and from other areas.

(i) There shall be at least one water closet and lavatory for every six obstetrical beds or fraction thereof.

(ii) There shall be capability to isolate patients, when appropriate, in each obstetrical area.

(b) There shall be appropriate, adequate, and separate resuscitation equipment (~~which has been~~) designed for adult and newborn in each obstetrical service area.

(c) There shall be written policies and procedures addressing the placement, admission, or room assignment of obstetrical patients and newborns. These policies and procedures shall reflect (~~psycho-social~~) psychosocial needs of patients and shall be approved by the infection control committee or by an equivalent designated committee.

(d) There shall be written policy approved by the infection control committee or by an equivalent designated committee regarding assignment and utilization of personnel from the obstetrical areas to other areas and from other areas of the hospital to any obstetrical service area.

(e) There shall be policies and procedures related to wearing of uniforms, scrub clothes, or cover-ups for persons entering or leaving each obstetrical service area. An abbreviated notice of the dress code should be posted in a prominent location within each obstetrical area.

(f) (~~Hand-washing~~) Handwashing procedures shall be posted. These shall be approved annually by the infection control committee or by an equivalent designated committee.

(g) Written visiting policies shall specify who may enter the labor, delivery, and nursery areas and specify other conditions related to the visiting of mothers and newborns.

(h) Routine orders when used shall be reviewed annually and signed by the appropriate physician.

(i) There shall be written policies and procedures regulating room assignment, visitors, supplies, equipment, and staff responsibility for care of mother and newborn when rooming-in is used.

~~((3)) (2) Labor and delivery. There shall be a written policy addressing adequate (~~provisions~~) provision or provisions for ensuring~~

optimum body heat of the newborn at all times, including during transport.

(a) There shall be adequate provision for ensuring optimum body heat of the newborn at all times including during transport.

(b) Rooms used for patients in labor shall be single or two-bed rooms within or close to the obstetrical delivery suite. Labor rooms within a delivery suite shall be used exclusively for obstetrical patients. Labor rooms outside of the delivery suite (~~(which have)~~) having outside windows may be used for other patients if the usual daily obstetrical census of the hospital is less than the approved number of beds in these labor rooms.

(c) Obstetrical delivery facilities in operation or approved for construction prior to February 21, 1975, shall be in a separate, segregated, delivery suite (~~(which services)~~) servicing obstetrical patients exclusively.

(i) The minimum dimension of the delivery rooms shall be ~~((+5))~~ fifteen feet. A delivery room shall have a minimum delivery area of ~~((270))~~ two hundred seventy square feet and be properly equipped for the care of mothers and newborns.

(ii) There shall be a scrub-up, clean-up, sterilization, storage, housekeeping and staff facilities (~~(that shall be)~~) in accord with WAC 248-18-600(1)(c), (d), (e), (f), (g), (h), (i), (j), and (k). This shall not be interpreted to effect the state board of health exemptions from requirements for delivery room facilities (~~(which were)~~) granted prior to February 21, 1975.

(d) The temperature in the delivery room shall be maintained at a minimum of 72° F 22.2° C, with a reliable method of monitoring temperature.

~~((+3))~~ (3) Exemptions to the requirement for a separate, segregated, delivery suite. The secretary of the department or his or her designee may, upon written application by the hospital, exempt the hospital from compliance of WAC 248-18-220(~~((3))~~)(2)(c) to permit a hospital to close (~~(its)~~) the obstetrical delivery suite and use surgery suite facilities for obstetrical deliveries or to permit a hospital to use obstetrical delivery suite facilities for surgical operations, providing the following requirements are met:

(a) The use of the hospital's obstetrical suite facilities prior to the granting of the exemption shall have averaged less than four hundred obstetrical deliveries per delivery room per year.

(b) The hospital shall establish a policy governing the use of obstetrical delivery and operating rooms (~~(which ensures that)~~) ensuring any patient (~~(who presents)~~) presenting with parturition imminent or with an obstetrical emergency (~~(which requires)~~) requiring immediate medical intervention to preserve the health and life of the mother or her infant, is given priority over other obstetrical and nonemergent surgical procedures.

(c) The hospital's infection control committee or an equivalent designated committee shall approve policies and procedures designed to prevent the transmission of infection through the combined use of surgery or obstetrical delivery suite facilities and shall maintain a system of discovery, reporting, and investigation of all infection occurring in surgical, obstetrical, or neonatal patients. A record of reports and investigations of all such infection shall be kept on file.

(d) A hospital (~~(which is)~~) permitted to use facilities in the obstetrical delivery suite for surgical operations shall:

(i) Reserve for obstetrical deliveries exclusively at least one delivery room.

(ii) Give priority to any obstetrical patients for whom parturition is imminent when the number of such obstetrical patients and patients scheduled for surgery in the delivery suite exceed the number of patients which can be accommodated in the obstetrical rooms available.

(iii) Exclude the following categories of surgery from the obstetrical delivery suite: Surgery performed on persons (~~(who have)~~) having a known or suspected infection(~~(s)~~) (acute or chronic), are known carriers of a communicable disease, or who are known to have been exposed to communicable disease to which susceptible within a recent period which is less than the maximum incubation period of the disease; change or removal of a cast; mouth, nose or throat surgery; intestinal, rectal, anal or perianal surgery other than incidental appendectomy.

(e) A hospital may, at the discretion of the department, be permitted to use one operating room for surgical operations and obstetrical deliveries, provided the hospital has only one operating room in (~~(its)~~) the hospital's surgery suite. Any hospital (~~(which is)~~) permitted to close (~~(its)~~) the obstetrical suite and use facilities in the surgery suite for obstetrical delivery shall:

(i) Designate for obstetrical deliveries at least one operating room and such additional rooms as are necessary.

(ii) Give priority to any obstetrical patient for whom parturition is imminent when the number of such obstetrical patients and the number of patients scheduled for nonemergency surgery exceeds the number of patients that can be accommodated in the operating rooms available.

(f) Any hospital to which an exemption from WAC 248-18-220(~~((3))~~)(2)(c) has been granted shall establish policies and procedures and maintain appropriate equipment and supplies for rapid conversion of the labor room to an emergency delivery room should an obstetrical delivery be imminent at a time when all obstetrical rooms or operating rooms are in use.

~~((5))~~ (4) Nursery.

(a) A properly equipped nursery shall be provided for assessment and care of newborns.

(i) Supplies and equipment shall be available in appropriate sizes and types.

(ii) A wall clock with sweep second hand shall be visible from each nursery room.

(iii) Measuring devices should register metric.

(iv) There shall be provisions to do portable (~~(X-ray)~~) x-ray in the nursery area.

(v) There shall be an oxygen source in the nursery area with oxygen analyzer available.

(vi) Mechanical suction and compressed air shall be available.

(vii) There shall be provision for warming and humidifying oxygen mixtures.

(b) The nursery room shall provide a minimum of ~~((20))~~ twenty square feet per bassinet.

(c) Bassinets shall be placed at least two feet apart.

(d) The temperature in each nursery room shall be maintained at a range of 72° to 75° F, 22° to 25° C, with a reliable method for monitoring the temperature.

(e) The nursery shall have window area equal to at least one-eighth of the floor area, or shall be provided with complete air conditioning to control temperature, humidity, and air motion.

(f) There shall be adequate handwashing facilities with foot, knee, or elbow faucet controls located at the entrance to the nursery area. A lavatory with foot, knee, or elbow faucet controls shall be located in each nursery room.

(g) There shall be provision for visitors to view newborns from outside the nursery.

(h) Nursing care of the newborn shall be under the supervision of a registered nurse in the hospital at all times.

(i) There shall be sufficient nursing service personnel to provide continued observation and care of the newborn when the newborn is in the nursery.

(j) Infection control.

(i) Handwashing and gowning procedures shall be established and followed prior to entering the nursery and before handling each infant and/or clean equipment.

(ii) Individual equipment, supplies, and techniques shall be used for the care of each infant, including equipment for bathing and transporting infants.

(iii) Special equipment (~~(which is)~~) used for more than one infant shall be used in ways (~~(which)~~) to prevent cross-infection and as approved by the infection control committee or by an equivalent designated committee.

(iv) Infants exhibiting signs of infection or with suspected exposure to communicable disease shall be isolated from other infants without delay.

(v) Procedures for isolation of newborns shall be approved by the infection control committee or by an equivalent designated committee.

(vi) Prophylactic treatment of the eyes of the newborn shall be carried out in accordance with RCW 70.24.040 and WAC 248-100-295 as now or hereafter amended.

(k) Blood specimens shall be obtained for PKU (phenylketonuria) and other metabolic tests prior to discharge from the hospital or when the infant is ten days of age, whichever comes first in accordance with RCW 70.83.020.

(l) Newborns shall be marked for identification in the delivery room or prior to separation from the mother. Verification of initial identification shall be recorded at the time done and at the time of discharge.

(m) There shall be an emergency call system from the nursery to another nearby professionally staffed area.

~~((6))~~ (5) Formula, foods, and nourishments.

(a) There shall be a clean, designated area for storage of infant formula.

(b) Formula shall be stored according to ~~((manufacturers))~~ manufacturer's directions.

(c) Formula shall not be used beyond the ~~((manufacturers))~~ manufacturer's date of expiration.

(d) Formula shall be prepared and used according to ~~((manufacturers))~~ manufacturer's and/or ~~((physicians))~~ physician's directions.

(e) Aseptic techniques shall be used in handling and preparing infant formula according to ~~((manufacturers))~~ manufacturer's directions.

(f) Provision and procedures shall be established for procuring, handling, and storage of breast milk.

~~((7))~~ (6) Hospitals admitting or treating high-risk infants shall provide appropriate and adequate staff, equipment, back-up services, and consultation provisions to meet the needs of the high-risk infant.

FOOTNOTE:

All regulations for nurseries are applicable to any hospital ~~((which provides))~~ providing care for infants~~(:)~~ (see WAC 248-18-220~~((5))~~(4) and ~~((7))~~(6)).

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 195, filed 3/4/80)

WAC 248-18-222 BIRTHING ROOMS. (1) ~~((Definitions:~~

~~(a) "Birthing room" means a room designed, equipped and arranged to provide for the care of a woman and newborn and to accommodate her support persons during the complete process of vaginal childbirth (three stages of labor and recovery of woman and newborn):~~

~~(b) "Rooming in" means an arrangement for a mother and infant to remain together during the hospital stay with provision for family interaction:~~

~~(2))~~ In those hospitals, where labor and birth are planned and permitted to occur in the same room~~(:)~~ (by hospital policy), birthing ~~((room(s)))~~ room or rooms shall be provided and shall comply with the following regulations:

(a) A birthing room shall be adequate and appropriate to provide the equipment, staff, supplies, emergency procedures, and short-term rooming-in required for the physical and emotional care of a woman, her support ~~((person(s)))~~ person or persons, and the newborn during labor, delivery, and the immediate ~~((post-partum))~~ postpartum period.

(b) Usable floor area shall be sufficient to accommodate patient, furnishings, staff, her support persons, equipment, and movement necessary for the care of the woman and newborn.

(c) A lavatory equipped with a gooseneck spout and wrist, knee, or foot faucet control shall be located within the birthing room or within the immediate vicinity of the birthing room.

(d) A designated lavatory and water closet shall be conveniently located for use of patient and her support ~~((person(s)))~~ person or persons.

(e) A bathing facility shall be available for patient use.

(f) There shall be an enclosed ~~((cabinet(s)))~~ cabinet or cabinets or ~~((cart(s)))~~ cart or carts readily accessible for storage of necessary linens, instruments, supplies, medications, and equipment used in the care of the woman and newborn.

(g) There shall be wardrobe ~~((unit(s)))~~ unit or units or ~~((closet(s)))~~ closet or closets in the vicinity for the belongings of the patient and her support ~~((person(s)))~~ person or persons.

(h) Adequate portable or fixed work surface area shall be maintained for use in the birthing room.

(i) There shall be a nurse signaling device accessible and operating for each patient. There shall be an adequate and appropriate device for use of staff and within reach to summon emergency back-up personnel when needed.

(j) Emergency power for lighting and operation of equipment shall be immediately available.

(k) Floors, walls, cabinets, ceilings, and furnishings shall be easily cleanable. Carpets shall not be permitted.

~~((3))~~ (2) Adequate and appropriate size and type of equipment and supplies for woman and newborn shall be readily available and shall include:

(a) A bed suitable for labor, birth, and recovery.

(b) Separate oxygen with flow meters and masks or equivalent for mother and newborn.

(c) Mechanical suction for a woman and De Lee or bulb suction for newborn.

(d) Resuscitation equipment to include resuscitation bags and masks, endotracheal tubes, laryngoscopes, and oral airways.

(e) Provision to monitor and maintain optimum body temperature of newborn. A radiant heat source shall be available for unstable newborns. An appropriate newborn incubator shall be available.

(f) Newborn bed.

(g) General lighting source and provision for examination lights.

(h) A clock with a sweep second hand visible from ~~((room(s)))~~ room or rooms.

(i) Newborn scale.

(j) Provision for soiled linen and waste material ~~((which))~~ shall be enclosed or covered during transport.

~~((4))~~ (3) Written operational policy, procedures, and means for implementation shall be available and ~~((staff))~~ include:

(a) Definition of the patients ~~((who may))~~ to be admitted to birthing ~~((room(s)))~~ room or rooms.

(b) Definition of patients ~~((who shall))~~ not to be admitted to birthing ~~((room(s)))~~ room or rooms.

(c) Identification of the woman or newborn whose conditions are determined to be inappropriate for continued care in a birthing ~~((room(s)))~~ room or rooms.

(d) Definition of visitors and support persons who may be admitted to the birthing ~~((room(s)))~~ room or rooms.

(e) A written plan for consultation, emergency transfer, and/or transport of an infant to a newborn nursery or ~~((neo-natal))~~ neonatal intensive care nursery.

(f) A written plan for consultation, emergency transfer, and/or transport of a woman to an appropriate obstetrical department or patient care area.

(g) Prophylactic treatment of eyes of the newborn in accordance with RCW 70.24.040, WAC 248-100-295, now or as hereafter amended.

(h) A blood specimen for detection of congenital metabolic disorders immediately prior to discharge or release from the hospital in accordance with RCW 70.83.020, WAC 248-102-010, now or as hereafter amended.

(i) Assignment and utilization of personnel from the birthing ~~((room(s)))~~ room or rooms to other areas of the hospital and from other areas of the hospital to the birthing ~~((room(s)))~~ room or rooms.

(j) Infection control, e.g., screening of ~~((visitors/support person(s)))~~ visitors or support person or persons.

~~((5))~~ (4) Medical direction and supervision.

(a) The medical services provided in birthing ~~((room(s)))~~ room or rooms shall be directed by a physician ~~((member(s)))~~ member or members of the active medical staff ~~((who has))~~ having experience in obstetrics and the immediate newborn period and whose functions and scope of responsibility shall be as delineated by the medical staff.

(b) Hospital birthing rooms shall be under the supervision of a registered nurse or licensed midwife prepared through education and experience in obstetrical and newborn nursing and family orientation to birthing.

~~((6))~~ (5) There shall be review and revision of policies, procedures, and functions in the birthing ~~((room(s)))~~ room or rooms as needed and, in addition, at least one such review every three years by an appropriate interdisciplinary committee, including medical staff and nursing services, with a report to the executive committee of the medical staff and to the administration.

~~((7))~~ (6) Record keeping shall include the following:

(a) Adequate and specific notes describing newborn and maternal status during labor, birth, and recovery.

(b) Completion of birth certificate.

(c) Verification of initial identification of the newborn.

(d) Documentation that the metabolic screening specimen was obtained and forwarded as specified in RCW 70.83.020, chapter 248-102 WAC, now or as hereafter amended.

(e) Medical records, ~~((register(s)))~~ register or registers, and ~~((index(es)))~~ index or indexes as described in WAC 248-18-440(3), (6), and (7).

AMENDATORY SECTION (Amending Order 179, filed 5/25/79)

WAC 248-18-223 NEONATAL INTENSIVE CARE NURSERY. (1) ~~((Definitions:~~

~~(a) "Infant station" means a space for a bassinet, incubator or equivalent, including support equipment, used for the care of an individual infant.~~

(b) "High risk infant" means an infant, regardless of gestational age or birth weight, whose extrauterine existence is compromised by various factors, prenatal, natal, or postnatal and who therefore is in need of special or extraordinary medical and/or nursing care.

~~(c)~~ "Neonatal intensive care" means management of high-risk infants requiring constant nursing care and ~~((cardio-pulmonary))~~ cardiopulmonary and/or other life support on a continuing basis.

~~((d))~~ "Neonatal intensive care nursery" means an area designed, organized and equipped to provide constant nursing care to the high risk infant.)

(2) If neonatal intensive care services are provided, the following regulations shall apply.

(a) Regulations for WAC 248-18-220~~((5))~~(4) shall apply to the intensive care nursery, with the exception of space and viewing areas.

(b) The neonatal intensive care nursery shall provide at least ~~((50))~~ fifty square feet per infant station.

(c) Eight electrical receptacles (four duplex receptacles or equivalent), shall be available within each infant station. All electrical receptacles shall be on the emergency generator.

(d) Oxygen, air, and suction capabilities shall include:

(i) Two separate oxygen outlets available for each infant station~~((;))~~ (portable tanks and/or piped oxygen).

(ii) One compressed air source available per infant station.

(iii) Two oxygen analyzers available in the intensive care nursery.

(iv) A mechanism for blending oxygen and compressed air.

(v) Capability to warm and humidify oxygen mixtures prior to administration.

(vi) One electrical mechanical suction per infant station and other mechanical suction available.

(e) A waiting and instruction area shall be available near the intensive care nursery.

(f) Neonatal intensive care nursery services shall be directed by a physician member of the active medical staff ~~((who has))~~ having experience in neonatal medicine and whose functions and scope of responsibility shall be as delineated by the medical staff.

(g) There shall be an adequate number of nursing personnel skilled in the care of high-risk infants available in the neonatal intensive care nursery.

(i) The intensive care nursery shall be under the nursing supervision of a registered nurse prepared through education and/or experience in the intensive care of infants.

(ii) There shall be two persons assigned to the intensive care nursery when an infant requiring intensive care is present.

(h) Standing orders shall be available for nursing services. There shall be written medical policies and orders to guide the action of nurses and other personnel if an emergency is imminent or arises and a physician is not present. These shall: Delineate the circumstances for which particular policies and orders are to be followed; provide for a physician to be called as rapidly as possible; delineate the minimum qualifications or training of persons who may execute particular medical orders; and be approved in writing by appropriate representatives of the medical, nursing, and administrative staff. An order for the administration of a drug or other treatment during a medical emergency shall include: A description of the treatment ~~((which includes))~~ including the name of each drug or other agent; the dosage, concentration, or intensity of the drug or agent; the route or method of administration; and, where pertinent, the time interval, frequency or duration of administration. These policies shall be reviewed and approved in writing by appropriate representatives of the nursing, administrative, and medical staff annually.

(i) The intensive care nursery shall have available within the hospital at all times laboratory, radiology, and respiratory care services.

(i) A person skilled in infant respiratory management and endotracheal intubation of newborns shall be available within the hospital at all times.

(ii) Anesthesia and social services shall be available.

(iii) Other facilities shall be readily available for use where infants may require services of subspecialists.

(j) There shall be written plans for patient care, discharge, and transfer with provisions for follow-up.

(k) There shall be periodic evaluation of the neonatal intensive care nursery service by an appropriate interdisciplinary committee including medical staff and nursing services with a report to the executive committee and administration.

AMENDATORY SECTION (Amending Order 216, filed 10/23/81)

WAC 248-18-240 PSYCHIATRIC UNIT. (1) Definitions.

(a) "Corporal punishment" means punishment or negative reinforcement accomplished by direct physical contact regardless of whether or not damage is inflicted.

(b) "Discipline" means reasonable actions by personnel and staff aimed at regulation of unacceptable behavior.

(c) "Family" means individuals ~~((who are))~~ important to and designated by a patient, who need not be relatives.

(d) "Individualized treatment plan" means a written statement of care to be provided for a patient based upon assessment of his or her strengths, physical, and psychosocial problems. This statement shall include short- and long-term goals with an estimated time frame stipulated and shall include discharge planning. When appropriate, the statement shall be developed with participation of the patient.

(e) "Multidisciplinary treatment team" means a group comprised of individuals from the various treatment disciplines and clinical services who assess, plan, implement, and evaluate treatment for patients under care.

(2) The layout, design of details, equipment, and furnishings of a psychiatric unit shall be such that patients are in a safe and secure environment with provisions for close observation. Security or maximum security windows appropriate to area and program shall be used.

(3) Adequate space suitably equipped shall be provided for a day room on the unit. A suitably equipped dining area, recreational activity area, and occupational therapy area shall be provided. If large enough and properly arranged, one area may serve for more than one of these purposes.

(4) A treatment room shall be available within the facility.

(5) Adequate provision for space and privacy shall be made for interviewing, group and individual counseling, patient and family visiting.

(6) There shall be adequate space for physical activities of patients. There should be suitable outdoor space for patient recreation.

(7) Policies, procedures, techniques.

(a) Policies shall address development, implementation, and review of the individualized treatment plan, and participation of the multidisciplinary treatment team, the patient, and the family. A preliminary treatment plan shall be developed within twenty-four hours of admission.

(b) There shall be written policies and procedures ~~((which provide))~~ providing for a written psychiatric evaluation of each patient; availability and performance of psychological services; provision of social work, occupational therapy, and recreational services; a physical examination and history documented within forty-eight hours of admission.

(c) Patient rights shall be described in policy and reflected in care as described in chapter 71.05 RCW and in chapter 275-55 WAC ~~((as follows: WAC 275-55-050, 275-55-170, 275-55-200(1), 275-55-260, 275-55-270, and 275-55-288)).~~

(d) Disciplinary policies shall be stated in writing and shall prohibit corporal punishment. Disciplinary actions shall be documented in the medical record.

(e) Seclusion and mechanical restraints, when used, shall be used in accordance with chapter 275-55 WAC ~~((275-55-280(2)(o) and (p)(i), (ii), (iii), and (iv))).~~ There shall be documentation in the medical record of observation and assessment of patient needs every fifteen minutes during restraint or seclusion with intervention as indicated.

(f) Patients shall not be used to carry the responsibility for basic maintenance of the facility and/or equipment, housekeeping, or food service. Tasks may be performed under direct supervision insofar as the tasks are included in and appropriate to the individualized treatment plan and documented as part of the treatment program. Work assignments, if used, shall be appropriate to the age, physical, and mental condition of the patient.

(8) Personnel staff and other services.

(a) Clinical responsibility for psychiatric services shall be assigned to an individual ~~((who has demonstrated))~~ demonstrating experience in psychiatric treatment and care. This individual shall be designated and function as specified in the medical staff bylaws.

(b) There shall be a psychiatrist with medical staff privileges available for liaison activities and consultation.

(c) There shall be a full-time registered nurse with experience and/or specialized education in psychiatric nursing responsible for nursing care.

(d) There shall be social work services provided with the ongoing input of a social worker experienced in working with psychiatric patients.

(e) Occupational therapy services shall be provided with the ongoing input of an occupational therapist experienced in working with psychiatric patients.

(f) Recreational services shall be provided. Ongoing input of a recreational therapist experienced in working with psychiatric patients should be available.

(g) There should be available a psychologist (~~(who has)~~ **having** experience in working with psychiatric patients (~~(who shall be responsible)~~ **and having responsibility** for psychological diagnostic evaluation and specialized psychological treatment modules.

(h) There shall be a plan for arranging needed special services as identified in the individualized treatment plan of each patient.

AMENDATORY SECTION (Amending Order 209, filed 2/18/81)

WAC 248-18-500 APPLICABILITY OF THESE REGULATIONS GOVERNING HOSPITAL CONSTRUCTION. (1) These regulations apply to new construction of hospitals (~~(which are)~~) covered by RCW 70.41.020 (section 2, chapter 267, Laws of 1955).¹ New construction shall include any of the following started after promulgation of these regulations:

- (a) New buildings to be used as hospitals;
 - (b) Additions to existing buildings to be used as hospitals;
 - (c) Conversions of existing buildings or portions thereof for use as hospitals;
 - (d) Alterations other than minor alterations to existing hospitals.
- (2) These regulations cover the facilities generally required within a hospital, with the following provisions.

(a) Omission of required facilities for some services may be permitted provided definite arrangement has been made for adequate services from suitably located facilities outside the hospital.

(b) Hospitals (~~(which will restrict)~~ **restricting** services to legally allowable and customarily recognized limitations may be permitted to omit required facilities for the services (~~(which are)~~) not to be provided.

(c) Facilities provided, (~~(which are)~~) not specifically required by these regulations, must be adequate for the services to be performed and must meet the objectives of these regulations.

NOTE:

¹See WAC (~~(248-18-505(1))~~) 248-18-001 for definition of "hospital."

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-520 SITE AND SITE DEVELOPMENT. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(~~(7)~~)).

- (1) LOCATION.^{2, 3}
 - (a) SERVED BY AT LEAST ONE STREET, USABLE UNDER ALL WEATHER CONDITIONS.
 - (b) REMOTE FROM INSECT BREEDING AREAS AND FREE FROM OBJECTIONABLE NOISE, SMOKE, DUST, AND ODORS.
 - (c) SERVED BY ADEQUATE UTILITIES.²
 - (d) ON HIGH GROUND PROVIDING NATURAL DRAINAGE OR SERVED BY ADEQUATE STORM SEWERS.
 - (e) SERVED BY ADEQUATE ORGANIZED FIRE FIGHTING AND POLICE SERVICES.

Sufficiently close to center of community served.

- (2) SIZE.
 - (a) ADEQUATE FOR HOSPITAL PLANNED AND NECESSARY SERVICE ROADS AND PARKING.
 - (b) SUFFICIENT TO PROVIDE PRIVACY FOR PATIENTS and attractive grounds.

Sufficient for (~~(+00%)~~) one hundred percent expansion in building area.

Four acres for (~~(25)~~) twenty-five beds, six acres for (~~(50)~~) fifty beds, nine acres for (~~(+00)~~) one hundred beds, sixteen acres for (~~(200)~~) two hundred beds are recommended.

(c) SUFFICIENT FOR PRIVATE SEWAGE DISPOSAL IF THERE IS NO PUBLIC SEWER SYSTEM.

- (3) PARKING AREA.
 - (a) LOCATED FOR CONVENIENCE AND TO AVOID UNDESIRABLE DISTURBANCE TO PATIENTS.

(b) ADEQUATE NUMBER OF PARKING SPACES.
One parking space per bed plus one space per employee for the day shift recommended.

- (c) ADEQUATE DRAINAGE.
- (d) SURFACE TREATED TO MINIMIZE DUST. Illuminated at night.
- (4) DRIVES AND WALKS.
 - (a) ADEQUATE FOR MOVEMENT OF PATIENTS, VISITORS, STAFF AND SERVICE VEHICLES.
 - (b) CONSTRUCTED FOR USE UNDER ALL WEATHER CONDITIONS.
 - (c) LOCATED TO PREVENT CONFLICTING TRAFFIC.
 - (d) LOCATED FOR A MINIMUM OF DISTURBANCE TO PATIENTS.
 - (e) SURFACE TREATED TO MINIMIZE DUST. Illuminated at night.
 - (5) ENTRANCES.
 - (a) LOCATED FOR A MINIMUM OF DISTURBANCE TO PATIENTS.
 - (b) ENTRANCES REQUIRED FOR MOVEMENT OF PATIENTS IN WHEELCHAIRS OR ON STRETCHERS TO BE DESIGNED WITHOUT STAIRS. RAMPS PERMISSIBLE WITH SLOPE NOT EXCEEDING (~~(+)~~) ONE IN (~~(+0)~~) TEN. A slope not exceeding (~~(+)~~) one in (~~(20)~~) twenty recommended. AT LEAST ONE ENTRANCE TO THE HOSPITAL TO BE SO DESIGNED.
 - (i) PATIENTS' AND VISITORS' ENTRANCE. ADJACENT TO LOBBY.
 - (ii) Emergency patients' entrance. REQUIRED IF HOSPITAL HAS AN EMERGENCY DEPARTMENT. LOCATED FOR READY ACCESS TO EMERGENCY DEPARTMENT.

AT GRADE LEVEL AND READILY ACCESSIBLE TO PEDESTRIAN, AMBULANCE, AND OTHER VEHICULAR TRAFFIC.

AMBULANCE PORT (~~(WHICH IS)~~) SIZED TO ACCOMMODATE AT LEAST ONE VEHICLE (~~(22)~~) TWENTY-TWO FEET LONG, (~~(+30)~~) ONE HUNDRED THIRTY INCHES HIGH AND (~~(8)~~) EIGHT FEET WIDE. AMBULANCE PORT TO BE DESIGNED TO PROTECT AN EMERGENCY PATIENT AND THE INTERIOR OF THE EMERGENCY DEPARTMENT FROM WEATHER WHEN A PATIENT IS BROUGHT FROM AN AMBULANCE OR OTHER VEHICLE INTO THE EMERGENCY DEPARTMENT.

Designed to permit attendants to stand on same level as entrance when removing a stretcher from ambulance.

RAMPS TO BRIDGE ANY DIFFERENCE IN LEVELS OF APPROACH FOR PEDESTRIAN TRAFFIC.

(iii) OUTPATIENT ENTRANCE.
May be combined with entrances for patients and visitors or emergency patients.

LOCATED NEAR OUTPATIENT FACILITIES AND FOR ACCESSIBILITY BY WHEELCHAIR PATIENTS.

(iv) SERVICE ENTRANCE.
CLOSE TO STORAGE, ELEVATORS, AND KITCHEN.

(v) EXIT FOR REMOVAL OF BODIES.
May be combined with emergency patients' entrance and/or service entrance.

LOCATED WHERE BODIES CAN BE REMOVED IN AN UNOBTRUSIVE MANNER.

(vi) Employees' entrance.
Convenient to locker rooms and for control of ingress and egress.

(vii) Doctors' entrance.
Convenient to locker room, records room, and switchboard.

(6) ORIENTATION OF PATIENT ROOMS.⁴

- (a) ON QUIET SIDE OF SITE.
- (b) LOCATED FOR PRIVACY FOR PATIENTS.
- (c) PROTECTED FROM THE VIEW OF REMOVAL OF BODIES, AND STORAGE OF RUBBISH.

Oriented for sunlight and prevailing breezes.

NOTES:

²See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718(6), PLUMBING AND SEWERAGE.

³Not applicable to alterations and additions to existing hospitals.

⁴See requirements for "Windows", WAC 248-18-718(4) and see WAC (~~(248-18-505)~~) 248-18-001 for definition of "Grade".

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-525 ADMINISTRATIVE FACILITIES. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(~~7~~)).

- (1) LOBBY.
 - (a) WAITING SPACE.
 - (b) WHEELCHAIR PARKING.
 - (c) PUBLIC TOILETS FOR EACH SEX.
 - (d) PUBLIC TELEPHONE.
 - (e) INFORMATION COUNTER.
- Provision for sale of newspapers, soft drinks, gifts, cigarettes, etc.
- (2) ADMITTING FACILITIES.
 - (a) PROVISION FOR AUDITORY PRIVACY DURING INTERVIEW.
 - (b) Interview rooms.
 - (c) Vault for patient valuables.
 - (d) Routine examination facilities.
 - (3) ADMINISTRATION FACILITIES.
 - (a) OFFICE FOR ADMINISTRATOR.
 - (b) OFFICE FOR DIRECTOR OF NURSING - IF OVER ((25)) TWENTY-FIVE BEDS.
 - (c) Offices for other administrative personnel.
 - (d) Secretarial office space.
 - (e) Board room.
 - (4) BUSINESS OFFICE. Vault for records, cash, etc.
 - (5) MEDICAL RECORDS FACILITIES.
 - (a) ACTIVE RECORDS STORAGE. SPACE FOR ((50)) FIFTY INPATIENT RECORDS PER BED PER YEAR, NOT LESS THAN ((3)) THREE SQUARE FEET FLOOR SPACE PER BED.
 - (b) ADDITIONAL SPACE FOR OUTPATIENT RECORDS.
 - (c) INACTIVE RECORDS STORAGE.
 - (i) SPACE FOR ((50)) FIFTY INPATIENT RECORDS PER BED PER YEAR.
 - (ii) TOTAL SPACE DEPENDENT UPON DURATION AND TYPE OF STORAGE PLANNED.
 - (iii) Doctors' dictation facilities.
 - (iv) Transcribing facilities.
 - (6) MEDICAL STAFF FACILITIES.
 - (a) Doctors' in-and-out register.
 - (b) COAT ROOM.
 - (c) Toilet.
 - (d) Medical lounge and library.
 - (7) HOSPITAL EMPLOYEE FACILITIES.
 - (a) LOCKER ROOMS, and lounges. ADEQUATE TO ACCOMMODATE ALL EMPLOYEES ((~~WHO ARE~~)) NOT PROVIDED ADEQUATE FACILITIES IN INDIVIDUAL DEPARTMENTS.
 - (i) SEPARATE FOR MEN AND WOMEN.
 - (ii) SPACE FOR INDIVIDUAL LOCKERS.
 - (b) TOILETS. ADEQUATE TOILETS ADJOINING EACH LOCKER ROOM. ADDITIONAL EMPLOYEES' TOILETS THROUGHOUT THE HOSPITAL TO ADEQUATELY SERVE EMPLOYEES OF ALL DEPARTMENTS.
 - (c) Showers - Adjoining locker rooms.
 - (8) Conference and training facilities.
 - (9) Retiring room.
 - (10) Social service office.
 - (11) HOUSEKEEPING FACILITIES ((~~JANITORS' AND MAIDS~~))⁵

Suitable combination with other housekeeping facilities permitted if convenient to administration facilities.

NOTE:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS' AND MAIDS~~)).

AMENDATORY SECTION (Amending Order 227, filed 2/26/82)

WAC 248-18-539 PEDIATRIC NURSING UNIT((~~OPTIONAL~~)). Optional, SHALL MEET REQUIREMENTS, IF INCLUDED, AS WELL AS REQUIREMENTS OF WAC 248-18-530, ((~~WAC~~)) 248-18-710, ((~~WAC~~)) AND 248-18-718. (REQUIREMENTS IN CAPITAL LETTERS-SEE WAC 248-18-515(~~7~~)).

- (1) SEPARATE, IDENTIFIED, AND STAFFED ((~~UNIT(S)~~)) UNIT OR UNITS PLANNED FOR PEDIATRIC PATIENTS SHALL MEET REQUIREMENTS HEREIN.

WHEN SIXTEEN OR MORE PEDIATRIC BEDS ARE PLANNED, THERE SHALL BE A SEPARATE PEDIATRIC UNIT.

(2) ELECTRICAL OUTLETS,³⁶ EQUIPMENT, FIXTURES, AND OPERABLE WINDOWS IN PEDIATRIC ROOMS AND ACTIVITY AREAS OF A TYPE TO AVOID OPPORTUNITY FOR INJURY TO PATIENTS.

(3) DIRECT VISUALIZATION INTO ALL NURSERY ROOMS.²⁴ Recommended between corridors and rooms with cribs.

(4) PATIENT ROOMS AND EQUIPMENT.

(a) ADULT REQUIREMENTS FOR CAPACITY AND AREA APPLY TO ROOMS FOR YOUTH CRIBS AND BEDS.

(b) Nursery rooms and rooms for infants. AT LEAST FIFTY SQUARE FEET PER BASSINET.

(c) AT LEAST ONE ISOLATION ROOM FOR AIRBORNE COMMUNICABLE DISEASE WITH ADJOINING TOILET, BEDPAN FLUSHING EQUIPMENT, AND BATHING FACILITY. LAVATORY LOCATED IN ROOM AT ENTRY. Refer to WAC 248-18-718(8)(B) Table B.

(d) MAXIMUM CAPACITY OF TEN INFANT CRIBS AND/OR BASSINETS PER ROOM.

(5) PATIENT TOILET ROOMS SHALL MEET REQUIREMENTS UNDER WAC 248-18-530(7) EXCEPT ADJOINING TOILETS MAY BE OMITTED FROM NURSERY ROOMS.

(6) BATHING FACILITIES. SHALL MEET REQUIREMENTS UNDER WAC 248-18-530(8).

(a) One elevated pediatric tub recommended.

(b) Infant cribs or bassinets excluded from ratio of one to eight required in WAC 248-18-530(8)(a).

(7) TREATMENT AND EXAMINATION ROOM may be shared with other units.

(a) ONE ROOM REQUIRED. Two rooms recommended (one for examinations and one for treatments).²⁴

(b) SHALL MEET REQUIREMENTS UNDER WAC 248-18-530(9)(l).

(c) Walls, ceilings, and doors constructed to minimize sound transmission.

(d) Additional radiant heat source such as panels in ceiling, side-walls or equivalent.²⁴

(8) MULTIPURPOSE ((~~ROOM(S)~~)) ROOM OR ROOMS.

(a) At least one activity space designed for playing and dining. Individual space recommended. Educational facilities (classrooms, etc.) may be located in other convenient areas.

(b) Separate activity room for adolescents when routinely admitted to the unit.

(c) WALLS, CEILINGS, AND DOORS CONSTRUCTED TO MINIMIZE SOUND TRANSMISSION.

(9) STORAGE.²⁴

(a) CLOSET OR CABINETS FOR TOYS, RECREATIONAL EQUIPMENT, AND EDUCATIONAL MATERIAL.

(b) SPACE FOR CRIBS AND ADULT BEDS TO PROVIDE FLEXIBILITY FOR INTERCHANGE OF PATIENT ACCOMMODATIONS. May be located elsewhere, in readily accessible area of hospital.

NOTES:

²⁴In accordance with program.

³⁶Refer to WAC 248-18-718(10)(c)(ix)

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-560 RECOVERY UNIT. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(~~7~~)).

(1) LOCATION.

(a) LOCATED TO AVOID TRAFFIC THROUGH THE UNIT.

(b) Located in or near clinical department assuming responsibility.

(2) PATIENT CARE AREA.

(a) ((~~ROOM(S)~~)) ROOM OR ROOMS WITH AT LEAST ((80)) EIGHTY SQUARE FEET FOR EACH BED, STRETCHER, OR CART.

(b) Isolation room or cubicle.

(c) EQUIPMENT:

Oxygen outlet for each bed, stretcher, or cart.

Suction outlet for each bed, stretcher, or cart.

(d) LAVATORY IN EACH ROOM - May be omitted if service facilities in same room.

(3) SERVICE FACILITIES. ADEQUATE SPACE, IN ADDITION TO REQUIRED PATIENT CARE AREA, LOCATED IN SAME OR ADJOINING ROOM (OR ROOMS).

(a) CLEAN UTILITY AREA.

EQUIPMENT:

WORK SURFACE.

SINK.

LOCKED DRUG STORAGE INCLUDING SEPARATELY LOCKED NARCOTIC STORAGE.

STORAGE UNIT.¹⁸

REFRIGERATOR.⁶

LINEN STORAGE.^{6, 18}

EQUIPMENT STORAGE.¹⁸

(b) SOILED UTILITY AREA. ADEQUATE SPACE FOR LINEN HAMPERS, WASTE CONTAINERS, AND OTHER LARGE EQUIPMENT.

EQUIPMENT:

CLINIC SERVICE SINK (SIPHON JET).

WORK SURFACE.⁶

STORAGE FOR CLEANING SUPPLIES.⁶

(c) CHARTING SURFACE.⁶

(d) Nurses' toilet.

(e) HOUSEKEEPING FACILITIES (~~((JANITORS OR MAIDS)))~~).⁵

Suitable combination with other housekeeping facilities permitted if convenient to recovery unit.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~).

⁶May be movable equipment.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-565 SURGERY SUITE.⁸ (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(+).)

(1) SURGERY SUITE, GENERAL.

(a) A SEPARATE SEGREGATED UNIT UNLESS SURGERY AND OBSTETRICAL DELIVERY FACILITIES ARE IN A COMBINED SUITE (~~((WHICH IS)))~~, IN ACCORD WITH WAC 248-18-600. TO INCLUDE OPERATING ROOMS AND ANCILLARY FACILITIES ESSENTIAL TO THE PROPER FUNCTIONING OF THE OPERATING ROOMS. ANCILLARY FACILITIES TO BE LOCATED OUTSIDE OPERATING ROOMS AND, IF A COMBINED SUITE, OUTSIDE DELIVERY ROOMS.

(b) LOCATED TO PREVENT TRAFFIC THROUGH SURGERY SUITE TO ANY OTHER AREA OF THE HOSPITAL AND TO FACILITATE TRANSFER OF PATIENTS TO SURGICAL NURSING UNITS AND, IF A COMBINED SUITE, TO OBSTETRICAL NURSING UNIT.

(c) SUITE TO INCLUDE NO FACILITIES (such as central sterilizing and supply service facilities) (~~((WHICH SERVE)))~~ SERVING OTHER AREAS OF THE HOSPITAL AND THEREBY (~~((CREATE)))~~ CREATING TRAFFIC UNNECESSARY TO THE SURGICAL SUITE, EXCEPT AS PROVIDED FOR IN WAC 248-18-600 FOR COMBINED SURGERY/OBSTETRICAL DELIVERY SUITE.

(d) NUMBER AND TYPES OF OPERATING ROOMS TO BE PREDICATED UPON THE TYPES OF SURGERY TO BE PERFORMED AND THE ANTICIPATED SURGERY CASELOAD.

(e) ARRANGED TO PREVENT TRAFFIC THROUGH AN OPERATING ROOM OR OBSTETRICAL DELIVERY ROOM TO OTHER AREAS OF THE SUITE, EXCEPT DIRECTLY CONNECTING SUBSTERILIZING ROOM SERVING ONLY OPERATING ROOMS OR OBSTETRICAL DELIVERY ROOMS TO WHICH IT CONNECTS.

(f) ANY ROOMS IN THE SUITE (~~((WHICH ARE)))~~ PLANNED TO SERVE FOR OUTPATIENT SURGERY LOCATED SO (~~((THAT)))~~ PENETRATION OF THE SUITE BY OUTPATIENTS IS LIMITED.

(g) CONDUCTIVITY METER WITHIN SUITE.⁶

(h) EMERGENCY COMMUNICATIONS SYSTEM CONNECTING EACH OPERATING ROOM AND DELIVERY ROOM TO CENTRAL STATION FOR SUITE OR OTHER

AREA OF THE HOSPITAL (~~((IN WHICH)))~~ WHERE THERE ARE ALWAYS NURSING PERSONNEL (~~((WHO ARE)))~~ RESPONSIBLE FOR PROVIDING ASSISTANCE SHOULD AN EMERGENCY NEED OCCUR.

(2) MAJOR OPERATING ROOM.

(a) AT LEAST ONE MAJOR OPERATING ROOM.

(b) MINIMUM DIMENSION AT LEAST (~~((+8)))~~ EIGHTEEN FEET.

MINIMUM CLEAR AREA AT LEAST (~~((+60)))~~ THREE HUNDRED SIXTY SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.

(c) EQUIPMENT:

OVERHEAD SURGERY LIGHT.

TWO X-RAY FILM ILLUMINATORS.⁶

ELECTRIC CLOCK WITH SWEEP SECOND HAND AND INTERVAL TIMER.

STORAGE FOR SURGICAL SUPPLIES.^{6, 18}

SUCTION OUTLETS.

OXYGEN OUTLETS.

(3) Minor operating room.

(a) All operating rooms should be designed as major operating rooms to achieve maximum flexibility in use. However, in large or specialty hospitals a large volume of minor surgery may make inclusion of minor operating rooms practical.

(b) MINIMUM DIMENSION AT LEAST (~~((+5)))~~ FIFTEEN FEET.

MINIMUM CLEAR AREA AT LEAST (~~((+70)))~~ TWO HUNDRED SEVENTY SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.

(c) EQUIPMENT:

OVERHEAD SURGERY LIGHT.

TWO X-RAY ILLUMINATORS.⁶

ELECTRIC CLOCK WITH SWEEP SECOND HAND(~~((;)))~~ AND INTERVAL TIMER.

STORAGE FOR SURGICAL SUPPLIES.^{6, 18}

SUCTION OUTLETS.

OXYGEN OUTLETS.

(4) FRACTURE (OR CAST) ROOM.

(a) ONE IN EACH HOSPITAL OVER (~~((+100)))~~ ONE HUNDRED BEDS (EXCLUDING BEDS IN NURSING HOME AND PSYCHIATRIC UNITS).

(b) MINIMUM DIMENSION (~~((+8)))~~ EIGHTEEN FEET. MINIMUM CLEAR AREA AT LEAST (~~((+324)))~~ THREE HUNDRED TWENTY-FOUR SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.

(c) May be in surgery suite or in emergency department.

(d) Splint and supply storage adjoining.

(e) EQUIPMENT:

OVERHEAD SURGERY LIGHT.

TWO X-RAY FILM ILLUMINATORS.⁶

WORK SURFACE.⁶

STORAGE FOR SURGICAL SUPPLIES.^{6, 18}

SINK⁹ WITH PLASTER TRAP. May be scrub sink.

Splint and leak-proof plaster storage.⁹

SUCTION OUTLET.

OXYGEN OUTLET.

(5) Cystoscopy facilities.

(a) Cystoscopy operating room.

(i) One in each hospital over (~~((+100)))~~ one hundred beds.

(ii) May be in suitable location outside surgery suite.

(iii) MINIMUM DIMENSION AT LEAST (~~((+5)))~~ FIFTEEN FEET.

MINIMUM CLEAR AREA OF (~~((+70)))~~ TWO HUNDRED SEVENTY SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.

(iv) Designed to serve for other surgical procedures when anticipated volume of cystoscopic work does not indicate maximum usage of room.

(v) IF LOCATED OUTSIDE SURGERY SUITE, PROVIDE SCRUB-UP FACILITIES AND FACILITIES FOR CLEANING, STERILIZATION, AND STORAGE OF SUPPLIES AND EQUIPMENT.

(vi) EQUIPMENT:

OVERHEAD SURGERY LIGHT.

TWO X-RAY FILM ILLUMINATORS.⁶

WORK SURFACE.⁶

STORAGE FOR SURGICAL SUPPLIES.^{6, 18}

ELECTRIC CLOCK WITH SWEEP SECOND HAND and interval timer.

X-RAY UNIT⁶ - preferably mounted on urological table.

PROVISION FOR STERILE WATER SUPPLY.⁶

OXYGEN OUTLET.

SUCTION OUTLET.

(b) (~~Dark room~~) Darkroom or equivalent.

(c) Adjoining toilet, if outside surgery suite.

(6) SCRUB-UP AREA.

(a) In rooms (~~in which~~) where there is to be no open surgery or obstetrical deliveries, may be limited to one scrub sink within room.

(b) ADJACENT TO EACH OPERATING ROOM.

(c) DIRECT ACCESS TO EACH OPERATING ROOM.

(d) EQUIPMENT:

AT LEAST ((3)) THREE SCRUB SINKS FOR EACH ((2)) TWO OPERATING ROOMS, BUT IN NO CASE LESS THAN ((2)) TWO SCRUB SINKS.

DETERGENT DISPENSER.⁶ FOOT CONTROL IF LIQUID DISPENSER.

BRUSH DISPENSER.

STORAGE FOR MASKS, CAPS, NAIL FILES, and boots.

CLOCK WITHIN VIEW FROM SCRUB SINKS.

(7) CLEAN-UP FACILITIES.¹⁰

(8) CLEAN WORKROOM.

EQUIPMENT:

LAVATORY.

WORK COUNTERS OR TABLES (OR EQUIVALENT).⁶

STORAGE FOR SUPPLIES AND SMALL EQUIPMENT.^{6, 18}

May be omitted if written program defines a supply and equipment system (~~which eliminates~~) eliminating need for preparation and assembly within the suite.

(9) STERILIZING FACILITIES.

(a) AUTOCLAVES (WITH RECORDING THERMOMETERS) OF SUFFICIENT CAPACITY TO ACCOMMODATE SUPPLIES AND EQUIPMENT TO BE STERILIZED IN SUITE. Automatic controls on all autoclaves recommended.

(b) MINIMUM OF ONE AUTOCLAVE¹¹ IN EACH SURGERY SUITE, EXCEPT IN HOSPITALS OF ((25)) TWENTY-FIVE OR LESS BEDS, CENTRAL STERILIZING AND SUPPLY FACILITIES MAY SUFFICE IF PROPERLY ARRANGED FOR DIRECT ACCESS TO SUITE.

(c) IF PRACTICE OF STERILIZING UNWRAPPED SETS OF INSTRUMENTS IS TO BE FOLLOWED, A SUFFICIENT NUMBER OF AUTOCLAVES¹² MUST BE LOCATED TO PROVIDE DIRECT ACCESS TO EACH OPERATING ROOM AND OBSTETRICAL DELIVERY ROOM FROM A STERILIZING FACILITY.

(d) SOLUTION WARMER.⁶

(10) STORAGE.¹⁸

FOR:

INSTRUMENTS;

DRUGS;

LINEN;

BLOOD (REFRIGERATION) unless satisfactory provision elsewhere;

SOLUTIONS;

STERILE SUPPLIES AND SMALL EQUIPMENT;

LARGE EQUIPMENT; AND

STRETCHERS.

(11) ANESTHESIA STORAGE¹³ unless satisfactory provision elsewhere.

(12) Anesthesia workroom.

(13) HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~).⁵

(14) ADMINISTRATIVE FACILITIES.

(a) CONTROL STATION.

LOCATED TO PERMIT VISUAL SURVEILLANCE OF ALL TRAFFIC (~~WHICH ENTERS~~) ENTERING SUITE.

TELEPHONE.

(b) SUPERVISOR'S OFFICE. May be combined with control station in suite (~~which has~~) having less than ((4)) four major rooms (operating and delivery).

Telephone.

(c) Surgery schedule board.

(d) Dictating facilities.

(e) Anesthetist's office.

(15) STAFF FACILITIES.

LOCATED TO BE ACCESSIBLE EITHER FROM IMMEDIATELY OUTSIDE OR UPON ENTRANCE TO SUITE.

(a) MEN'S LOCKER ROOM, TOILET, SHOWER, and lounge.

A locker for each male who is employed in the suite or is an active member of the surgical or obstetrical medical staff, and additional lockers for associate or visiting medical staff.

STORAGE FOR SCRUB CLOTHING.^{6, 18}

(b) WOMEN'S LOCKER ROOM, TOILET, shower, and lounge.

A locker for each female who is employed in the suite or is an active member of the surgical or obstetrical medical staff, and additional lockers for associate or visiting medical staff.

STORAGE FOR SCRUB CLOTHING.^{6, 18}

(16) Recovery unit.¹⁴

Located within or close to suite. IF WITHIN SUITE, LOCATED NEAR ENTRANCE AND AWAY FROM IMMEDIATE AREA OF OPERATING ROOMS AND, IF A COMBINED SUITE, AWAY FROM IMMEDIATE AREA OF DELIVERY ROOMS.

(17) Viewing gallery.

ACCESS TO GALLERY NOT THROUGH AN OPERATING ROOM OR OBSTETRICAL DELIVERY ROOM and outside of suite.

GLASS SEPARATION BETWEEN GALLERY AND OPERATING ROOM OR OBSTETRICAL DELIVERY ROOM.

(18) Exchange and/or transfer area.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~).

⁶May be movable equipment.

⁸Where combustible anesthetic is to be used, see FLOOR FINISHES, WAC 248-18-718(5); VENTILATION, WAC 248-18-718(8); and ELECTRICAL SYSTEMS, WAC 248-18-718(10).

⁹OUTSIDE FRACTURE ROOM IF ROOM IS TO BE USED AS AN OPERATING ROOM FOR OPEN SURGERY.

¹⁰See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(4), CLEAN-UP FACILITIES.

¹¹May be instrument sterilizer (high speed recommended) if only instruments are to be sterilized within the suite.

¹²May be instrument pressure sterilizer (high speed recommended) or instrument washer-sterilizer.

¹³See RECEIVING AND STORES, WAC 248-18-700(5), FLAMMABLE ANESTHETIC STORAGE.

¹⁴See Recovery Unit, WAC 248-18-560.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-600 OBSTETRICAL DELIVERY FACILITIES.

⁸ Required only if hospital is to provide obstetrical services. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(7-)).

OBSTETRICAL DELIVERY FACILITIES may be provided in a separate, segregated obstetrical delivery suite or a combined surgery/obstetrical delivery suite but SHALL COMPLY WITH REQUIREMENTS UNDER EITHER SUBSECTION (1) OR (2) (~~WHICH FOLLOW~~) OF THIS SECTION.

(1) Separate, segregated, obstetrical delivery suite.

(a) DELIVERY SUITE - GENERAL.

(i) SEPARATE, SEGREGATED UNIT (~~WHICH INCLUDES~~) INCLUDING DELIVERY ROOMS AND ANCILLARY FACILITIES ESSENTIAL TO THE PROPER FUNCTIONING OF THE DELIVERY SUITE. ANCILLARY FACILITIES TO BE LOCATED OUTSIDE DELIVERY ROOM.

(ii) LOCATED TO PREVENT TRAFFIC THROUGH THE SUITE TO ANY OTHER AREA OF THE HOSPITAL.

(iii) CONVENIENTLY CLOSE TO (~~POST-PARTUM~~) POSTPARTUM PATIENT ROOMS AND NEWBORN NURSERY TO FACILITATE TRANSFER OF MOTHER AND INFANT FOLLOWING DELIVERY.

(iv) In small obstetrical departments located adjacent to (~~postpartum~~) postpartum nursing unit, with no facilities unrelated to obstetrical service intervening, to permit one staff to serve entire obstetrical service exclusively.

(v) ARRANGED TO PREVENT TRAFFIC THROUGH A DELIVERY ROOM TO OTHER AREAS OF DELIVERY SUITE EXCEPT DIRECTLY CONNECTING SUBSTERILIZING ROOM SERVING ONLY DELIVERY ROOMS TO WHICH IT CONNECTS.

(b) DELIVERY ROOM.

(i) DELIVERY ROOMS (FOR OBSTETRICAL SERVICES EXCLUSIVELY) IN RATIO OF AT LEAST ((+)) ONE FOR EACH ANTICIPATED ((700)) SEVEN HUNDRED DELIVERIES OR FRACTION THEREOF PER YEAR.

(ii) MINIMUM DIMENSION AT LEAST ((+6)) SIXTEEN FEET. MINIMUM CLEAR AREA AT LEAST ((300)) THREE HUNDRED SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.

EQUIPMENT:

SPECIAL DELIVERY ROOM LIGHT.⁶

STORAGE FOR DELIVERY ROOM SUPPLIES.^{6, 18}

ELECTRIC CLOCK WITH SWEEP SECOND HAND AND INTERVAL TIMER.

Film illuminator.

SUCTION OUTLETS.

OXYGEN OUTLETS.

SEPARATE RESUSCITATION FACILITIES (ELECTRICAL OUTLETS, OXYGEN, SUCTION, and compressed air) FOR NEWBORN INFANTS.

Writing surface.

(c) SCRUB-UP AREA.

ADJACENT TO EACH DELIVERY ROOM.

DIRECT ACCESS TO EACH DELIVERY ROOM.

EQUIPMENT:

AT LEAST ((+)) ONE SCRUB SINK FOR EVERY DELIVERY ROOM.

Two scrub sinks for every delivery room recommended.

DETERGENT DISPENSER. FOOT CONTROL, IF LIQUID DISPENSER.

BRUSH DISPENSER.

STORAGE FOR MASKS, CAPS, NAIL FILES, and boots.

CLOCK WITHIN VIEW FROM SCRUB SINKS.

(d) CLEAN-UP FACILITIES.¹⁰

(e) CLEAN WORKROOM.

EQUIPMENT:

LAVATORY

WORK COUNTERS OR TABLES (OR EQUIVALENT)⁶

STORAGE FOR SUPPLIES.^{6, 18}

May be omitted if written program defines a supply and equipment system ((which eliminates)) eliminating need for preparation and assembly within the suite.

(f) STERILIZING FACILITIES.

(i) AUTOCLAVES (WITH RECORDING THERMOMETERS) OF SUFFICIENT CAPACITY TO ACCOMMODATE SUPPLIES AND EQUIPMENT TO BE STERILIZED IN SUITE. Automatic controls on all autoclaves recommended.

(ii) MINIMUM OF ((+)) ONE AUTOCLAVE¹¹ IN DELIVERY SUITE EXCEPT IF PRACTICE OF USING WRAPPED INSTRUMENT SETS IS TO BE FOLLOWED EXCLUSIVELY.

(iii) IF PRACTICE OF STERILIZING UNWRAPPED SETS OF INSTRUMENTS IS TO BE FOLLOWED, A SUFFICIENT NUMBER OF AUTOCLAVES¹² MUST BE LOCATED TO PROVIDE DIRECT ACCESS TO EACH DELIVERY ROOM FROM A STERILIZING FACILITY.

(iv) SOLUTION WARMER.⁶

(g) STORAGE.¹⁸

FOR:

INSTRUMENTS

DRUGS

BLOOD (REFRIGERATION) unless satisfactory provision elsewhere.

SOLUTIONS

STERILE SUPPLIES AND EQUIPMENT

CLEAN SUPPLIES AND SMALL EQUIPMENT

LINEN

LARGE EQUIPMENT

STRETCHERS

(h) ANESTHESIA STORAGE¹³ unless satisfactory provision elsewhere.

(i) HOUSEKEEPING FACILITIES ((JANITORS' AND MAIDS)).⁵

(j) ADMINISTRATIVE FACILITIES.

(i) SUPERVISOR'S OFFICE. May be desk alcove in delivery suite. Located to permit control of entrance to delivery suite.

(ii) TELEPHONE.

(iii) Dictating facilities.

(iv) Anesthetist's office.

(k) STAFF FACILITIES.

(i) MEN'S LOCKER ROOM, TOILET, shower, and lounge. LOCATED TO BE ACCESSIBLE EITHER IMMEDIATELY OUTSIDE OR UPON ENTRANCE TO DELIVERY SUITE.

In hospitals having only one delivery room and one operating room, one locker room, toilet, and shower may be used for both delivery suite and surgery suite, if located close to entrances of both.

STORAGE FOR SCRUB CLOTHING.^{5, 18}

A locker for each male who is employed in the suite or is an active member of the obstetrical medical staff, and additional lockers for associate or visiting medical staff.

(ii) WOMEN'S LOCKER ROOM, TOILET, shower, and lounge.

Not required if hospital has less than ((8 post-partum)) eight post-partum beds. May serve personnel of delivery suite, newborn nursery, and ((post-partum)) postpartum unit if location convenient to all three areas and outside delivery suite.

LOCATED WITHIN AN AREA SERVING ONLY OBSTETRICAL PATIENTS, CLOSE TO OR AT ENTRANCE OF DELIVERY SUITE.

STORAGE FOR SCRUB CLOTHING.^{6, 18}

(iii) Doctors' sleeping area.

(2) Combined surgery/obstetrical delivery suite.

(a) SEGREGATED UNIT ((WHICH INCLUDES)) INCLUDING FACILITIES FOR SURGERY SUITE AS REQUIRED UNDER WAC 248-18-565 AND FACILITIES FOR OBSTETRICAL DELIVERIES.

(b) SUITE TO INCLUDE NO FACILITIES (such as central sterilizing and supply service facilities) ((WHICH SERVE)) SERVING OTHER AREAS OF THE HOSPITAL AND THEREBY ((CREATE)) CREATING TRAFFIC UNNECESSARY TO THE COMBINED SURGERY/OBSTETRICAL DELIVERY SUITE.

(c) LOCATED TO PREVENT TRAFFIC THROUGH THE SUITE TO ANY OTHER AREA OF THE HOSPITAL AND TO FACILITATE TRANSFER OF INFANTS TO THE NEWBORN NURSERY AS WELL AS TO FACILITATE TRANSFER OF MOTHERS AND SURGICAL PATIENTS TO RECOVERY ((UNIT(S))) UNIT OR UNITS OR OTHER APPROPRIATE NURSING UNITS.

(d) DELIVERY ((ROOM(S))) ROOM OR ROOMS AND SCRUB-UP ((AREA(S))) AREA OR AREAS TO COMPLY WITH WAC 248-18-600(1)(b) and ((WAC 248-18-600(+)))(c).

(e) DESIGNED AND ARRANGED SO THAT, WITHIN THE SUITE, TRAFFIC TO SURGICAL OPERATING ROOMS IS SEPARATED FROM TRAFFIC TO OBSTETRICAL LABOR AND DELIVERY ROOMS.

(f) SERVICE AREAS LOCATED AND ARRANGED TO AVOID DIRECT TRAFFIC BETWEEN DELIVERY AND OPERATING ROOMS.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((JANITORS' AND MAIDS)).

⁶May be movable equipment.

⁸Where combustible anesthetic is to be used, see FLOOR FINISHES, WAC 248-18-718(5); VENTILATION, WAC 248-18-718(8); and ELECTRICAL SYSTEMS, WAC 248-18-718(10).

¹⁰See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(4), CLEAN-UP FACILITIES.

¹¹May be instrument sterilizer (high speed recommended) if only instruments are to be sterilized within the suite.

¹²May be instrument pressure sterilizer (high speed recommended) or instrument washer-sterilizer.

¹³See RECEIVING AND STORES, WAC 248-18-700(5), FLAMMABLE ANESTHETIC STORAGE.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-605 FACILITIES FOR CARE OF PATIENTS IN LABOR. Required only if hospital is to provide obstetrical services. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(+)) WITHIN OR CLOSE TO OBSTETRICAL DELIVERY SUITE OR COMBINED SURGERY/OBSTETRICAL DELIVERY SUITE AND/OR ((POST-PARTUM)) POSTPARTUM UNIT.

(1) LABOR ROOM.

(a) LOCATED FOR ACCESS BY VISITORS WITHOUT PENETRATION OF THE IMMEDIATE AREA OF DELIVERY ROOMS OR OPERATING ROOMS.

(b) MAXIMUM CAPACITY OF ((2)) TWO BEDS. One-bed rooms recommended.

OTHER STANDARDS FOR TYPICAL PATIENT ROOM APPLY.¹⁵

(c) ONE LABOR BED FOR EVERY ESTIMATED ((350)) THREE HUNDRED FIFTY DELIVERIES OR FRACTION THEREOF, PER YEAR.

(2) TOILETS AND BATHING FACILITIES.¹⁶

(a) WATER CLOSETS IN RATIO OF AT LEAST ((+)) ONE TO EVERY ((6)) SIX LABOR BEDS OR FRACTION THEREOF.

(b) SHOWERS IN THE RATIO OF AT LEAST ((+)) ONE TO EVERY ((8)) EIGHT LABOR BEDS OR FRACTION THEREOF, EXCEPT, IN HOSPITALS WITH LESS THAN ((8-POST-PARTUM)) EIGHT POSTPARTUM BEDS, ONE SHOWER MAY SERVE BOTH ((POST-PARTUM)) POSTPARTUM AND LABOR PATIENTS IF PROPERLY LOCATED FOR USE BY BOTH TYPES OF PATIENTS.

(3) MEDICINE, UTILITY ROOMS, LINEN STORAGE, AND HOUSEKEEPING FACILITIES.⁷

Not required if labor rooms are outside delivery suite or combined surgery/delivery suite and located for convenient use of facilities on ((post-partum)) postpartum unit. Not required if labor rooms are within delivery suite or combined surgery/delivery suite ((which has)) having adequate service facilities for necessary functions in properly segregated clean and soiled rooms.

(4) BEDPAN ROOM.⁽⁽¹²⁾⁾

(5) Admission preparation room.

(6) Fathers' room. Close to facilities for care of patients in labor. IF WITHIN DELIVERY SUITE OR COMBINED SURGERY/DELIVERY SUITE, LOCATED NEAR ENTRANCE AND AWAY FROM IMMEDIATE AREA OF DELIVERY ROOMS AND OPERATING ROOMS.

NOTES:

⁷See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

¹⁵See NURSING UNIT, GENERAL, WAC 248-18-530.

¹⁶See PATIENT TOILET AND BATHING FACILITIES, WAC 248-18-530(7) and (8) for additional requirements.

⁽⁽¹²⁾⁾See NURSING UNIT, GENERAL, WAC 248-18-530(8)(c), BEDPAN ROOM.))

AMENDATORY SECTION (Amending Order 195, filed 3/4/80)

WAC 248-18-607 BIRTHING ROOM. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515.)

((1)) ((DEFINITION:

"BIRTHING ROOM" MEANS A ROOM DESIGNED, EQUIPPED AND ARRANGED TO PROVIDE FOR CARE OF A WOMAN AND NEWBORN AND TO ACCOMMODATE HER SUPPORT PERSONS DURING THE COMPLETE PROCESS OF VAGINAL CHILDBIRTH (THREE STAGES OF LABOR AND RECOVERY OF WOMAN AND NEWBORN);

((2)) NUMBER.

DEPENDENT UPON ANTICIPATED PATIENT DEMAND AND USE.

((3)) (2) LOCATION.

SHALL BE LOCATED WITHIN OR CLOSE TO ONE OF THE FOLLOWING: OBSTETRICAL DELIVERY SUITE, COMBINED SURGERY/OBSTETRICAL DELIVERY SUITE, LABOR FACILITIES, NURSING UNIT, OR OTHER SUITABLE NURSING SERVICE PATIENT CARE AREAS.

(a) LOCATED TO PROVIDE PATIENT PRIVACY WITH ACCESS TO ESSENTIAL ANCILLARY FACILITIES.

(b) DIRECTLY ACCESSIBLE FROM CORRIDOR OF OBSTETRICAL SUITE, COMBINED SURGICAL/OBSTETRICAL SUITE, NURSING UNIT, OR OTHER SUITABLE NURSING SERVICE AREA.

(c) LOCATED TO PREVENT TRAFFIC THROUGH BIRTHING ROOMS AND TO MINIMIZE ENTRANCE OF ODORS, NOISE, AND OTHER NUISANCES.

(d) IF HOSPITAL HAS OBSTETRICAL-NEWBORN SERVICE, LOCATED WITH EASY ACCESS⁴⁷ TO NEWBORN NURSERY.

((4)) (3) CAPACITY.

MAXIMUM CAPACITY, ONE WOMAN, HER NEWBORN, AND HER SUPPORT PEOPLE.

((5)) (4) SPACE.

MINIMUM DIMENSION OF ((11'-0")) ELEVEN FEET AND MINIMUM AREA OF AT LEAST ((160)) ONE HUNDRED SIXTY SQUARE FEET OF USABLE FLOOR SPACE (i.e., EXCLUDES SPACE FOR LAVATORY, WARDROBE OR CLOSET, FIXED OR MOVABLE CABINETS, STORAGE FACILITIES AND ENTRY VESTIBULE). DESIGNED AND ARRANGED TO PROVIDE FOR AT LEAST ((4'-0")) FOUR FEET OF SPACE AT ONE SIDE AND FOOT END OF THE BED. ((180)) One hundred eighty square feet of usable floor space recommended.

((6)) (5) Window.⁵³ REQUIRED IF ROOM IS TO BE USED AS A PATIENT ROOM FOR ((POST-PARTUM)) POSTPARTUM CARE FOLLOWING RECOVERY, FOR A PERIOD OF TWENTY-FOUR HOURS OR LONGER.

((7)) (6) EQUIPMENT IN BIRTHING ROOM.

(a) LAVATORY WITHIN THE BIRTHING ROOM.

(b) ENCLOSED CLOSET OR LOCKER FOR PATIENT'S AND SUPPORT PERSONS' BELONGINGS WITHIN OR IN THE VICINITY OF BIRTHING ROOM.

(c) OXYGEN AND SUCTION OUTLETS ADJACENT TO HEAD OF BED.

For alteration projects, portable oxygen tanks and portable electrical mechanical suction equipment permitted.

(d) SEPARATE RESUSCITATION FACILITIES (ELECTRICAL RECEPTACLES AND OXYGEN OUTLETS) FOR NEWBORN ((INFANT(S))) INFANT OR INFANTS. For alteration projects, may use portable oxygen tanks.

(e) CLOCK⁶ WITH SWEEP SECOND HAND.

(f) CURTAIN OR EQUIVALENT MEANS FOR PROVIDING VISUAL PRIVACY AT CORRIDOR DOOR OPENINGS, INTERIOR ((RELIGHT)) RELITE PARTITIONS, AND EXTERIOR WINDOWS.

(g) EMERGENCY SIGNAL DEVICE FOR USE OF THE STAFF TO REGISTER AT LOCATION FROM WHICH ADDITIONAL ASSISTANCE IS ALWAYS AVAILABLE.

((8)) (7) TOILETS AND BATHING FACILITIES.

(a) TOILET ROOM SERVING ONE ADJOINING BIRTHING ROOM EXCLUSIVELY PROVIDED WITH WATER CLOSET (EQUIPPED WITH BEDPAN FLUSHING ATTACHMENT) FOR USE BY THE PATIENT AND HER SUPPORT ((PERSON(S))) PERSON OR PERSONS. IN ALTERATION PROJECTS, PROPERLY LOCATED COMMUNAL TOILET ROOMS FOR EXCLUSIVE USE BY OBSTETRICAL PATIENTS IN RATIO OF AT LEAST ONE WATER CLOSET TO EVERY FOUR PATIENTS ARE ACCEPTABLE IN LIEU OF THE ADJOINING TOILET ROOM, PROVIDED OTHER NONPATIENT TOILET FACILITIES ARE AVAILABLE FOR SUPPORT ((PERSON(S))) PERSON OR PERSONS.

(b) Support ((Person(s))) Person's or Persons' Toilet and Dressing Room. REQUIRED ONLY IF TOILET AND DRESSING FACILITIES ARE REQUIRED BY PROGRAM AND FACILITIES ARE NOT AVAILABLE ADJOINING BIRTHING ((ROOM(S))) ROOM OR ROOMS OR IN THE DELIVERY SUITE OR COMBINED DELIVERY/OPERATING SUITE. CONVENIENT TO THE BIRTHING ROOM.

(c) SHOWERS IN THE RATIO OF AT LEAST ONE TO EVERY EIGHT BIRTHING ROOMS OR FRACTIONS THEREOF.²⁴ May be combined with showers for other patients.

((9)) (8) NURSES' STATION, MEDICINE AREA,⁷ CLEAN AND SOILED UTILITY ROOMS,⁷ AND HOUSEKEEPING FACILITIES.⁵

Not required if birthing ((room(s))) room or rooms is convenient to such facilities within the delivery suite or combined surgery/delivery suite, labor facilities, nursing unit, or suitable nursing service patient care area ((which has)) having adequate service facilities for necessary functions in properly segregated clean and soiled rooms.

((10)) (9) STORAGE FOR LARGE EQUIPMENT.

May be within the birthing room or in a clean room conveniently located to the birthing room.

((11)) (10) WHEELCHAIR AND STRETCHER STORAGE.

Not required if birthing ((room(s)-is)) room or rooms are convenient to adequate storage facilities within the delivery suite or combined surgery/delivery suite, labor facilities, nursing unit, or suitable nursing service patient care area.

((+2)) (11) STAFF FACILITIES FOR MEDICAL AND NURSING STAFFS.

DRESSING ROOM AND TOILET, shower, and lounge. STORAGE FOR SCRUB CLOTHING. Not required if birthing rooms are within or near an area ((which has)) having adequate staff facilities.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5) HOUSEKEEPING FACILITIES ((~~HANTORS~~ AND MAIDS)).

⁶May be movable equipment.

⁷See GENERAL DESIGN REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

²⁴In accordance with the program.

⁴⁷"Easy access" means on the same floor or readily accessible to elevator services.

⁵³See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718(4)(b), WINDOWS.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-615 NEWBORN NURSERY FACILITIES. Required only if hospital is to provide obstetrical services. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515((+)).)

(1) NURSERY FACILITIES, GENERAL.

(a) EACH NURSERY UNIT FOR NEWBORN INFANTS TO INCLUDE ONLY THE NURSERY ROOMS AND NECESSARY ANCILLARY FACILITIES.

(b) LOCATED TO PREVENT TRAFFIC THROUGH THE UNIT.

(c) LOCATED ADJACENT TO THE POSTPARTUM PATIENT ROOMS WITH NO FACILITIES UNRELATED TO OBSTETRICAL SERVICE BETWEEN NURSERY UNIT AND POSTPARTUM PATIENT ROOMS.

(d) ANCILLARY FACILITIES TO BE LOCATED IN A ROOM OR ROOMS OUTSIDE NURSERY ROOMS.

(2) FULL-TERM NURSERY UNIT.

(a) NUMBER OF BASSINETS FOR FULL-TERM INFANTS AT LEAST EQUAL TO ANTICIPATED MAXIMUM DAILY INFANT CENSUS.

(b) PROVISION FOR VIEWING INFANTS BY VISITORS FROM A SUITABLE LOCATION OUTSIDE NURSERY UNIT.

(c) NURSERY ROOM.

(i) NO ACCESS DIRECTLY FROM CORRIDOR.

(ii) MINIMUM OF TWENTY-FOUR SQUARE FEET OF FLOOR AREA PER BASSINET. Thirty square feet per bassinet recommended.

(iii) ROOMS DESIGNED FOR SPACING BASSINETS AT LEAST THREE FEET APART.

(iv) IN A NEWBORN NURSERY UNIT HAVING A CAPACITY EXCEEDING SIX BASSINETS, THERE SHALL BE AT LEAST TWO NURSERY ROOMS. THE CAPACITY OF A NURSERY ROOM SHALL NOT EXCEED TWELVE BASSINETS.

(v) EQUIPMENT:

LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶

LAVATORY.

CLOCK VISIBLE FROM EACH PART OF NURSERY.

Oxygen and suction outlets.

(d) HANDWASHING AND GOWNING AREA.

(i) LOCATED AT EACH ENTRANCE TO NURSERY UNIT. May be immediately outside nursery unit.

(ii) EQUIPMENT:

LAVATORY.

LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶

STORAGE FOR CLEAN GOWNS, CAPS, AND MASKS.¹⁸

FACILITIES FOR SUIT COATS⁶ close to but outside nursery unit.

(e) EXAMINATION AREA.

(i) ADJACENT TO NURSERY ROOMS.

(ii) ONE EXAMINATION AREA OR ROOM MAY SERVE NO MORE THAN TWENTY-FOUR BASSINETS.

(iii) EQUIPMENT:

LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶

LAVATORY - One lavatory with detergent dispenser may serve examination, handwashing, and gowning areas if these areas are in the same room.

STORAGE FOR LINEN AND EQUIPMENT.

(f) CHARTING AND/OR OFFICE AREA.

(i) May be omitted in small units where infant records are to be kept at nurses' station serving postpartum beds.

(ii) LOCATED TO CONTROL ENTRANCE TO NURSERY UNIT.

(iii) View windows to nursery rooms.

(iv) EQUIPMENT:

WRITING DESK OR COUNTER.⁶

CHART RACK.⁶

TELEPHONE - May not be required if nursery unit close to nurses' station serving postpartum beds.

Bulletin board.

(g) NURSERY WORK (OR UTILITY) AREA.

(i) ADJOINING NURSERY ((ROOM(S))) ROOM OR ROOMS.

(ii) ONE WORK (OR UTILITY) AREA OR ROOM MAY SERVE NO MORE THAN TWENTY-FOUR BASSINETS.

(iii) DESIGNED TO SEPARATE CLEAN AND SOILED AREAS.

(iv) CLEAN AREA.

EQUIPMENT:

SINK.

LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶

WORK COUNTER.

FORMULA REFRIGERATOR⁶ - Not required if refrigerator for formula is provided in formula room or postpartum nursing unit kitchen.

BOTTLE WARMING FACILITIES.⁶

STORAGE UNIT.¹⁸ (FOR: LINEN, PHARMACEUTICALS, STERILE SUPPLIES, AND CLEAN SUPPLIES AND EQUIPMENT).

(v) SOILED AREA.

ADEQUATE SPACE FOR WASTE CONTAINER, LINEN HAMPERS, AND OTHER LARGE EQUIPMENT.

EQUIPMENT:

WORK COUNTER.

SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER).

STORAGE UNITS((:))¹⁸ (FOR: GENERAL CLEANING SUPPLIES AND EQUIPMENT).

(3) PREMATURE NURSERY UNIT. Separate nursery unit for prematures not required nor recommended where average daily census of less than ((5)) five prematures is anticipated. REQUIREMENTS FOR NURSERY ROOMS AND ANCILLARY FACILITIES SAME AS FOR FULL-TERM NURSERY UNIT, EXCEPT THAT MINIMUM OF ((30)) THIRTY SQUARE FEET PER BASSINET IS REQUIRED IN NURSERY ROOMS.

(4) Observation (or Suspect) Nursery Unit.

(a) NO DIRECT ACCESS FROM OTHER NURSERY UNITS.

(b) MAXIMUM CAPACITY OF EACH OBSERVATION NURSERY UNIT - ((2)) TWO BASSINETS.

(c) NURSERY ROOM.

REQUIREMENTS SAME AS FULL-TERM NURSERY ROOM EXCEPT MINIMUM OF ((40)) FORTY SQUARE FEET PER BASSINET.

(d) HANDWASHING AND GOWNING AREA.

(i) LOCATED AT ENTRANCE TO OBSERVATION NURSERY UNIT.

(ii) EQUIPMENT:

LAVATORY.

LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶

STORAGE FOR CLEAN GOWNS, CAPS, AND MASKS.

(e) NURSERY WORK (OR UTILITY) AREA.

(i) ADJOINING NURSERY ROOMS.

(ii) DESIGNED TO SEPARATE CLEAN AND SOILED AREAS.

(iii) CLEAN AREA.

EQUIPMENT:

WORK COUNTER.

FORMULA REFRIGERATOR⁶ - Not required if refrigerator for formula is provided in formula room or in postpartum nursing unit kitchen.

BOTTLE WARMING FACILITIES.⁶
LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶

SINK OR LAVATORY (lavatory and detergent dispenser in hand-washing and gowning area may serve if properly located).

STORAGE UNITS¹⁸ (FOR: LINEN, PHARMACEUTICALS, STERILE SUPPLIES, AND CLEAN SUPPLIES AND EQUIPMENT).

Bulletin board.

(iv) SOILED AREA.

(A) ADEQUATE SPACE FOR WASTE CONTAINER AND LINEN HAMPER.

(B) EQUIPMENT:

WORK COUNTER.

SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER).

STORAGE UNITS¹⁸ (FOR: GENERAL CLEANING SUPPLIES AND EQUIPMENT).

(5) FACILITIES FOR JANITORS, MAIDS, AND NURSERY PERSONNEL.

(a) HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~).⁵

May be combined with housekeeping facilities for delivery suite or postpartum unit.

(b) NURSERY PERSONNEL LOCKER ROOM AND TOILET.

(i) Not required if hospital has less than ((8)) eight postpartum beds.

(ii) May be combined with nurses' locker room for delivery suite if located convenient to newborn nursery facilities and outside delivery suite.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~).

⁶May be movable equipment.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

AMENDATORY SECTION (Amending Order 195, filed 3/4/80)

WAC 248-18-636 NEONATAL INTENSIVE CARE UNIT (NICU). Optional. SHALL MEET REQUIREMENTS IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515((7)).)

(1) GENERAL.

(a) TO INCLUDE THE NEONATAL NURSERY (~~((ROOM(S)))~~) ROOM OR ROOMS AND ANCILLARY FACILITIES ESSENTIAL TO PROPER FUNCTIONING OF THE UNIT. ANCILLARY FACILITIES FOR THE NICU MAY BE COMBINED WITH ANCILLARY FACILITIES FOR THE NEWBORN NURSERY UNIT PROVIDED THE INFECTION CONTROL PROGRAM REFLECTS CONTROL OF TRAFFIC BETWEEN AND THROUGH THE NEONATAL INTENSIVE CARE UNIT AND NEWBORN NURSERY UNIT.

(b) NEONATAL INFANT STATIONS MAY BE IN SEPARATE, SEGREGATED NURSERY ROOM OF NEWBORN NURSERY UNIT.

(c) EMERGENCY SIGNAL DEVICE IN EACH NEONATAL NURSERY ROOM TO REGISTER ALARM CALL IN AN AREA WHERE NURSING OR MEDICAL ASSISTANCE TO NEONATAL INTENSIVE CARE UNIT IS ALWAYS AVAILABLE.²⁴

(2) LOCATION.

(a) LOCATED NEAR OBSTETRICAL DELIVERY FACILITIES, IF ANY, WITH EASY ACCESS⁴⁷ FROM THE EMERGENCY DEPARTMENT and/or heliport.

(b) LOCATED TO PREVENT TRAFFIC THROUGH THE UNIT.

(3) CAPACITY AND SPACE.

(a) CAPACITY OF EACH NURSERY ROOM NO LESS THAN FOUR INFANT STATIONS, EXCEPT IN ISOLATION ROOMS.

(b) MINIMUM OF ((72)) SEVENTY-TWO SQUARE FEET OF FLOOR AREA FOR EACH INFANT STATION EXCLUSIVE OF

FIXED CABINETS AND EQUIPMENT USED FOR FUNCTIONS OTHER THAN DIRECT INFANT CARE. May include aisles and passageways within the neonatal intensive care unit.

(c) CORRIDORS, AISLES, AND PASSAGeways WITHIN THE NEONATAL INTENSIVE CARE UNIT SUFFICIENTLY WIDE TO ALLOW FOR UNIMPEDED MOVEMENT OF EQUIPMENT AND PERSONNEL.²⁴ ((5'-0")) Five feet minimum recommended.

(4) SCRUB-UP AREA.

(a) LOCATED AT ENTRANCES TO THE NEONATAL INTENSIVE CARE UNIT OR NEWBORN NURSERY UNIT IF NICU IS A PART THEREOF.

(b) EQUIPMENT:

(i) ONE SCRUB SINK FOR EVERY EIGHT INFANT STATIONS OR MAJOR FRACTION THEREOF, BUT NO LESS THAN TWO SCRUB SINKS.

(ii) DETERGENT DISPENSER.^{6, 24}

(iii) BRUSH OR SPONGE DISPENSER OR EQUIVALENT.⁶
(iv) KNEE, FOOT, ELECTRIC EYE, OR EQUIVALENT⁴¹ FAUCET CONTROLS.

(v) CLEAN STORAGE for clean gowns, masks, and nail cleaners.

(vi) WALL CLOCK⁶ WITH SWEEP SECOND HAND OR EQUIVALENT VISIBLE FROM SCRUB-UP AREA.

(c) FACILITIES FOR HANGING OR STORAGE OF OUTER GARMENTS AT OR NEAR SCRUB AREA BUT NOT WITHIN NURSERY ROOMS.

(5) TRAFFIC CONTROL AND COMMUNICATION CENTER.

(a) LOCATED AT MAIN ENTRANCE OF NURSERY UNIT.

(b) EQUIPMENT:

(i) WRITING SURFACES.⁶

(ii) TELEPHONE.

(iii) INTERCOMMUNICATION SYSTEM DESIGNED FOR STAFF COMMUNICATION BETWEEN UNIT ROOMS AND BETWEEN NEONATAL INTENSIVE CARE UNIT AND OTHER AREAS OF THE HOSPITAL.²⁴

(iv) Chart Rack,⁶ REQUIRED IF PATIENT CHARTS ARE TO BE KEPT AT THE COMMUNICATION CENTER.

(v) Dictation equipment.

(vi) Computer stations and terminals.

(6) INFANT STATION.

(a) MINIMUM OF TWELVE ELECTRICAL RECEPTACLES OR SIX DUPLEX RECEPTACLES PER STATION.

(b) MINIMUM OF TWO OXYGEN OUTLETS PER STATION WITH CAPABILITIES TO WARM AND HUMIDIFY OXYGEN PRIOR TO ADMINISTRATION.

(c) MINIMUM OF TWO COMPRESSED AIR⁴⁹ OUTLETS PER STATION.

(d) MINIMUM OF TWO SUCTION OUTLETS PER STATION, three recommended.

(e) CLOSED STORAGE⁶ FOR INDIVIDUAL SUPPLIES AND EQUIPMENT WITHIN EACH INFANT STATION.

(f) ONE LAVATORY WITH GOOSENECK SPOUT AND KNEE OR FOOT FAUCET CONTROL OR EQUIVALENT⁴¹ FOR EVERY FOUR INFANT STATIONS. LOCATED CONVENIENT TO EACH INFANT STATION. DETERGENT DISPENSER.

(g) WORK COUNTER⁶ FOR EACH INFANT STATION WITH PROVISION FOR WRITING SURFACE.

(h) SPACE TO ACCOMMODATE MONITORS.⁶

(i) LIGHTING,⁶ AT LEAST ((70)) SEVENTY FOOT-CANDLES MEASURED AT THE HEIGHT OF THE INFANT STATION OR TREATMENT TABLE.

(j) (~~((CLOCK(S)))~~) CLOCK OR CLOCKS WITH SWEEP SECOND HAND FOR VIEWING FROM EACH INFANT STATION.

(k) X-RAY RECEPTACLE (~~((OUTLET(S)))~~) OUTLET OR OUTLETS OR EQUIVALENT²⁴ and ⁵⁰ AVAILABLE IN EACH NURSERY ROOM.

(7) Isolation Facilities. Optional.²⁴

IF PROVIDED, ALL STANDARDS IN WAC 248-18-636(6)(a) THROUGH (k) FOR NEONATAL INFANT STATIONS(~~((WAC 248-18-636(6)))~~) APPLY.

(8) UTILITY ROOMS. Need not open onto a corridor; may open into NICU.

(a) CLEAN UTILITY ROOM.

EQUIPMENT:

WORK COUNTER.

SINK WITH GOOSENECK SPOUT AND KNEE OR FOOT FAUCET CONTROLS OR EQUIVALENT.⁴¹

STORAGE CABINETS.⁶

REFRIGERATOR.

Freezer.

FORMULA STORAGE.

(b) SOILED UTILITY ROOM.

(i) LOCATED FOR REMOVAL OF SOILED MATERIAL WITHOUT GOING THROUGH CLEAN AREAS OR INFANT CARE AREAS.

(ii) ADEQUATE SPACE FOR COVERED WASTE CONTAINERS, LINEN HAMPERS, CONTAINERS FOR COLLECTION OF USED BOTTLES, AND FOR OTHER SMALL AND LARGE EQUIPMENT PRIOR TO ((HFS)) CLEANING.

(iii) EQUIPMENT:

WORK COUNTER.

SINK (DOUBLE COMPARTMENT IF WASHING AND RINSING OF SOILED ITEMS TO BE DONE IN THE ROOM). MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER.

STORAGE UNITS, for general cleaning supplies and equipment laboratory centrifuge and other laboratory equipment.

(9) MEDICINE AREA.

(a) May be combined with clean utility room.

(b) EQUIPMENT:

WORK COUNTER.

SINK, (Sink in clean utility room may serve, if properly located).

LOCKED DRUG STORAGE.

REFRIGERATOR.⁶ May be same as for other thermolabile products used for treatment purposes.

(10) HOUSEKEEPING FACILITIES.⁵

(11) Treatment Room.

(a) LOCATION, ADJACENT TO THE INFANT CARE AREAS.

(b) MINIMUM DIMENSION ((8)) EIGHT FEET.

MINIMUM OF ((80)) EIGHTY SQUARE FEET EXCLUSIVE OF DOOR SWING AND FIXED AND MOVABLE CABINETS AND SHELVES.

(c) ((4-6")) FOUR FOOT WIDE DOOR TO ROOM.

(d) EQUIPMENT:

(i) LAVATORY OR SINK WITH GOOSENECK SPOUT AND KNEE OR FOOT FAUCET CONTROLS OR EQUIVALENT.⁴¹ DETERGENT DISPENSER.

(ii) RADIANT HEATER⁶ FOR INFANT CARE.

(iii) AT LEAST TWO OXYGEN OUTLETS.

(iv) AT LEAST TWO COMPRESSED AIR OUTLETS.

(v) AT LEAST TWO SUCTION OUTLETS.

(vi) STORAGE FOR CLEAN AND STERILE SUPPLIES AND EQUIPMENT.

(vii) EXAMINATION LIGHT⁶ AT TREATMENT TABLE.

(viii) MINIMUM OF TWELVE ELECTRICAL RECEPTACLES OR SIX DUPLEX RECEPTACLES.

(ix) EMERGENCY SIGNAL DEVICE TO REGISTER ALARM CALL IN AREA WHERE MEDICAL OR NURSING ASSISTANCE IS ALWAYS AVAILABLE.²⁴

(x) X-RAY ELECTRICAL RECEPTACLE OUTLET OR EQUIVALENT.^{24, 50}

(12) STORAGE.

(a) Storage area for portable x-ray equipment. REQUIRED IF PORTABLE X-RAY EQUIPMENT TO BE STORED IN NEONATAL INTENSIVE CARE UNIT. May be included in the equipment storage room.

(b) CLEAN EQUIPMENT STORAGE ROOM FOR MAJOR PORTABLE EQUIPMENT WITHIN OR ADJACENT TO THE UNIT.

(13) OFFICE FOR NURSING SUPERVISOR AND/OR HEAD NURSE WITHIN THE UNIT OR IN IMMEDIATE VICINITY.

(14) PARENT EDUCATION FACILITIES.⁴⁸

(a) DEMONSTRATION AND FEEDING AREA.

CUBICLE CURTAINS COMPLETELY SCREENING MOTHERS WHILE BREAST FEEDING OR AN EQUIVALENT MEANS OF PROVIDING FOR COMPLETE PRIVACY WHILE BREAST FEEDING.

(b) EQUIPMENT:

LAVATORY WITH GOOSENECK SPOUT AND KNEE OR FOOT FAUCET CONTROLS OR EQUIVALENT.⁴¹ DETERGENT DISPENSER. May be a lavatory located in other suitable, clean, nearby area.

STORAGE FOR EDUCATIONAL MATERIALS.

(15) CONFERENCE ROOM.⁴⁸ May be used as a multipurpose room((;)) (e.g., parent conferences, medical staff and nurses conferences, reports, etc.).

(16) DOCTORS' SLEEPING ROOM.⁴⁸

May be located outside the unit but in close proximity to the unit.

(17) LOUNGE, TOILET, AND LOCKER FACILITIES.

(a) STAFF FACILITIES.

(i) LOCATED TO BE ACCESSIBLE OUTSIDE OR UPON ENTRANCE TO THE UNIT.⁴⁸

(ii) LOCKER, DRESSING ROOM, shower, TOILET, AND LOUNGE FACILITIES.⁴⁸

Storage for clean gowns and scrub clothing.

(b) FACILITIES FOR PARENTS OR OTHERS ((WHO WILL BE)) CARING FOR AN INFANT.

(i) LOCATED TO BE ACCESSIBLE IMMEDIATELY OUTSIDE OR UPON ENTRANCE TO THE UNIT.

(ii) WAITING AREA OR LOUNGE LOCATED ADJACENT TO NEONATAL INTENSIVE CARE UNIT.

(iii) Provision for personal belongings.⁴⁸

(iv) TOILET AVAILABLE FOR PARENTS.⁴⁸

(v) Public telephone.

(18) MISCELLANEOUS.

(a) FACILITIES FOR X-RAY FILM ILLUMINATION.⁶

(b) ACOUSTICAL TREATMENT OF NURSERY ROOMS TO MINIMIZE NOISE WITHIN THE ROOM.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-718(5) HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).

⁶May be movable equipment.

⁷See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

²⁴In accordance with program.

⁴¹Equivalent when used in reference to faucet controls means a mechanism for operating without the use of hands, wrists, or arms.

⁴⁸"Easy access" means on the same floor or readily accessible to elevator services.

⁴⁸May be combined with obstetrical service facilities or other facilities((; which are)) convenient to the Neonatal Intensive Care Unit.

⁴⁸Compressed air is filtered air free of oil and other substances, particles, or contaminants.

⁵⁰Equivalent for x-ray receptacle ((outlet(s))) outlet or outlets refers to a battery-operated, self-contained, x-ray machine.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-640 INFANT FORMULA FACILITIES. Required only if hospital is to provide obstetrical or pediatric services. SHALL MEET REQUIREMENTS IF INCLUDED. (REQUIREMENTS ARE SHOWN IN CAPITAL LETTERS. SEE WAC 248-18-515((;)).) FACILITIES LISTED UNDER EITHER SUBSECTION (1) OR (2) ((~~BELOW~~)) OF THIS SECTION ARE REQUIRED.

(1) FACILITIES FOR PREPARATION OF FORMULA IN HOSPITAL.

(a) Not required if services of a commercial formula service to be used exclusively.

(b) Located on obstetrical unit, pediatric unit, or in dietary department.

(c) LOCATED TO AVOID CONTAMINATION OF FORMULA.

(d) LOCATED TO PREVENT THROUGH TRAFFIC.

(e) DESIGNED TO PROVIDE SEPARATE CLEAN AND SOILED AREAS.

(i) SOILED AREA TO SERVE FOR RECEIVING AND WASHING OF GLASSWARE, NIPPLES, AND UTENSILS.

(ii) CLEAN AREA TO SERVE FOR PREPARATION, TERMINAL HEATING, AND STORAGE OF FORMULAS AND SPECIAL FLUIDS.

(f) BOTTLE AND UTENSIL WASHING AREA (SOILED AREA).

EQUIPMENT:

WORK COUNTER.

TWO-COMPARTMENT SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER). Single compartment sink may serve if mechanical bottle washing machine is provided.

Mechanical nipple washer.

STORAGE FOR CLEANING AGENTS.

(g) FORMULA PREPARATION AREA (CLEAN AREA).**EQUIPMENT:
WORK COUNTER.**

SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER) - If formula is to be prepared for less than ((6)) six infants per day, sink in washing area may serve if in same room and equipped with foot, knee, or elbow faucet control and gooseneck spout.

STORAGE FOR FORMULA INGREDIENTS, CLEAN BOTTLES, ETC. No cabinet should be immediately above formula preparation area.

HOT PLATE.⁶

EQUIPMENT FOR TERMINAL STERILIZATION.⁶ Sterilizing equipment in a suitable location elsewhere in hospital may be used.

REFRIGERATION.⁶ Not required if refrigerator for formula is provided in other suitable location.

(h) HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).⁵ Suitable combination with other housekeeping facilities permitted if convenient to infant formula facilities.

(2) FACILITIES REQUIRED WHEN COMMERCIAL FORMULA SERVICE USED.

(a) RECEIVING AND STORAGE AREA (CLEAN AREA). May be combined with dietary facilities or other suitable clean facilities.

EQUIPMENT:**COUNTER.****REFRIGERATOR.**

(b) PICK-UP AREA (SOILED AREA). May be combined with other suitable facilities.

EQUIPMENT:**STORAGE FOR USED BOTTLES AND NIPPLES.****Counter.****Sink.****NOTES:**

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).

⁶May be movable equipment.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-645 EMERGENCY DEPARTMENT. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515((f-)).) REQUIRED IF HOSPITAL WILL OFFER EMERGENCY CARE SERVICES REGULARLY.

(1) EMERGENCY DEPARTMENT - GENERAL.⁸

(a) ON SAME FLOOR AS EMERGENCY PATIENTS' ENTRANCE.

(b) LOCATED FOR READY ACCESS FROM EMERGENCY PATIENT ENTRANCE.

(c) SEPARATE FROM SURGERY SUITE AND DELIVERY SUITE.

(d) LOCATED SO EMERGENCY TRAFFIC THROUGH INPATIENT AREAS WILL BE AVOIDED.

(e) Close to radiology department.

(f) NUMBERS, TYPES, AND EQUIPMENT OF ROOMS TO BE PREDICATED UPON THE SCOPE AND TYPES OF SERVICES TO BE OFFERED, AND THE ANTICIPATED PATIENT LOAD.

(g) CUBICLE CURTAINS OR AN EQUIVALENT MEANS FOR PROVIDING COMPLETE PRIVACY SCREENING FOR EACH EXAMINATION OR TREATMENT TABLE (OR CART) AND PATIENT BED IN EXAMINATION, TREATMENT, OR OBSERVATION ROOMS.

(h) AN EMERGENCY AUDIO ALARM SYSTEM WITH AN EMERGENCY ALARM SIGNAL DEVICE IN EACH TREATMENT, EXAMINATION, AND OBSERVATION ROOM. EMERGENCY AUDIO ALARM TO BE DISTINCT AND DIFFERENT FROM OTHER AUDIO SIGNALS AND ALARM SYSTEMS IN HOSPITAL. EMERGENCY AUDIO ALARM SYSTEM TO SOUND ALARM CALL INTO AN AREA OF HOSPITAL WHERE NURSING PERSONNEL ARE ON DUTY AT ALL TIMES. IN ((~~MULTI-ROOM~~)) MULTIROOM EMERGENCY DEPARTMENT, EMERGENCY ALARM SYSTEM ALSO TO ACTIVATE A DISTINCT VISUAL SIGNAL AT DOOR OF ROOM FROM WHICH ALARM IS SOUNDED SO PERSONS

RESPONDING TO AUDIO ALARM CAN IMMEDIATELY IDENTIFY ROOM ((~~IN WHICH~~)) WHERE ASSISTANCE IS NEEDED.

(2) STRETCHER AND WHEELCHAIR STORAGE.

ADJACENT TO EMERGENCY DEPARTMENT ENTRANCE.

(3) RECEIVING AND TRIAGE AREA.

(a) ADJACENT TO EMERGENCY ENTRANCE.

(b) ADJACENT TO TREATMENT ROOMS.

(c) Sufficient space for triage in event of mass casualties.

(4) REGISTRATION AREA.

(a) OFFICE FACILITIES OR DESK SPACE FOR REGISTRATION LOCATED TO CONTROL ACCESS TO AREAS OF THE EMERGENCY DEPARTMENT ((~~IN WHICH~~)) WHERE EXAMINATION, TREATMENT, AND OBSERVATION ROOMS ARE LOCATED.

(b) CONVENIENT TO WAITING AREA.

(5) WAITING AREA.

(a) OUTSIDE AREA OF MAIN TRAFFIC FLOW IN EMERGENCY DEPARTMENT.

(b) May be combined with other waiting area ((~~which is~~)) in close proximity to emergency department.

(6) PUBLIC TOILETS.

Other public toilets may serve if close and easily accessible from the emergency department.

(7) Police, press, and ambulance attendants' ((~~room(s)~~)) room or rooms.

(a) OUTSIDE AREA OF MAIN TRAFFIC FLOW IN EMERGENCY DEPARTMENT.

(b) Equipped with desk and telephone.

(8) MAJOR EMERGENCY TREATMENT ((~~ROOM(S)~~)) ROOM OR ROOMS.

(a) Number of rooms dependent upon anticipated volume of emergency services.

(b) AT LEAST ONE, MAJOR EMERGENCY TREATMENT ROOM.

(c) DIMENSIONS AND ARRANGEMENT OF EACH EMERGENCY TREATMENT ROOM TO PROVIDE A CLEAR SPACE AT LEAST ((4)) FOUR FEET WIDE BETWEEN BOTH SIDES AND BOTH ENDS OF EACH TREATMENT TABLE (OR CART) AND ANY FIXED EQUIPMENT (CABINETS, SINKS, ETC.) OR MAJOR MOVABLE EQUIPMENT ((~~WHICH IS~~)) KEPT IN THE ROOM: PROVIDED(;) HOWEVER, THE CLEAR SPACE BETWEEN TREATMENT TABLES (OR CARTS) SHALL BE AT LEAST ((8)) EIGHT FEET WIDE. THE FLOOR SPACE ALLOWED FOR A TREATMENT TABLE SHALL BE AT LEAST ((80)) EIGHTY INCHES BY ((30)) THIRTY INCHES.

(d) Major emergency treatment room designed and equipped to accommodate at least two treatment tables if emergency department has only one major treatment room.

(e) EQUIPMENT:

STORAGE FOR CLEAN AND STERILE SUPPLIES, SMALL EQUIPMENT, AND DRUGS.^{6, 18}

CLEAN WORK COUNTER FOR ASSEMBLY AND PREPARATION OF CLEAN AND STERILE SUPPLIES AND EQUIPMENT FOR USE.⁶

SINK (MOUNTED IN, INTEGRAL WITH, OR ADJACENT TO CLEAN WORK COUNTER).

SCRUB SINK - ((8)) EIGHT FEET APART OR PHYSICAL BARRIER SEPARATING FROM CLEAN WORK COUNTER AND STORAGE FOR CLEAN AND STERILE SUPPLIES AND EQUIPMENT AND DRUGS. Not required if a scrub sink is located outside but adjacent to emergency treatment room.

DETERGENT DISPENSER.⁶

SOILED WORK COUNTER FOR COLLECTION OF CONTAMINATED SUPPLIES AND EQUIPMENT.⁶

SINK WITH PLASTER TRAP - Not required if separate fracture room provided. Suitable combination with other sink in emergency department permitted.

TREATMENT LIGHT.⁶

SUCTION OUTLET.

OXYGEN OUTLET:

FILM ILLUMINATORS.⁶

OUTLET FOR PORTABLE X-RAY MACHINE.

CLOCK - WITH SWEEP SECOND HAND and interval timer.

SPACE FOR MAJOR MEDICAL EQUIPMENT ((~~WHICH IS~~)) TO BE KEPT IN ROOM.

SPACE FOR LINEN HAMPERS AND TRASH CONTAINERS.

(9) Minor treatment and examination ((~~room(s)~~) room or rooms).

(a) At least one minor treatment and examination room.

(b) DIMENSIONS AND ARRANGEMENT OF EXAMINATION ((~~ROOM(S)~~) ROOM OR ROOMS) TO PROVIDE AT LEAST ((~~80~~) EIGHTY) NET SQUARE FEET OF FLOOR SPACE, EXCLUSIVE OF SPACE FOR LAVATORY, CABINETS, WORK COUNTER, WARDROBE, DESK, OR VESTIBULE. CONFIGURATION OF THIS NET FLOOR SPACE TO ALLOW FOR PLACEMENT OF A ((~~6~~) SIX) FEET ((~~X-2~~) BY TWO) FEET EXAMINATION TABLE WITH AT LEAST ((~~3~~) THREE) FEET WIDE CLEAR SPACE ON EACH SIDE OF THE TABLE AND ((~~4~~) FOUR) FEET WIDE CLEAR SPACE AT THE FOOT END OF THE TABLE.

(c) EQUIPMENT:

LAVATORY.

WORK COUNTER.⁶STORAGE FOR SUPPLIES AND EQUIPMENT.^{6, 18}

SUCTION OUTLET.

OXYGEN OUTLET.

EXAMINATION LIGHT.⁶(10) Observation ((~~room(s)~~) room or rooms).

(a) NEAR TO NURSES' STATION OR OTHER CONTROL STATION TO PERMIT CLOSE OBSERVATION OF PATIENTS.

(b) AT LEAST ((~~125~~) ONE HUNDRED TWENTY-FIVE) SQUARE FEET IN ONE-BED ROOM.(c) MINIMUM DIMENSION OF ((~~10~~) TEN) FEET FOR ONE-BED ROOM.(d) EACH MULTIPLE-BED ROOM DESIGNED TO PROVIDE AT LEAST ((~~4~~) FOUR) FEET WIDE SPACE BETWEEN SIDE OF EACH BED (OR CART) AND ANY WALL, OTHER BED,² OR FIXED EQUIPMENT (e.g., CABINET, SINK, CLOSET), AND AT LEAST ((~~5~~) FIVE) FEET WIDE SPACE BETWEEN FOOT END OF ANY BED AND ANY WALL OR FIXED EQUIPMENT.

(e) ROOM DETAILS, DOORS, HARDWARE, WINDOWS, AND SCREENS IN ANY ROOM FOR SEVERELY DISTURBED PERSON TO PROVIDE FOR PATIENT SAFETY IN AN UNOBTUSIVE MANNER.

(f) EQUIPMENT:

LAVATORY IN EACH ROOM.

A NURSE CALL SIGNAL DEVICE AT EVERY PATIENT BED.

OXYGEN OUTLET FOR EACH BED (OR CART).

SUCTION OUTLET FOR EACH BED (OR CART).

CLOSET OR LOCKER PER EACH BED FOR PATIENT CLOTHING. May be in or adjacent to observation ((~~room(s)~~) room or rooms).

SEPARATE STORAGE PER BED FOR EXTRA PILLOWS AND BLANKETS. May be combined with closet or locker.

(11) PATIENT ((~~TOILET(S)~~) TOILET OR TOILETS).

(a) CONVENIENT TO EXAMINATION AND TREATMENT ROOMS.

(b) ((~~TOILET(S)~~) TOILET OR TOILETS) LOCATED SO PATIENTS IN EVERY OBSERVATION ROOM HAVE ACCESS TO A TOILET WITHOUT ENTERING A PUBLIC CORRIDOR.

(c) AT LEAST ONE COMMUNAL PATIENT TOILET DESIGNED AND ARRANGED TO ACCOMMODATE A PATIENT IN A WHEELCHAIR.

(d) GRAB BARS AT EACH PATIENT TOILET.

(12) MEDICINE AREA.⁷(13) UTILITY ROOMS.⁷

(14) DESK SPACE FOR NURSES AND PHYSICIANS.

May be combined with office facilities in reception, triage, and registration area.

(15) EQUIPMENT STORAGE.

(a) STORAGE FOR MOBILE CART WITH EMERGENCY MEDICAL SUPPLIES AND EQUIPMENT (CRASH CART) IN A CLEAN AREA ((~~WHICH IS~~) READILY ACCESSIBLE) FROM ALL ROOMS USED FOR PATIENT CARE OR TREATMENT.

(b) Storage area for portable x-ray equipment.

REQUIRED IF PORTABLE X-RAY EQUIPMENT TO BE STORED IN EMERGENCY DEPARTMENT.

(c) STORAGE FOR OTHER MAJOR PORTABLE OR MOBILE EQUIPMENT.

(16) HOUSEKEEPING FACILITIES ((~~JANITORS' AND MAIDS~~)).⁵

Suitable combination with other housekeeping facilities permitted if convenient to emergency department.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS' AND MAIDS~~)).⁶May be movable equipment.⁷See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.⁸Where combustible anesthetic is to be used, see FLOOR FINISHES, WAC 248-18-718(5); VENTILATION, WAC 248-18-718(8); and ELECTRICAL SYSTEMS, WAC 248-18-718(10).¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-650 OUTPATIENT DEPARTMENT. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(~~7~~)).

(1) OUTPATIENT DEPARTMENT, GENERAL.

(a) LOCATED FOR EASY ACCESS BY OUTPATIENTS.

(b) LOCATED SO OUTPATIENT TRAFFIC THROUGH INPATIENT AREAS WILL BE AVOIDED.

(c) Located for convenient access to radiology, pharmacy, laboratory, and physical therapy.

(d) NUMBER, SIZE, AND TYPE OF FACILITIES DEPENDENT UPON TYPE AND ANTICIPATED VOLUME OF OUTPATIENT WORK.

(2) ADMINISTRATIVE FACILITIES.

(a) In small department, may be combined with inpatient or emergency department administrative facilities.

(b) Secondary facilities may be needed adjacent to major clinic areas in large department.

(c) WAITING AREA.

(d) ADMITTING FACILITIES.

(e) Appointment and cashier facilities.

(f) Office.

(g) PUBLIC TOILET.

(h) Staff toilet.

(3) EXAMINATION ROOM.

(a) MINIMUM DIMENSION OF ((~~8~~) EIGHT) FEET AND MINIMUM AREA OF ((~~80~~) EIGHTY) SQUARE FEET.

(b) EQUIPMENT:

LAVATORY OR SINK.

EXAMINATION LIGHT.⁶STORAGE FOR SUPPLIES AND EQUIPMENT.¹⁸

Dressing cubicles.

Film illuminator.

(4) Doctors' office.

(5) Minor surgery or treatment room.

(a) MINIMUM DIMENSION OF ((~~15~~) FIFTEEN) FEET.

(b) EQUIPMENT:

SCRUB SINK.

LIQUID DETERGENT DISPENSER WITH FOOT CONTROL.⁶SURGERY OR TREATMENT LIGHT.⁶STORAGE FOR SUPPLIES AND EQUIPMENT.^{6, 18}FILM ((~~ILLUMINATOR(S)~~) ILLUMINATOR OR ILLUMINATORS).⁶(6) UTILITY ROOM.⁷

Located close to examination and treatment rooms.

(7) MEDICINE FACILITIES.⁷(8) HOUSEKEEPING FACILITIES ((~~JANITORS' AND MAIDS~~)).⁵

Suitable combination with other housekeeping facilities permitted if convenient to outpatient department.

(9) LINEN STORAGE.¹⁸(10) EQUIPMENT STORAGE.¹⁸(11) Observation or recovery room.¹⁴

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS' AND MAIDS~~)).⁶May be movable equipment.

⁷See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

¹⁴See Recovery Unit, WAC 248-18-560.

¹⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-655 RADIOLOGY FACILITIES. ²¹ (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(†);.)

(1) RADIOLOGY FACILITIES, GENERAL.

(a) LOCATED FOR CONVENIENT TRANSPORT OF PATIENTS FROM EMERGENCY DEPARTMENT, SURGERY SUITE, AND NURSING UNITS, and for access by outpatients.

(b) LOCATED SO OUTPATIENT TRAFFIC THROUGH INPATIENT AREAS WILL BE AVOIDED.

(c) GROUNDING OF TABLE, TUBE STAND AND CONTROLS, OR ANY ASSOCIATED ELECTRICAL APPARATUS AS SPECIFIED BY THE NATIONAL ELECTRICAL CODE, 1959 NFPA 70.

(d) INSTALLATIONS OF X-RAY EQUIPMENT AND RADIATION PROTECTION OF FLOORS, DOORS, WALLS, AND CEILINGS AS SPECIFIED IN NATIONAL BUREAU OF STANDARDS HANDBOOK 76, MEDICAL X-RAY PROTECTION UP TO THREE MILLION VOLTS, FEBRUARY 9, 1961.

(e) INSTALLATIONS OF COBALT-60, OR OTHER SOURCES OF IONIZING RADIATION, AS SPECIFIED IN NATIONAL BUREAU OF STANDARDS HANDBOOK 73, PROTECTION AGAINST RADIATION FROM SEALED GAMMA SOURCES, JULY 27, 1960, OR "RULES AND REGULATIONS FOR RADIATION PROTECTION" OF THE WASHINGTON STATE DEPARTMENT OF SOCIAL AND HEALTH SERVICES, TITLE 402 WAC, WHICHEVER IS MORE STRICT.

(2) ADMINISTRATIVE FACILITIES. Need not be in separate rooms.

(a) OFFICE AREA.

Equipment:

Telephones.

Bulletin board.

Electric clock.

(b) VIEWING AREA.

EQUIPMENT:

FILM ILLUMINATORS.⁶

(c) FILM FILE AREA (ACTIVE).

(d) FILM STORAGE (INACTIVE).

Need not be located with other radiology facilities.

(3) WAITING AREA.

(a) May be shared with suitable waiting areas for other hospital services if adjacent.

(b) SUITABLE SPACE FOR WHEELCHAIR AND STRETCHER PATIENTS.

(c) Not required in hospitals of less than ((25)) twenty-five beds.

(4) RADIOGRAPHIC ROOM.

(a) AT LEAST ONE FOR EVERY HOSPITAL. IN HOSPITALS OF ((+50)) ONE HUNDRED FIFTY BEDS AND OVER (EXCLUDING BEDS IN NURSING HOME AND PSYCHIATRIC UNITS) MINIMUM OF ONE ADDITIONAL RADIOGRAPHY ROOM.

(b) DESIGNED TO PERMIT ACCESS FOR WHEELED STRETCHER OR BED.

(c) CONTROL AREA WITH RADIATION PROTECTIVE BARRIER.

(5) FACILITIES FOR FLUOROSCOPY.

(a) May be separate or combined with radiographic room.

(b) LIGHT PROOF.

(6) BARIUM PREPARATION AREA.

(a) BARIUM SINK WITH WORK COUNTER.

(b) STORAGE FACILITIES.¹⁸

(7) ((~~DARK ROOM~~)) DARKROOM.

(a) LIGHT PROOF.

(b) EQUIPMENT:

SAFELITE.

DEVELOPING TANK - Thermostatic mixing valve.

FILM STORAGE.⁶

WORK COUNTER.

SINK OR LAVATORY.

PROVISION FOR FILM DRYING.⁶

FILM ILLUMINATOR.⁶

Lightproof cassette passbox to radiographic room.

(8) DRESSING AREA.

(a) ROOMS OR BOOTHS LOCATED FOR PRIVACY ENROUTE TO RADIOGRAPHIC ROOMS AND TOILET ROOMS.

(b) Two for each radiographic room recommended.

(c) GOWN STORAGE.^{6,18}

(d) SPACE FOR LINEN HAMPER.

(9) TOILET ROOM.

LOCATED FOR READY ACCESS FROM EACH RADIOGRAPHIC ROOM.

(10) Therapy room.

(11) HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).⁵

Suitable combination with other housekeeping facilities permitted if convenient to radiology facilities.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).

⁶May be movable equipment.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

²¹Refer to "Rules and Regulations for Radiation Protection" of the Washington State Department of Social and Health Services, Title 402 WAC.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-660 LABORATORY FACILITIES. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515(†);.) NUMBER, SIZE, AND TYPE OF FACILITIES DEPENDENT UPON TYPE AND ANTICIPATED VOLUME OF LABORATORY WORK.

(1) LABORATORY, GENERAL.

(a) Located for convenient access by outpatients and from surgery and nursing units.

(b) LOCATED SO OUTPATIENT TRAFFIC THROUGH INPATIENT AREAS WILL BE AVOIDED.

(2) ADMINISTRATIVE FACILITIES.

(a) WAITING AREA.

May be combined with other suitable waiting area which is adjacent.

(b) OFFICE SPACE.

(c) Pathologist office.

(3) HEMATOLOGY FACILITIES.

(a) May be same facilities as for urinalysis and/or bacteriology, parasitology and serology.

(b) EQUIPMENT:

SINK.¹⁹

WORK COUNTER²⁰ INCLUDING AREA WITH KNEE SPACE.

STORAGE FOR SUPPLIES AND EQUIPMENT.

CENTRIFUGE.⁶

Gas and compressed air outlets.

(4) URINALYSIS FACILITIES.

(a) May be same facilities as for hematology and/or bacteriology, parasitology and serology.

(b) EQUIPMENT:

SINK.¹⁹

WORK COUNTER²⁰ INCLUDING AREA WITH KNEE SPACE.

STORAGE FOR SUPPLIES AND EQUIPMENT.

CENTRIFUGE.⁶

Gas and compressed air outlets.

(5) BACTERIOLOGY, PARASITOLOGY, AND SEROLOGY FACILITIES.

(a) May be same facilities as for hematology and/or urinalysis.

(b) EQUIPMENT:

SINK.¹⁹

WORK COUNTER²⁰ WITH KNEE SPACE.

INCUBATOR.⁶

STORAGE FOR SUPPLIES AND EQUIPMENT.

WATER BATH.⁶

REFRIGERATOR.⁶

CENTRIFUGE.⁶

Suction, gas, and compressed air outlets.

(6) BIOCHEMISTRY FACILITIES.

(a) Not required in hospitals of less than twenty-five beds.

(b) May be combined with facilities for bacteriology, parasitology, and serology, or with facilities for hematology and/or urinalysis if additional counter space provided.

(c) EQUIPMENT:

CUP SINK - May be omitted if combined with other facilities.

WORK COUNTER.²⁰

STORAGE FOR SUPPLIES AND EQUIPMENT.

Suction, gas, and compressed air outlets.

(7) CLEAN-UP AND STERILIZING AREA.

EQUIPMENT:

WORK COUNTER.²⁰

DOUBLE SINK¹⁹ (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER).

AUTOCLAVE.⁶

HOT AIR STERILIZER OR ELECTRIC DRYING OVEN.⁶

STORAGE FOR SUPPLIES AND EQUIPMENT.

Suction, gas, and compressed air outlets.

(8) Histology facilities.

(a) May be combined with other laboratory facilities, if additional counter space provided.

(b) Adjacent to pathologist's office.

(c) EQUIPMENT:

SINK¹⁹ - May be omitted if combined with other facilities.

WORK COUNTER²⁰ INCLUDING AREA WITH KNEE SPACE.

STORAGE FOR SUPPLIES AND EQUIPMENT.

Gas and compressed air outlets.

(9) Basal metabolism and electrocardiography facilities.

(10) Morgue and autopsy facilities.

Located for transportation of bodies without notice by patients and visitors.

(a) Morgue.

Equipment:

Mortuary refrigerator or cold room.

(b) Autopsy room.

EQUIPMENT:

AUTOPSY TABLE (WITH WATER SUPPLY AT OR ABOVE AUTOPSY TABLE).

FLOOR DRAIN.

SCRUB SINK.

WORK COUNTER.⁶

STORAGE FOR SUPPLIES AND EQUIPMENT.

INSTRUMENT STERILIZER⁶ unless adequate provision elsewhere.

Suction outlet.

Clinic service sink (siphon jet).

(11) HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).⁵

Suitable combination with other housekeeping facilities permitted if convenient to laboratory facilities.

(12) Animal quarters.

(a) LOCATED APART FROM LABORATORY AND TO AVOID ANNOYANCE. Outside entrance recommended.

(b) ADEQUATE FACILITIES BASED UPON TYPES AND EXTENT OF USAGE OF ANIMALS IN LABORATORY WORK, INCLUDING PROVISIONS FOR FOOD AND SUPPLY STORAGE, HANDWASHING, DISPOSAL OF WASTES AND DEAD ANIMALS, CLEANING AND SANITIZING OF QUARTERS AND CAGES, AND ISOLATION OF ANIMALS.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).

⁶May be movable equipment.

¹⁹CORROSION RESISTANT - Stainless steel recommended.

²⁰IMPERMEABLE SURFACE.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-675 REHABILITATION FACILITIES. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS. SEE WAC 248-18-515(~~7~~)).

(1) REHABILITATION FACILITIES, GENERAL.

(a) Located for easy access by inpatients and outpatients and to facilitate transport of equipment for bedside treatment when necessary.

(b) LOCATED TO AVOID OUTPATIENT TRAFFIC THROUGH INPATIENT AREAS.

(c) TYPE AND EXTENT OF FACILITIES ADEQUATE FOR THE TYPE AND VOLUME OF ANTICIPATED SERVICES.

(2) WAITING AREA.

(a) Suitable combinations with other waiting areas permitted.

(b) Accommodations for inpatients and outpatients.

(c) ADEQUATE SPACE FOR STRETCHERS AND WHEELCHAIRS.

(d) Reception counter or desk.

(3) PHYSICAL THERAPY FACILITIES. May be omitted if program indicates not needed.

(a) ADMINISTRATIVE FACILITIES.

OFFICE SPACE suitable for interviewing patients, and administrative and clerical functions.

(b) Examining room.

(i) Floor to ceiling partitions for privacy. Arranged to permit permanent placement of examining equipment.

(c) TREATMENT AREA.

(i) GENERAL TREATMENT AREA.

(A) CUBICLES LARGE ENOUGH FOR THERAPIST TO WORK ON BOTH SIDES OF TABLE.

(B) Divided by curtains rather than solid partitions.

(C) ARRANGED TO PERMIT EASY ACCESS FOR WHEELCHAIR OR STRETCHER PATIENTS.

(ii) Underwater exercise area.

(A) Concentration of equipment requiring special water supply and plumbing in one section of department.

(B) ACCESSIBLE AND ADJACENT TO OTHER TREATMENT AREAS.

(C) Overhead lifts for tank or exercise pool.

(iii) General exercise area.

(A) Flexible open space.

(B) At least one wall reinforced for installation of stall bars and similar equipment.

(d) PATIENT LOCKER FACILITIES.

LOCKERS OR OTHER SUITABLE PROVISION FOR PATIENT CLOTHING IN OR NEAR TREATMENT AREAS.

(e) STORAGE FOR SUPPLIES AND EQUIPMENT.

(i) ADEQUATE TO MEET NEEDS OF SERVICE.

(ii) Near work areas.

(f) SPECIAL DESIGN FEATURES.

(i) ((~~SINK(S)~~)) SINK OR SINKS.

(A) HANDWASHING FACILITIES IN GENERAL TREATMENT AREA AND IN OR CONVENIENT TO OTHER TREATMENT AREAS.

(B) AT LEAST ONE SINK OF SUFFICIENT WIDTH AND DEPTH TO ACCOMMODATE WET PACKS.

(ii) Ceiling moorings.

(A) Constructed to support at least ((500)) five hundred pounds.

(B) Strategically located throughout treatment areas for attachment of overhead equipment.

(4) Occupational therapy.²³ Located close to physical therapy facilities.

(a) ADMINISTRATIVE FACILITIES.

(i) OFFICE AND WORK SPACE FOR STAFF.

(ii) Separate room recommended.

(iii) Designed and located to permit visual supervision of therapy areas.

(b) STORAGE FOR SUPPLIES AND EQUIPMENT.

(i) ADEQUATE TO MEET NEEDS OF THERAPY PROGRAM.

(ii) Near therapy areas.²⁴

(c) THERAPY AREA.²⁴

(i) At least ((36)) thirty-six square feet of floor area per patient for the maximum number to be in therapy at any one time.

(ii) Divided and equipped for diversified work.

(iii) EQUIPMENT:

SINK WITH SLUDGE TRAP.

(d) Facilities for teaching activities of daily living.

(5) Psychological facilities.

Office space for psychological testing, evaluation, and counseling.

(6) Social service facilities.

Office space for private interview and counseling.

(7) Vocational facilities.

Office and work space for counseling, evaluation, prevocational program, and placement.

(8) Special education facilities.

Schoolroom for children if children are to be included in program.

(9) TOILET, LOCKER, AND SHOWER FACILITIES.

(a) LOCKER, TOILET, AND SHOWER FACILITIES FOR PATIENTS.

(b) PATIENT ~~((TOILET(S)))~~ TOILET OR TOILETS DESIGNED FOR ACCOMMODATION OF WHEELCHAIR PATIENTS.

(c) May be omitted if program does not indicate need for locker and shower facilities and other suitable patient toilets are convenient to rehabilitation facilities.

(10) HOUSEKEEPING FACILITIES ~~((JANITORS' AND MAIDS'))~~.⁵

Suitable combination with other housekeeping facilities permitted if convenient to rehabilitation facilities.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ~~((JANITORS' AND MAIDS'))~~.

²³For construction and ventilation requirements for areas in which flammable agents are to be handled or stored, refer to standards of the State Fire Marshal.

²⁴In accordance with program.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-680 CENTRAL STERILIZING AND SUPPLY SERVICE FACILITIES. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS. SEE WAC 248-18-515(~~(f)~~)).

(1) CENTRAL STERILIZING AND SUPPLY SERVICE FACILITIES, GENERAL.

(a) LOCATED TO AVOID CONTAMINATION OF CLEAN AND STERILE SUPPLIES AND EQUIPMENT, TO PREVENT OBJECTIONABLE HEAT AND NOISE TO PATIENT CARE AREAS, AND TO ELIMINATE THROUGH TRAFFIC.

(b) LOCATED TO FACILITATE DELIVERY AND RETURN OF SUPPLIES AND EQUIPMENT TO AND FROM OTHER SERVICES AND DEPARTMENTS.

(c) Located to facilitate delivery of linen and new supplies and equipment from laundry and general stores to central sterilizing and supply service.

(d) AREAS WITHIN CENTRAL STERILIZING AND SUPPLY SERVICE ADEQUATE TO PROVIDE FOR PROPER HANDLING OF SUPPLIES AND EQUIPMENT IN ACCORDANCE WITH PLANNED STORES AND SUPPLY SYSTEM.

(e) EQUIPPED AND ARRANGED TO PROVIDE WORK FLOW ~~((WHICH MAINTAINS))~~ MAINTAINING PROPER SEPARATION OF CLEAN OR STERILE ITEMS FROM SOILED (OR CONTAMINATED) ITEMS.

(f) Division into work areas or rooms may be according to type of supply or equipment to be processed (gloves, syringes and needles, solution, etc.).

(g) Separate room for glove processing recommended.

(h) SEPARATE UNSTERILE EQUIPMENT STORAGE ROOM.

(i) SEPARATE, PROPERLY EQUIPPED, SOLUTION PREPARATION ROOM IF PARENTERAL SOLUTIONS ARE TO BE MANUFACTURED.²⁵

(j) SEPARATE FACILITIES FOR RECEIVING, CLEANING, AND PACKAGING FOR BEDSIDE UTENSILS IF ~~((THEY))~~ THE UTENSILS ARE TO BE CLEANED AND/OR PACKAGED IN CENTRAL STERILIZING AND SUPPLY SERVICE.

(k) ADEQUATE SPACE FOR CIRCULATION AND PARKING OF CARTS.

(2) FACILITIES FOR RECEIVING, DISASSEMBLING, AND CLEANING OF SUPPLIES AND EQUIPMENT.

(a) LOCATED TO FACILITATE RETURN OF SOILED (OR CONTAMINATED) ITEMS WITHOUT TRANSPORTING ~~((THEM))~~ THE ITEMS THROUGH OTHER AREAS OF THE CENTRAL STERILIZING AND SUPPLY SERVICE.

(b) EQUIPMENT:

AT LEAST ONE DOUBLE-COMPARTMENT SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER).

ADDITIONAL SINKS (OR MECHANICAL WASHERS) AS REQUIRED BY TYPES AND VOLUME OF ITEMS TO BE PROCESSED.

WORK COUNTER (OR EQUIVALENT) ADJACENT TO EACH SINK OR MECHANICAL WASHER FOR COLLECTION OF SOILED (OR CONTAMINATED) ITEMS.

WORK COUNTER (OR EQUIVALENT) ADJACENT TO EACH SINK OR MECHANICAL WASHER FOR COLLECTION OF ITEMS WHICH HAVE BEEN WASHED.

STORAGE FOR CLEANING AGENTS AND OTHER CLEANING SUPPLIES AND EQUIPMENT.

Suction and compressed air outlets.

(3) FACILITIES FOR ASSEMBLING AND PACKAGING SUPPLIES AND EQUIPMENT.

EQUIPMENT:

WORK COUNTERS OR TABLES (OR EQUIVALENT) AS REQUIRED BY TYPES AND VOLUME OF ITEMS.

(4) FACILITIES FOR STORAGE OF LINEN AND RESERVE OF NEW (OR BULK) UNSTERILE SUPPLIES.

(a) LOCATED APART FROM FACILITIES FOR STORAGE OF STERILE ITEMS.

(b) May be centralized in one storage room or area or decentralized according to areas ~~((in which))~~ where different types of items are to be used. May be combined with unsterile equipment storage room.

(5) FACILITIES FOR STERILIZING.

(a) APART FROM OTHER FACILITIES WITHIN CENTRAL STERILIZING AND SUPPLY SERVICE.

(b) LOCATED BETWEEN FACILITIES FOR ASSEMBLING AND PACKAGING AND FACILITIES FOR STORAGE OF CLEAN AND STERILE SUPPLIES.

(c) EQUIPMENT:

AT LEAST ONE PRESSURE STERILIZER (AUTOCLAVE) OF ADEQUATE SIZE.

ADDITIONAL PRESSURE STERILIZERS (AUTOCLAVES) AS REQUIRED BY VOLUME OF ITEMS TO BE PROCESSED.

PRESSURE STERILIZERS (AUTOCLAVES) TO HAVE RECORDING THERMOMETERS. Automatic controls recommended.

One smaller pressure sterilizer for small loads, in addition to pressure ~~((sterilizer(s)))~~ sterilizer or sterilizers of large capacity, recommended.

Water still and drip pan and waste connection recommended.

Dry heat sterilizer recommended.

Equipment for gas sterilization recommended.

Recessing of sterilizing equipment recommended.

(6) FACILITIES FOR STORAGE¹⁸ AND ISSUE OF CLEAN AND STERILE SUPPLIES.

(a) APART FROM OTHER FACILITIES WITHIN CENTRAL STERILIZING AND SUPPLY SERVICE.

(b) LOCATED TO FACILITATE ISSUE WITHOUT TRANSPORT OF CLEAN AND STERILE SUPPLIES AND EQUIPMENT THROUGH OTHER AREAS OF CENTRAL STERILIZING AND SUPPLY SERVICE.

(c) EQUIPMENT:

ADEQUATE CABINETS⁶ TO PROVIDE FOR STORAGE OF SUPPLIES AND EQUIPMENT IN ACCORDANCE WITH PLANNED STORES AND SUPPLY SYSTEM. May be open shelving if in separate room.

(7) UNSTERILE EQUIPMENT STORAGE ROOM OR AREA.¹⁸

(a) LOCATED TO FACILITATE RETURN AND ISSUE OF LARGE EQUIPMENT.

(b) Located to permit proper control and supervision of equipment handling.

(c) AREA SUFFICIENT TO PROVIDE FOR PROPER HANDLING OF EQUIPMENT IN ACCORDANCE WITH PLANNED SYSTEM.

(d) EQUIPMENT:

SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER).

STORAGE FOR CLEANING SUPPLIES AND EQUIPMENT.

(8) OFFICE SPACE.

(a) Located to allow observation of activities within central sterilizing and supply service.

(b) May be desk and file space in suitable location within main room. Separate room recommended in hospitals having over ~~((100))~~ one hundred beds.

(9) HOUSEKEEPING FACILITIES ~~((JANITORS' AND MAIDS'))~~.⁵

Suitable combination with other housekeeping facilities permitted if convenient to central sterilizing and supply service facilities.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).

⁶May be movable equipment.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

²⁵See PHARMACY, WAC 248-18-670(4).

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-690 HOUSEKEEPING DEPARTMENT. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515((?)).)

(1) Administrative facilities.

(a) Office space.

(b) Telephone.

(2) STORAGE ROOM.

(a) RACKS, BINS, SHELVES, CABINETS.

For: Extra mop trucks and pails.

Vacuum cleaners and polishers.

Wall-working equipment.

Scaffolding and ladders.

Handtrucks and maids' carts.

Extra mop heads and wringers.

Dusters and cleaning cloths.

Soaps and detergents.

(b) LOCKED CUPBOARD.

For: Pesticides, drain cleaners, etc.

(3) FACILITIES FOR CLEANING.

(a) LARGE EQUIPMENT CLEAN-UP AREA.²⁴

(i) May be within storage room for housekeeping equipment if properly separated from storage area.

(ii) EQUIPMENT:

SINK.

FLOOR DRAIN.

(b) HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).⁵

WITHIN OR CONVENIENT TO EACH AREA OF THE HOSPITAL AS REQUIRED IN OTHER SECTIONS OF THESE REGULATIONS.

(4) WASTE DISPOSAL FACILITIES.

(a) LOCATED TO PREVENT OBJECTIONABLE TRAFFIC, SMOKE, AND ODORS IN OTHER AREAS OF THE HOSPITAL.

(b) Waste chutes not recommended.

(c) INCINERATION FACILITIES.³²

(d) STORAGE AREA.

(i) LOCATED IN SEPARATE, WELL-VENTILATED ROOM OR OUTSIDE, ENCLOSED SPACE.

(ii) CONSTRUCTED TO PREVENT RAT HARBORAGE.

(e) CAN WASH AREA.

CAN WASH AREA WITH FLOOR DRAIN, HOT AND COLD WATER. Steam recommended.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).

²⁴In accordance with program.

³²See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718(9), INCINERATION FACILITIES.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-695 LAUNDRY FACILITIES. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515((?)).) FACILITIES LISTED UNDER ((~~EITHER~~)) SUBSECTION (1) OR (2) ((~~BELOW~~)) OF THIS SECTION ARE REQUIRED.

(1) FACILITIES REQUIRED WHEN COMMERCIAL LAUNDRY SERVICE USED EXCLUSIVELY.

(a) ADEQUATE SPACE FOR CIRCULATION AND SEPARATE PARKING AREAS FOR CLEAN AND SOILED CARTS.

(b) SOILED LINEN ROOM.

(i) LOCATED TO PREVENT ODORS AND CONTAMINATION TO PATIENT CARE, SUPPLY, AND FOOD SERVICE AREAS.

(ii) SUITABLY LOCATED FOR DISPATCHING TO COMMERCIAL LAUNDRY.

(iii) SEPARATE ENCLOSED ROOM. ARRANGED TO AVOID THROUGH TRAFFIC.

(iv) SIZED FOR STORAGE OF ((3)) THREE DAYS' ACCUMULATION OF SOILED LINEN AND NECESSARY SORTING (IF ANY).

(v) MECHANICAL VENTILATION TO PROVIDE AN EXCESS OF EXHAUST OVER SUPPLY.³³

(vi) EQUIPMENT:

HANDWASHING FACILITY IN OR ADJACENT.

FLOOR DRAIN.

(c) CLEAN LINEN ROOM.

(i) SEPARATE ENCLOSED ROOM.

(ii) ARRANGED TO AVOID THROUGH TRAFFIC.

(iii) LOCATED AND ARRANGED TO AVOID SOURCES OF MOIST OR CONTAMINATED AIR.

(iv) SIZED FOR STORAGE OF RESERVE SUPPLY OF LINEN, BLANKETS, AND PILLOWS.

(d) SEWING ROOM.

May be combined with clean linen room.

(e) HOUSEKEEPING FACILITIES ((~~JANITORS AND MAIDS~~)).⁵

Suitable combination with other housekeeping facilities permitted if convenient to laundry facilities.

(2) FACILITIES REQUIRED WHEN LAUNDRY IS PROCESSED IN HOSPITAL.

(a) LOCATED AND ARRANGED TO PREVENT OBJECTIONABLE HEAT, NOISE, ODORS, MOISTURE, AND CONTAMINATION TO PATIENT CARE, SUPPLY, AND FOOD SERVICE AREAS.

(b) ADEQUATE SPACE FOR CIRCULATION AND SEPARATE PARKING AREAS FOR CLEAN AND SOILED CARTS.

(c) SOILED LINEN ROOM.

(i) SEPARATE ENCLOSED ROOM.

(ii) ARRANGED TO AVOID THROUGH TRAFFIC.

(iii) SIZED FOR STORAGE OF ((3)) THREE DAYS' ACCUMULATION OF SOILED LINEN AND NECESSARY SORTING (IF ANY).

(iv) EQUIPMENT:

HANDWASHING FACILITY IN OR ADJACENT.

FLOOR DRAIN.

MECHANICAL VENTILATION TO PROVIDE AN EXCESS OF EXHAUST OVER SUPPLY.³³

(d) PROCESSING ROOM OR ROOMS.

(i) SEPARATE FROM OTHER HOSPITAL FACILITIES.

(ii) ROOM SIZE AND CAPACITY OF EQUIPMENT ADEQUATE TO PROCESS FULL ((7)) SEVEN DAYS' LAUNDRY IN WORK WEEK.

(iii) ARRANGED FOR UNINTERRUPTED FLOW FROM SOILED TO CLEAN((;)) (I.E., WASHING, EXTRACTING, IRONING, FOLDING, STORAGE).

(iv) BOTH SOILED AND CLEAN LINENS STORED OUTSIDE PROCESSING AREA.

(v) ADEQUATE VENTILATION PROPERLY ENGINEERED TO AVOID FLOW OF POTENTIALLY CONTAMINATED AIR FROM WASH AREA TO CLEAN AREAS.³³

(vi) EQUIPMENT:

COMMERCIAL ((~~WASHER(S)~~)) WASHER OR WASHERS LOCATED TO AVOID THE SPREAD OF CONTAMINANTS IN THE LOADING OF SOILED LINEN.

COMMERCIAL ((~~EXTRACTOR(S)~~)) EXTRACTOR OR EXTRACTORS.

COMMERCIAL ((~~TUMBLER(S)~~)) TUMBLER OR TUMBLERS.

Commercial ((~~ironer(s)~~)) ironer or ironers.

Presses.

STORAGE FOR LAUNDRY SUPPLIES.

HANDWASHING FACILITY IN WASH AREA.

FLOOR DRAIN IN WASH AREA.

(e) Drying room.

(i) REQUIRED IF HANG DRYING IS TO BE DONE.

(ii) SEPARATE ENCLOSED ROOM.

(iii) ARRANGED TO AVOID THROUGH TRAFFIC.

(iv) SIZED AND EQUIPPED TO SUIT DRYING NEEDS((;)) (e.g., blankets, curtains, etc.).

(v) ADEQUATE VENTILATION PROPERLY ENGINEERED TO AVOID FLOW OF POTENTIALLY CONTAMINATED AIR INTO ROOM.³³

- (f) SEWING ROOM.
May be combined with clean linen room.
- (g) CLEAN LINEN ROOM.
- (i) SEPARATE ENCLOSED ROOM.
- (ii) ARRANGED TO AVOID THROUGH TRAFFIC.
- (iii) LOCATED AND ARRANGED TO AVOID SOURCES OF MOIST OR CONTAMINATED AIR.
- (iv) SIZED FOR STORAGE OF RESERVE SUPPLY OF LINEN, BLANKETS, AND PILLOWS.
- (h) HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~⁵.
- (i) FACILITIES SERVING OTHER AREAS OF THE LAUNDRY MAY NOT BE IN SOILED LINEN ROOM.
- (ii) Suitable combination with other housekeeping facilities permitted if convenient to laundry facilities.

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES (~~((JANITORS AND MAIDS)))~~.
³³See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718(8), VENTILATION.

WSR 83-14-046
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed July 1, 1983]

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.

It is the intention of the secretary to adopt these rules on an emergency basis on July 1, 1983;

that the agency will at 2:00 p.m., Wednesday, September 7, 1983, in the H-19, Third Floor Conference Room, Office Building #2, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 14, 1983.

The authority under which these rules are proposed is RCW 74.09.120.

The specific statute these rules are intended to implement is RCW 74.09.120.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 7, 1983.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration and Personnel
Department of Social and Health Services
Mailstop OB 14
Olympia, WA 98504

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Dated: June 30, 1983

By: David A. Hogan, Director
Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending chapter 388-96 WAC, (Emergency and Permanent Adoption).

The Purpose of this Amendment: To provide regulatory authority to set July 1, 1983, prospective Medicaid reimbursement rates in conformity with Substitute Senate Bill 3780, Laws of 1983 1st ex. sess.

The Amendment is Necessary: To conform existing rate setting procedures to the new legislation.

Statutory Authority: RCW 74.09.120.

Summary of Specific Rule Changes: WAC 388-96-010 (amended), definitions of new terms provided in order to clarify new rate setting procedures; WAC 388-96-020 (amended), provides that prospective cost-related reimbursement must conform to provisions of chapter 74.46 RCW; WAC 388-96-023 (amended), deletes obsolete references to federal regulations and provides that a condition of participation by contractors in prospective cost reimbursement is compliance with chapter 74.46 RCW; WAC 388-96-026 (amended), requires new contractors to submit information concerning purchase or lease of their facilities and the identity of beneficial owners at least sixty days prior to the effective date of the contract; WAC 388-96-029 (amended), deletes obsolete references to federal rules; WAC 388-96-032 (amended), establishes due date for filing cost reports when contracts are terminated; authorizes departments to withhold final thirty days payment under a terminated contract until completion of an audit; and requires final settlement to be issued within ninety days after audit; WAC 388-96-101 (amended), deletes requirement that contractors submit quarterly cost reports; requires contractors to submit annual reports corresponding to calendar years; and defines cost report; WAC 388-96-104 (amended), establishes due dates for annual cost reports, final cost reports and cost reports for new contractors; WAC 388-96-107 (amended), provides for two rather than one thirty day extension to submit an annual cost report; and establishes conditions which must be met before an extension can be granted; WAC 388-96-108 (amended), updates cross reference; and extends due date for final cost report from ninety to one hundred twenty days after contract is terminated; WAC 388-96-110 (amended), obsolete references to repealed settlement provisions and redistribution pool removed; WAC 388-96-113 (amended), obsolete reference removed; and provides that a contractor must correlate any different chart of accounts used by the contractor to the chart of accounts established by the department; WAC 388-96-117 (amended), establishes who must sign the certification which accompanies a cost report; WAC 388-96-125 (repealed), obsolete provisions for filing abbreviated-period cost reports removed; WAC 388-96-128 (amended), extends from three to four years after date of filing a cost report the period during

which supporting documentation must be retained by a contractor; and provides that all payments due under a contract shall be withheld until preservation of and access to records is assured; WAC 388-96-131 (amended), extends from three to four years after a cost report is submitted the period during which the department must retain such cost report; WAC 388-96-134 (amended), clarifies that cost reports and final audit reports are available for public disclosure but exempts financial statements, schedules and evaluations; and provides that documents normally exempt from public disclosure shall be made available to the legislature, other state agencies and law enforcement officials; WAC 388-96-201 (repealed), removes superseded desk-review provisions; WAC 388-96-204 (amended), provides that all cost reports for 1982 will be audited; and provides that the department may but need not audit all cost reports for 1983 and years following; WAC 388-96-207 (amended), requires the department to give ten working days' notice of commencement of an audit; requires the contractor to provide access to patient trust fund records and other financial statements, reports and schedules; and requires a contractor to provide a contact person to respond to inquiries from the auditor; WAC 388-96-210 (amended), clarifies responsibilities of department in reporting audit results to the contractor; and clarifies typical items which must be verified by the auditor; WAC 388-96-213 (amended), clarifies that assets, liabilities and revenues, as well as expenses, must be documented and related to provision of patient care; WAC 388-96-216 (amended), provides due dates and conditions for completion of audits; and gives priority to audit of final cost reports; WAC 388-96-219 (repealed), removes superseded public disclosure provision; WAC 388-96-220 (new), establishes general principles of preliminary and final settlement; WAC 388-96-221 (new), establishes specific responsibilities of the department and contractors relating to preliminary settlement; and establishes time frames for completion of preliminary settlement; WAC 388-96-222 (repealed), removes superseded settlement provisions; WAC 388-96-223 (repealed), removes superseded shifting provisions; WAC 388-96-224 (new), establishes specific responsibilities of the department and contractors relating to final settlement; WAC 388-96-225 (repealed), removes superseded final settlement provisions; WAC 388-96-226 (new), establishes rules for shifting funds among cost centers; WAC 388-96-227 (repealed), removes superseded provisions relating to payment of interest on settlements; WAC 388-96-228 (new), establishes principles relating to retention by contractors of cost savings (excess of rate over audited allowable costs); WAC 388-96-229 (new), establishes responsibilities of department and contractors relating to overpayments and underpayments of amounts due under Medicaid reimbursement contracts; WAC 388-96-310 (new), provides that interest of one percent per month will be assessed for overpayments received by contractors; and provides that such interest or interest on loans incurred to refund overpayments shall not be an allowable expense for reimbursement; WAC 388-96-

369 (amended), provides that each recipient trust account be maintained for audit and inspection for a minimum of three rather than four years; WAC 388-96-372 (amended), provides that documents relating to recipient trust fund petty cash expenditures be retained for audit and inspection for three rather than four years; WAC 388-96-521 (amended), clarifies that start-up costs will be allowable in the administration and operations cost area; WAC 388-96-523 (amended), clarifies that organization costs will be allowable in the administration and operations cost area; WAC 388-96-529 (amended), clarifies what is meant by total compensation for the purpose of determining maximum allowable for owners, relatives and certain administrative personnel; WAC 388-96-531 (amended), provides that time records maintained for owners and relatives must document that time was spent in the actual performance of necessary services; WAC 388-96-533 (amended), increases maximum allowable compensation for licensed administrators of facilities; provides that time records which are customary for employees shall also be maintained for administrators, assistant administrators and administrators-in-training; and provides method for reimbursement of administrators-in-training; WAC 388-96-534 (amended), provides that allocation of joint facility costs must be for necessary and nonduplicative services and that such costs must be allocated in accordance with benefits received; WAC 388-96-535 (amended), provides that management agreements must be submitted to the department sixty rather than ninety days prior to the effective date; provides that compensation for an administrator-in-training shall be included in maximum allowable costs for general management services; and provides that owner's compensation shall be subject to management fee limits; WAC 388-96-539 (amended), provides that interest paid to a related party is reimbursable to the extent of actual interest cost to the related party in an arm's-length transaction with a third party; WAC 388-96-543 (amended), provides that loan interest and origination fees must be amortized over the life of the facility; and provides that periods of construction cannot exceed the project certificate of need time period; WAC 388-96-553 (amended), increases the minimum cost of items which must be capitalized from one hundred fifty to seven hundred fifty dollars beginning January 1, 1983, for settlement purposes and July 1, 1984, for rate setting purposes; WAC 388-96-554 (amended), provides that the undepreciated cost of assets retired and not replaced only will be expensed and establishes conditions for expensing such undepreciated costs; WAC 388-96-557 (amended), minor language clarifications provided, including what is meant by land for purpose of depreciation; WAC 388-96-561 (amended), minor language clarification made; WAC 388-96-565 (amended), provides that lines for depreciation must reflect the estimated actual useful life of the asset in question and must be extended to reflect periods during which assets are not used for patient care; WAC 388-96-572 (amended), provides that gain on assets retired and not replaced shall be offset against property expense; WAC 388-96-585 (amended), clarifies when bad debts may be allowable costs; and provides that dues to be

paid to national trade associations are unallowable costs; WAC 388-96-710 (amended), provides that prospective reimbursement rates for new contractors shall be subject to applicable lids and maximums; and minor language clarification; WAC 388-96-713 (amended), clarifies how prospective rates are to be set if a contractor did not participate in the program for the entire preceding calendar year; and establishes deadline for informing contractors of rates; WAC 388-96-716 (amended), replaces patient care cost area with nursing services cost area; WAC 388-96-717 (new), establishes desk review adjustment procedures; WAC 388-96-719 (amended), obsolete reference to quarterly cost reports removed; provides for an inflation factor adjustment for July 1983 nursing services and administration and operations cost area rates; and clarifies how rates will be calculated for facilities with less than eighty-five percent occupancy; WAC 388-96-720 (repealed), obsolete provisions relating to redistribution pool removed; WAC 388-96-722 (amended), provides that the nursing services cost area rate shall be based upon necessary and ordinary costs of providing routine care; and establishes two reasonableness tests of nursing services costs; WAC 388-96-727 (amended), provides that the food cost center rate shall be the January 1, 1983, rate adjusted for inflation; WAC 388-96-735 (amended), provides that the administration and operations cost area rate shall be the lower of allowable cost or the eighty-fifth percentile of costs taken from correct and complete cost reports; WAC 388-96-743 (amended), provides that the property cost area rate shall be based upon information in the most recent cost report relating to depreciation, interest and/or lease expense; establishes a lid for property reimbursement; and definitions of property terms provided; WAC 388-96-750 (amended), provides for a return on investment of twelve percent for proprietary contractors utilizing Medicare rule and regulations subject to modifications contained in the section; WAC 388-96-760 (amended), obsolete reference to Code of Federal Regulations deleted; WAC 388-96-772 (repealed), removes superseded provisions relating to requests for revision of a prospective rate; WAC 388-96-773 (new), establishes provisions for revisions of prospective rates; and establishes conditions for granting revisions of prospective rates; WAC 388-96-807 (amended), provides that the reimbursement rate is intended to compensate for all services provided to recipients, including those required by Title XIX certification and licensure pursuant to state law; WAC 388-96-813 (amended), provides that payments to a contractor may be withheld when a refund pursuant to a settlement is not forthcoming, whether a result of preliminary or final settlement; and WAC 388-96-816 (amended), extends from thirty to sixty days the time in which all payments to a contractor must end if a contract is revoked or a facility is decertified.

Person Responsible for Drafting, Implementing and Enforcing the Above Changes: Taylor Dennen, Manager, Rates and Settlements Program, Bureau of Nursing Home Affairs, Mailstop OB-31, Telephone: 753-3477, scan 234-3477.

These changes are proposed by DSHS.

This rule is not necessary as a result of federal laws, federal court decisions or state court decisions.

Economic Impact: The proposed changes are mandated by legislation. It is neither legal nor feasible to: Establish differing compliance requirements for small businesses; clarify, consolidate or simplify compliance requirements for small businesses; or exempt small business from any or all requirements of the rule. There are no costs of compliance for business covered by this regulation change, including costs of equipment, supplies, labor or administrative costs. The effect of the change is to increase payments to nursing home service contractors by \$7 million from July 1, 1983, through June 30, 1984.

Emergency Justification: The above proposed changes are made in response to new state laws, namely, Substitute Senate Bill 3780, Laws of 1983 1st ex. sess. The changes must be adopted prior to July 1, 1983. Therefore, emergency adoption is necessary in addition to regular adoption.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-010 **TERMS.** Unless the context clearly requires otherwise, the following terms shall have the meaning set forth in this section when used in this chapter.

(1) "Accounting" - Activities providing information, usually quantitative and often expressed in monetary units, for decision making, planning, evaluating performance, controlling resources and operations, and external financial reporting to investors, creditors, regulatory authorities, and the public.

~~((+))~~ (2) "Accrual method of accounting" - A method of accounting in which revenues are reported in the period when earned, regardless of when collected, and expenses are reported in the period in which incurred, regardless of when paid.

(3) "Administration and management" - Activities employed to maintain, control, and evaluate the efforts and resources of an organization for the accomplishment of the objectives and policies of that organization.

~~((+))~~ (4) "Allowable costs" - See WAC 388-96-501.

~~((+))~~ (5) "Appraisal" - The process of establishing the fair market value or reconstructing the historical cost of an asset acquired in a past period as performed by an individual professionally designated either by the American institute of real estate appraisers as a member, appraisal institute (MAI), or by the society of real estate appraisers as a senior real estate analyst (SREA) or a senior real property appraiser (SRPA). Appraisal includes a systematic, analytic determination, the recording and analyzing of property facts, rights, investments, and values based on a personal inspection and inventory of the property.

~~((+))~~ (6) "Arm's-length transaction" - A transaction resulting from good-faith bargaining between a buyer and seller who are unrelated and have adverse bargaining positions in the market place. Sales or exchanges of nursing home facilities among two or more parties in which all parties subsequently continue to own one or more of the facilities involved in the transactions shall not be considered as arm's-length transactions for purposes of this chapter. Sale of a nursing home facility which is subsequently leased back to the seller within five years of the date of sale shall not be considered as an arm's-length transaction for purposes of this chapter.

~~((+))~~ (7) "Assets" - Economic resources of the contractor, recognized and measured in conformity with generally accepted accounting principles. "Assets" also include certain deferred charges which are not resources but which are recognized and measured in accordance with generally accepted accounting principles.

~~((+))~~ (8) "Bad debts" - Amounts considered to be uncollectable from accounts and notes receivable.

~~((+))~~ (9) "Beds" - Unless otherwise specified, the number of set-up beds in the nursing home, not to exceed the number of licensed beds.

~~((+))~~ (10) "Beneficial owner" - Any person who:

(a) Directly or indirectly, through any contract, arrangement, understanding, relationship, or otherwise has or shares:

(i) Voting power which includes the power to vote, or to direct the voting of such ownership interest; and/or

(ii) Investment power which includes the power to dispose, or to direct the disposition of such ownership interest.

(b) Directly or indirectly, creates or uses a trust, proxy, power of attorney, pooling arrangement, or any other contract, arrangement, or device with the purpose or effect of divesting himself or herself of beneficial ownership of an ownership interest, or preventing the vesting of such beneficial ownership as part of a plan or scheme to evade the reporting requirements of this chapter.

(c) Subject to subsection (4) of this section, has the right to acquire beneficial ownership of such ownership interest within sixty days, including but not limited to any right to acquire:

(i) Through the exercise of any option, warrant, or right;

(ii) Through the conversion of an ownership interest;

~~((17))~~ (iii) Pursuant to the power to revoke a trust, discretionary account, or similar arrangement; or

~~((18))~~ (iv) Pursuant to the automatic termination of a trust, discretionary account, or similar arrangement;

Except that, any person who acquires an ownership interest or power specified in subsection ~~((3))~~(a), (b), or (c)) ~~(10)~~(c)(i), (ii), or (iii) of this section with the purpose or effect of changing or influencing the control of the contractor, or in connection with or as a participant in any transaction having such purpose or effect, immediately upon such acquisition shall be deemed to be the beneficial owner of the ownership interest which may be acquired through the exercise or conversion of such ownership interest or power.

(d) Any person who in the ordinary course of business is a pledgee of ownership interest under a written pledge agreement shall not be deemed to be the beneficial owner of such pledged ownership interest until the pledgee has taken all formal steps necessary which are required to declare a default and determines that the power to vote or to direct the vote or to dispose or to direct the disposition of such pledged ownership interest will be exercised: PROVIDED, That

(i) The pledge agreement is bona fide and was not entered into with the purpose nor with the effect of changing or influencing the control of the contractor, nor in connection with any transaction having such purpose or effect, including persons meeting the conditions set forth in subsection ~~((2))~~ (b) of this section; and

(ii) The pledge agreement, prior to default, does not grant to the pledgee:

(A) The power to vote or direct or to direct the vote of the pledged ownership interest; or

(B) The power to dispose or direct the disposition of the pledged ownership interest, other than the grant of such ~~((power(s)))~~ power or powers pursuant to a pledge agreement under which credit is extended and in which the pledgee is a broker or dealer.

~~((9))~~ (11) "Capitalization" – The recording of an expenditure as an asset.

~~((10))~~ (12) "Capitalized lease" – A lease which is required to be recorded as an asset and associated liability in accordance with generally accepted accounting principles.

~~((11))~~ (13) "Cash method of accounting" – A method of accounting in which revenues are recognized only when cash is received, and expenditures for expense and asset items are not recorded until cash is disbursed for those expenditures and assets.

~~((12))~~ (14) "Change of ownership" – A change in the individual or legal organization which is responsible for the daily operation of a nursing home.

(a) Events which change ownership include but are not limited to the following:

(i) The form of legal organization of the contractor is changed (e.g., a sole proprietor forms a partnership or corporation);

(ii) Title to the nursing home enterprise is transferred by the contractor to another party;

(iii) The nursing home enterprise is leased, or an existing lease is terminated;

(iv) Where the contractor is a partnership, any event occurs which dissolves the partnership;

(v) Where the contractor is a corporation, the corporation is dissolved, merges with another corporation which is the survivor, or consolidates with one or more other corporations to form a new corporation.

(b) Ownership does not change when the following, without more, occur:

(i) A party contracts with the contractor to manage the enterprise as the contractor's agent, i.e., subject to the contractor's general approval of daily operating decisions;

(ii) If the contractor is a corporation, some or all of its stock is transferred.

~~((13))~~ (15) "Charity allowances" – Reductions in charges made by the contractor because of the indigence or medical indigence of a patient.

~~((14))~~ (16) "Contract" – A contract between the department and a contractor for the delivery of SNF or ICF services to medical care recipients.

~~((15))~~ (17) "Contractor" – An entity which contracts with the department to deliver care services to medical care recipients in a facility and which entity is responsible for operational decisions.

~~((16))~~ (18) "Courtesy allowances" – Reductions in charges in the form of an allowance to physicians, clergy, and others, for services received from the contractor. Employee fringe benefits are not considered courtesy allowances.

~~((17))~~ (19) "CSO" – The local community services office of the department.

~~((18))~~ (20) "Department" – The department of social and health services (DSHS) and employees.

~~((19))~~ (21) "Depreciation" – The systematic distribution of the cost or other base of tangible assets, less salvage, over the estimated useful life of the assets.

~~((20))~~ (22) "Donated asset" – An asset which the contractor acquired without making any payment for the asset in the form of cash, property, or services. An asset is not a donated asset if the contractor made even a nominal payment in acquiring the asset. An asset purchased using donated funds is not a donated asset.

~~((21))~~ (23) "Entity" – An individual, partnership, corporation, or any other association of individuals capable of entering enforceable contracts.

~~((22))~~ (24) "Equity capital" – Total tangible and other assets which are necessary, ordinary, and related to patient care from the most recent provider cost report minus related total long-term debt from the most recent provider cost report plus working capital as defined in this section.

~~((23))~~ (25) "Exceptional care recipient" – A medical care recipient determined by the department to require exceptionally heavy care.

~~((24))~~ (26) "Facility" – A nursing home licensed in accordance with chapter 18.51 RCW, or that portion of a hospital licensed in accordance with chapter 70.41 RCW which operates as a nursing home.

~~((25))~~ (27) "Fair market value" – The price for which an asset would have been purchased on the date of acquisition in an arm's-length transaction between a well-informed buyer and seller, neither being under any compulsion to buy or sell.

(28) "Financial statements" – Statements prepared and presented in conformity with generally accepted accounting principles and the provisions of chapter 74.46 RCW and this chapter including, but not limited to, balance sheet, statement of operations, statement of changes in financial position, and related notes.

~~((26))~~ (29) "Fiscal year" – The operating or business year of a contractor. All contractors report on the basis of a twelve-month fiscal year, but provision is made in this chapter for reports covering abbreviated fiscal periods.

~~((27))~~ (30) "Generally accepted accounting principles" – Accounting principles approved by the financial accounting standards board (FASB).

(31) "Generally accepted auditing standards" – Auditing standards approved by the American institute of certified public accountants (AICPA).

~~((28))~~ (32) "Goodwill" – The excess of the price paid for a business over the fair market value of all other identifiable, tangible, and intangible assets acquired. Also, the excess of the price paid for an asset over the fair market value of the asset.

~~((29))~~ (33) "Historical cost" – The actual cost incurred in acquiring and preparing an asset for use, including feasibility studies, architects' fees, and engineering studies.

~~((30))~~ (34) "ICF" – When referring to a nursing home, an intermediate care facility. When referring to a level of care, intermediate care. When referring to a patient, a patient requiring intermediate care.

~~((31))~~ (35) "Imprest fund" – A fund which is regularly replenished in exactly the amount expended from it.

~~((32))~~ (36) "Interest" – The cost incurred for the use of borrowed funds, generally paid at fixed intervals by the user.

~~((33))~~ (37) "Intermediate care facility" – A licensed facility certified to deliver intermediate care services to medical care recipients.

~~((34))~~ (38) "Joint facility costs" - Any costs representing expenses incurred which benefit more than one facility, or one facility and any other entity.

~~((35))~~ (39) "Levels of care" - The classification of types of services provided to patients by a contractor, e.g., skilled nursing care or intermediate care.

~~((36))~~ (40) "Medical care program" - Medical assistance provided under RCW 74.09.500 or authorized state medical care services.

~~((37))~~ (41) "Medical care recipient" - An individual determined eligible by the department for the services provided in chapter 74.09 RCW.

~~((38))~~ (42) "Multiservice facility" - A facility at which two or more types of health or related care are delivered, e.g., a hospital and SNF and/or ICF, or a boarding home and SNF and/or ICF. A combined SNF/ICF or ICF/IMR is not considered a multiservice facility.

~~((39))~~ (43) "Nonallowable costs" - Same as "unallowable costs."

~~((40))~~ (44) "Nonrestricted funds" - Funds which are not restricted to a specific use by the donor, e.g., general operating funds.

~~((41))~~ (45) "Nursing home" - A home, place, or institution, licensed in accordance with chapter 18.51 RCW, in which skilled nursing and/or intermediate care services are delivered.

~~((42))~~ (46) "Operating lease" - A lease under which rental or lease expenses are included in current expenses in accordance with generally accepted accounting principles.

~~((43))~~ (47) "Owner" - A sole proprietor, general or limited partner, or beneficial interest holder of five percent or more of a corporation's outstanding stock.

~~((44))~~ (48) "Ownership interest" - All interests beneficially owned by a person, calculated in the aggregate, regardless of the form which such beneficial ownership takes.

~~((45))~~ (49) "Patient day" - A calendar day of patient care. In computing calendar days of care, the day of admission is always counted. The day of discharge is counted only when the patient was admitted on the same day. A patient is admitted for purposes of this definition when he or she is assigned a bed and a patient medical record is opened.

~~((46))~~ (50) "Per diem (per patient day) costs" - Total allowable costs for a fiscal period divided by total patient days for the same period.

~~((47))~~ (51) "Prospective daily payment rate" - The rate assigned by the department to a contractor for providing service to medical care recipients. The rate is used to compute the maximum participation of the department in the contractor's costs.

~~((48))~~ (52) "Recipient" - A medical care recipient.

(53) "Records" - Those data supporting all financial statements and cost reports including, but not limited to, all general and subsidiary ledgers, books of original entry, and transaction documentation, however such data are maintained.

~~((49))~~ (54) "Regression analysis" - A statistical technique through which one can analyze the relationship between a dependent or criterion variable and a set of independent or predictor variables.

(55) "Related care" - Includes the director of nursing services, activities and social services programs, medical and medical records specialists, and consultation provided by medical directors, pharmacists, occupational, physical, speech, and other therapists, and mental health professionals as defined in law and regulation.

~~((50))~~ (56) "Related organization" - An entity which, to a significant extent, is under common ownership and/or control with, or has control of or is controlled by, the contractor. An entity is deemed to "control" another entity if the entity has a five percent or greater ownership interest in the other, or if the entity has capacity, derived from any financial or other relationship, and whether or not exercised, to influence directly or indirectly the activities of the other.

~~((51))~~ (57) "Relative" - Spouse; natural parent, child, or sibling; adopted child or adoptive parent; ~~((step-parent)) stepparent, ((step-child)) stepchild, ((step-brother)) stepbrother, ((step-sister)) stepsister; father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law; grandparent or grandchild; uncle, aunt, nephew, niece, or cousin.~~

~~((52))~~ (58) "Restricted fund" - A fund for which the use of the principal and/or income ~~((of which))~~ is restricted by agreement with or direction by the donor to a specific purpose, in contrast to a fund over which the contractor has complete control. These generally fall into three categories:

- Funds restricted by the donor to specific operating purposes;
- Funds restricted by the donor for additions to property, plant, and equipment; and

(c) Endowment funds.

~~((53))~~ (59) "Secretary" - The secretary of the department of social and health services (DSHS).

~~((54))~~ (60) "Skilled nursing facility" - A licensed facility certified to deliver skilled nursing care services to medical care recipients.

~~((55))~~ (61) "SNF" - When referring to a facility, a skilled nursing facility. When referring to a level of care, skilled nursing care. When referring to a patient, a patient requiring skilled nursing care.

~~((56))~~ (62) "Start-up costs" - The one-time preopening costs incurred from the time preparation begins on a newly constructed or purchased building until the first patient is admitted. Start-up costs include administrative and nursing salaries, utility costs, taxes, insurance, repairs and maintenance, training costs, etc. Start-up costs do not include expenditures for capital assets.

~~((57))~~ (63) "Title XIX" - The 1965 amendments to the Social Security Act, P.L. 89-07, as amended.

~~((58))~~ (64) "Unallowable costs" - Costs which do not meet every test of an allowable cost.

~~((59))~~ (65) "Uniform chart of accounts" - A list of account titles identified by code numbers established by the department for contractors to use in reporting costs.

~~((60))~~ (66) "Vendor number" - A number assigned to each contractor delivering care services to medical care recipients.

~~((61))~~ (67) "Working capital" - Total current assets which are necessary, ordinary, and related to patient care from the most recent cost report minus total current liabilities which are necessary, ordinary, and related to patient care from the most recent cost report.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-020 PROSPECTIVE COST-RELATED REIMBURSEMENT. The prospective cost-related reimbursement system is the system used by the department to pay for skilled nursing facility services and intermediate care facility services provided to medical care recipients. Reimbursement rates for such services ~~((covering periods beginning on and after January 1, 1978.))~~ will be determined in accordance with the principles, methods and standards contained in this chapter and chapter 74.46 RCW.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-023 CONDITIONS OF PARTICIPATION. In order to participate in the prospective cost-related reimbursement system, the person or legal organization responsible for operation of a nursing home or multiservice facility shall:

(1) Obtain a state certificate of need ~~((and/or federal capital expenditure review (Section 1122)))~~ approval pursuant to chapter 70.38 RCW ~~((and Part 100, Title 42 C.F.R.))~~ where required ~~((A certificate of need is required before commencement of a nursing home "construction" project (including acquisition) costing in excess of one hundred thousand dollars. Section 1122 approval is required for nursing home capital expenditures which (a) cost in excess of one hundred thousand dollars, (b) add or delete licensed beds, or (c) add or delete clinically related services))~~;

(2) Hold the appropriate current license (e.g., nursing home license, hospital license);

(3) Hold current Title XIX certification to provide SNF and/or ICF services;

(4) Hold a current contract to provide SNF~~(:)~~ and/or ICF ~~((and/or IMR))~~ services; and

(5) Comply with all provisions of the contract, chapter 74.46 RCW, and all applicable regulations, including but not limited to the provisions of this chapter and of chapter 388-88 WAC.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-026 PROJECTED BUDGET FOR NEW CONTRACTORS. (1) Each new contractor shall submit a projected budget to the department at least sixty days before its contract will become effective. For purposes of this section, a "new contractor" is one which:

- Operates a new facility;
- Acquires or assumes responsibility for operating an existing facility;

(c) Enters the cost-related reimbursement system after providing service at the nursing home in the past, but either not under the program or receiving flat or class-rate reimbursement; or

(d) Obtains a certificate of need ~~((or section 1122))~~ approval due to an addition to or renovation of a facility.

(2) The projected budget shall cover the twelve months immediately following the date the contractor will enter the program. It shall be prepared on forms and in accordance with instructions provided by the department and shall include all earnest money, purchase and lease agreements involved in the transaction.

(3) A new contractor shall submit, at least sixty days before the effective date of the contract, a statement disclosing the identity of individuals or organizations who have a beneficial ownership interest in the current operating entity or in the land, building, or equipment of the facility and the identity of individuals or organizations who have a beneficial ownership interest in the purchasing or leasing entity.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-029 CHANGE OF OWNERSHIP. (1) On the effective date of a change of ownership, as that term is defined in WAC 388-96-010, the department's contract with the old owner shall be terminated. The old owner shall give the department thirty days' written notice of such termination in accordance with the terms of the contract. When certificate of need (~~(and/or section 1122)~~) approval is required for the new owner to acquire the facility, and the new owner wishes to continue to provide service to recipients without interruption, certificate of need (~~(and/or section 1122)~~) approval shall be obtained before the old owner submits a notice of termination.

(2) If the new owner desires to participate in the cost-related reimbursement system, it shall meet the conditions specified in WAC 388-96-023, and shall submit a projected budget in accordance with WAC 388-96-026 no later than sixty days before the date of the change of ownership. The nursing home contract with the new owner shall be effective as of the date of the change of ownership.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-032 TERMINATION OF CONTRACT. (1) When a contract is terminated for any reason, the old contractor shall submit final reports in accordance with WAC (~~388-96-125~~) 388-96-104. Payment for care provided during the final thirty days of service under a contract will be held until the contractor has filed a properly completed final annual report, an audit has been completed by the department, and final settlement has been determined, such settlement to be issued within ninety days following completion of the audit process.

(2) Following final settlement, a payment withheld pursuant to subsection (1) of this section will be sent to the contractor, after any overpayment determined in connection with final settlement has been deducted. If the contractor contests the settlement determination in accordance with WAC 388-96-904, the department will hold the amount in dispute pending completion of the appeal process, but will release the balance of such payment to the contractor.

(3) The department will release a payment which would be withheld pursuant to subsection (1) of this section, provided a bond issued by a reputable bonding company and acceptable to the department is filed by the contractor. The bond shall:

- (a) Be in an amount equal to the released payment;
- (b) Be for a term sufficient to ensure effectiveness after final settlement and the exhaustion of administrative and judicial remedies;
- (c) Provide that the full amount of the bond shall be paid to the department if a properly completed final annual report is not filed in accordance with this chapter, or if financial records supporting this report are not preserved and made available to the department's auditors; and
- (d) Provide that an amount equal to any recovery the department determines is due from the contractor at settlement, but not exceeding the amount of the bond, shall be paid to the department in the event the contractor does not pay the refund within sixty days following receipt of written demand or the conclusion of administrative or judicial proceedings to contest settlement issues.

(4) If a contract is terminated solely in order for the same owner to contract with the department to deliver SNF or ICF services to a different class of medical care recipients at the same nursing home, the contractor is not required to submit final reports, and payment for the final thirty days will not be withheld.

(5) When a contract is terminated, any accumulated liabilities which are assumed by a new owner shall be reversed against the appropriate accounts by the contractor.

AMENDATORY SECTION (Amending Order 1370, filed 2/21/79)

WAC 388-96-101 REPORTS. (~~(1)~~) In order for a contractor to receive payments under the cost-related reimbursement system for providing care to medical care recipients, an annual report based on the contractor's fiscal year, and four quarterly reports based on the calendar year, shall be submitted to the department:

(2) Each contractor shall submit ((an annual report covering the period from the beginning of its fiscal year in 1977 through December 31, 1977. For contractors with fiscal year ends other than December 31, this report will replace an annual report, in accordance with a revised schedule and instructions issued by the department:

(3) By December 31, 1979, each contractor's fiscal year for federal tax and cost reporting purposes shall coincide with the calendar year)) to the department an annual cost report and financial statements for the period from January 1st through December 31st of the preceding year. Except as otherwise specified in this chapter, the terms "annual cost report," "cost report," and "annual report" shall be understood to include all financial statements, reports, and schedules required by the department.

AMENDATORY SECTION (Amending Order 1370, filed 2/21/79)

WAC 388-96-104 DUE DATES FOR REPORTS. (1) ((Quarterly)) Annual cost reports for a calendar year shall be submitted ((within thirty days after the end of each calendar quarter)) by March 31st of the following year.

(2) ((Annual reports covering the complete fiscal year shall be submitted within ninety days after the end of the fiscal year)) If a contract is terminated for any reason, the old contractor shall submit a final cost report and financial statements, reports, and schedules within one hundred twenty days after the effective date of termination for the period January 1st of the year of termination through the effective date of termination.

(3) A new contractor shall submit, by March 31st of the following year, a cost report and financial statements, reports, and schedules for the period from the effective date of the contract through December 31st of the year the contract was made effective.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-107 REQUESTS FOR EXTENSIONS. (1) The department may grant ((a thirty day)) two extensions of ((time for filing a required report if)) up to thirty days each upon receipt of a written request ((setting forth the reasons an extension is necessary is received prior to the expiration of the relevant time period)) at least ten days prior to the due date of the report. Requests must be addressed to the director, bureau of nursing home affairs, and must state the circumstances prohibiting compliance with the report due date.

(2) Extensions will be granted only if the circumstances stated clearly indicate the due date cannot be met and the following conditions are present:

- (a) The circumstances were not foreseeable by the provider;
- (b) The circumstances were not avoidable by advance planning;
- (c) The circumstances are not likely to recur in the future; and
- (d) The circumstances have not occurred in the past.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-108 FAILURE TO SUBMIT FINAL REPORTS. (1) If a contract is terminated, the old contractor shall submit a final report as required by WAC 388-96-032(1) and ((388-96-125(3))) 388-96-104(2). Such final reports must be received by the department within ((ninety)) one hundred twenty days after the contract is terminated or prior to the expiration of any department-approved extension granted pursuant to WAC 388-96-107. If a final report is not submitted, all payments made to the contractor relating to the period for which a report has not been received shall be returned to the department within thirty days after receiving written demand from the department.

(2) Effective thirty days after written demand for payment is received by the contractor, interest will begin to accrue payable to the department on any unpaid balance at the rate of one percent per month.

AMENDATORY SECTION (Amending Order 1791, filed 4/14/82)

WAC 388-96-110 IMPROPERLY COMPLETED OR LATE REPORTS. (1) For 1981 and subsequent annual cost reporting periods, an annual report, including the proposed settlement computed by cost center pursuant to ~~((WAC 388-96-222))~~ regulation, must be completed in accordance with applicable statutes, departmental regulations and instructions. An annual cost report deficient in any of these respects may be returned in whole or in part to the contractor for proper completion. Annual reports must be submitted by the due date determined in accordance with WAC 388-96-104.

(2) ~~((For purposes of establishing rates effective July 1, 1982, if a contractor has not corrected errors in an annual cost report, including the proposed settlement, according to subsection (1) of this section by May 15, 1982, such report shall be excluded from computation of the redistribution pool established pursuant to RCW 74.09.610(2)(b)(i) and the contractor shall be subject to the provisions of subsection (3) of this section.~~

~~((3)) If a cost report or financial statement, report, or schedule is not properly completed or is not received by the department on or before the due date of the report, including any approved extensions, all or a part of any payments due under the contract may be held by the department until the improperly completed or delinquent report or financial statement, report, or schedule is properly completed and received by the department.~~

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-113 COMPLETING REPORTS AND MAINTAINING RECORDS. (1) All reports shall be legible, reproducible, and shall be submitted in original. All entries must be typed or completed in black or dark blue ink.

(2) Reports shall be completed in accordance with instructions provided by the department. If no specific instruction covers a situation, generally accepted accounting principles shall be followed.

(3) The accrual method of accounting shall be used ~~((except that for governmental institutions operated on a cash method of accounting, data based on this method of accounting will be acceptable))~~. All revenue and expense accruals shall be reversed against the appropriate accounts if not received or paid within one hundred twenty days after the accrual is made, unless special circumstances are documented justifying continuing to carry all or part of the accrual (e.g., contested billings). Accruals for vacation, holiday, sick pay, and taxes may be carried for longer periods, provided the contractor's usual policy ~~((is))~~ and generally accepted accounting principles are followed.

(4) Methods of allocating costs shall be consistently applied. Written approval must be obtained from the department if a contractor wishes to change an allocation method. Contractors operating multi-service facilities or facilities incurring joint facility costs shall allocate costs using the methods approved by the department under WAC 388-96-534.

(5) The contractor's records relating to a nursing home shall be maintained so reported data can be audited for compliance with generally accepted accounting principles and the department's reimbursement principles and reporting instructions. If a contractor maintains records utilizing a chart of accounts other than that established by the department, the contractor shall provide to the department a written schedule which specifies the way in which the contractor's individual account numbers correspond to the department's chart of accounts. Records shall be available for review by authorized personnel of the department and of the United States Department of Health and Human Services during normal business hours at a location in the state of Washington specified by the contractor.

(6) If a contractor fails to maintain records adequate for audit purposes as provided in subsection (5) of this section or fails to allow inspection of such records by authorized personnel as provided in subsection (5) of this section, the department may suspend all or part of subsequent reimbursement payments due under the contract until compliance is forthcoming. Upon compliance, the department shall resume current contract payments and shall release payments suspended pursuant to subsection (6) of this section.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-128 REQUIREMENTS FOR RETENTION OF RECORDS BY THE CONTRACTOR. All financial and statistical data supporting the required reports shall be retained for a period of ~~((three))~~ four years subsequent to filing at a location in the state of

Washington specified by the contractor. If at the end of ~~((three))~~ four years there are unresolved audit questions, the records shall be retained until these questions are resolved. All such data shall be made available upon demand to authorized representatives of the department and of the United States Department of Health ~~((education))~~ and ~~((welfare))~~ Human Services. When a contract is terminated, final settlement will not be made and all payments due will be withheld until accessibility to and preservation of the records within the state of Washington are assured.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-131 REQUIREMENT FOR RETENTION OF REPORTS BY THE DEPARTMENT. The department will retain each required report for a period of ~~((three))~~ four years following the date the report was submitted. If at the end of ~~((three))~~ four years there are unresolved audit questions, the report will be retained until such questions are resolved.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-134 DISCLOSURE OF NURSING HOME REPORTS. ~~((All required financial and statistical))~~ (1) Cost reports ~~((submitted by nursing homes to the department))~~ and final audit reports will be made available for public disclosure. Financial statements, schedules summarizing adjustments to cost reports, reports or reviews of internal control and accounting procedures, and letters containing comments or recommendations relating to suggested improvements in internal control or accounting procedures shall be exempt from public disclosure.

(2) Whether or not subject to public disclosure all documents shall be provided by the secretary, upon written request, to the legislature and to state agencies or state and local law enforcement officials who have an official interest in the requested documents.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-204 FIELD AUDITS. (1) All cost reports for calendar year 1982 shall be field audited by the department.

(2) ~~((Each annual))~~ Cost reports ~~((with))~~ for years subsequent to 1982 may be field audited by auditors employed by or under contract with the department.

(3) Beginning with cost reports for calendar year 1983, facilities selected for audit shall be notified within one hundred twenty days after submission of a complete and correct cost report of the department's intent to audit.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-207 PREPARATION FOR AUDIT BY THE CONTRACTOR. (1) The department will ~~((normally))~~ notify the contractor at least ~~((two weeks))~~ ten working days in advance of a field audit.

(2) The contractor shall provide the auditors with access to the nursing home and to all financial and statistical records and work papers which relate to patient trust funds and which support the data in the cost report, financial statements, reports, and schedules. Such records shall be made available at a location in the state of Washington specified by the contractor.

(3) The contractor shall reconcile reported data with applicable federal income and payroll tax returns and with the financial statement as of the end of the period covered by the report. Such reconciliation shall be in suitable form for verification by the auditors.

(4) The contractor shall designate and make available one or more individuals familiar with the internal operations of a facility being audited in order to respond to questions and requests for information and documentation from auditors. If the individual or individuals designated cannot answer all questions and respond to all requests, an alternate individual with sufficient knowledge and access to records and information must be provided by the contractor.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-210 SCOPE OF FIELD AUDITS. (1) Auditors will review the contractor's record-keeping and accounting practices and, where appropriate, make written recommendations for improvements.

(2) The audit will result in a schedule summarizing adjustments to the contractor's cost report whether such adjustments eliminate costs

reported or include costs not reported. These adjustments shall include an explanation for the adjustment, the general ledger account or account group, and the dollar amount. Auditors will examine the contractor's financial and statistical records to verify that:

- (a) Supporting records are in agreement with reported data;
 - (b) Only those assets, liabilities, and revenue and expense items the department has specified as allowable ~~((costs))~~ have been included by the contractor in computing the costs of services provided under its contract;
 - (c) Allowable costs have been accurately determined and are necessary, ordinary, and related to patient care; ~~((and))~~
 - (d) Related organizations and beneficial ownerships or interests have been correctly disclosed;
 - (e) Recipient trust funds have been properly maintained((-); and
 - (f) The contractor is otherwise in compliance with provisions of this chapter and chapter 74.46 RCW.
- (3) Auditors will prepare draft audit narratives and summaries and provide them to the contractor before final narratives and summaries are prepared.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-213 INADEQUATE DOCUMENTATION. The auditors will disallow any assets, liabilities, revenues or expenses reported as allowable ~~((costs))~~ which are not supported by adequate documentation in the contractor's financial records. Documentation must show both that ~~((the))~~ costs reported were incurred and ~~((that they))~~ were related to patient care, and that assets reported were used in the provision of patient care.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-216 DEADLINE FOR COMPLETION OF AUDITS. (1) Provided that auditors are given prompt and timely access to the nursing home and to all financial and statistical records necessary to audit the report, field audits will be completed within one year after a properly completed annual cost report is received by the department~~((provided field auditors are given timely access to the nursing home and to all financial and statistical records necessary to audit the report))~~ or, beginning with audits of 1983 cost reports, within one year after a nursing home is notified it has been selected for audit.

(2) The department will give priority to field audits of final annual reports and whenever possible will begin such field audits within ~~((sixty))~~ ninety days after a properly completed final annual report is received.

NEW SECTION

WAC 388-96-220 PRINCIPLES OF SETTLEMENT. (1) For each cost center, a settlement shall be calculated at the lower of prospective reimbursement rate or audited allowable costs, except as otherwise provided in this chapter.

(2) Each contractor shall complete a proposed preliminary settlement by cost center as part of the annual cost report and submit it by the due date of the annual cost report. After review of the proposed preliminary settlement, the department shall issue by cost center a preliminary settlement report to the contractor.

(3) If a field audit is conducted, the audit findings shall be evaluated by the department after completion of the audit and a final settlement by cost center, including any allowable shifting or cost savings, shall be issued which takes account of such findings and evaluations.

(4) Pursuant to preliminary or final settlement and the procedures set forth in this chapter, the contractor shall refund overpayments to the department and the department shall pay underpayments to the contractor.

NEW SECTION

WAC 388-96-221 PRELIMINARY SETTLEMENT. (1) The proposed preliminary settlement submitted by a contractor pursuant to WAC 388-96-220(2) shall compare the prospective rates at which the contractor was paid during the report period, weighted by the number of patient days reported for the period each rate was in effect, to the contractor's allowable costs for the period each rate was in effect. Allowable costs shall take into account all authorized shifting, cost savings, and upper limits to rates on a cost center basis.

(2) Within one hundred twenty days after a proposed preliminary settlement is received, the department shall review it for accuracy and

either accept or reject the proposal of the contractor. If accepted, the proposed preliminary settlement shall become the preliminary settlement report. If rejected, the department shall issue a preliminary settlement report by cost center which shall fully substantiate disallowed costs, refunds, or underpayments due and adjustments to the proposed preliminary settlement.

(3) A contractor shall have thirty days after receipt of a preliminary settlement report to contest such report pursuant to WAC 388-96-901 and 388-96-904. Upon expiration of the thirty-day period, a preliminary settlement report shall not be subject to review.

NEW SECTION

WAC 388-96-224 FINAL SETTLEMENT. (1) If an audit is conducted, the department shall issue a final settlement report to the contractor after completion of the audit process, including exhaustion or mutual termination of reviews and appeals of audit findings or determinations. The final settlement shall be by cost center and shall fully substantiate disallowed costs, refunds, underpayments, or adjustments to the cost report and financial statements, reports, and schedules submitted by the contractor. The final settlement report shall compare the prospective rate at which the contractor was paid during the report period, weighted by the number of patient days reported for the period each rate was in effect as verified by audit, to the contractor's audited allowable costs for the period each rate was in effect. Audited allowable costs shall take into account all authorized shifting, cost savings, and upper limits to rates on a cost center basis. If the contractor is pursuing an administrative or judicial review or appeal in good faith regarding audit findings or determinations, the department may issue a partial final settlement report in order to recover overpayments based on audit findings or determinations not in dispute on review or appeal.

(2) A contractor shall have thirty days after receipt of a final settlement report to contest such report pursuant to WAC 388-96-901 and 388-96-904. Upon expiration of the thirty-day period, a final settlement report shall not be subject to review.

(3) If no audit is conducted by the department, the preliminary settlement report shall become the final settlement report.

(4) A final settlement will be reopened by the department if necessary to make adjustments based upon findings resulting from an audit performed pursuant to section 5(4), chapter 67, Laws of 1983 1st sess.

NEW SECTION

WAC 388-96-226 SHIFTING PROVISIONS. In computing a preliminary or final settlement, savings (overpayment) in a cost center may be shifted to cover a deficit (underpayment) in another cost center up to the amount of the savings, provided that:

- (1) Not more than twenty percent of the rate in a cost center may be shifted into that cost center; and
- (2) No shifting may be made into the property cost center.

NEW SECTION

WAC 388-96-228 COST SAVINGS. (1) In the patient care and food cost areas and in the administration and operations and property cost areas prior to July 1, 1983, the contractor shall refund all payments received for recipients in excess of allowable costs for those recipients in those cost centers, taking into account any authorized shifting.

(2) Beginning July 1, 1983, in the administration and operations and property cost areas, contractors shall be permitted to retain a portion of payments received for recipients in excess of allowable costs for those recipients according to the following procedures:

(a) The department shall issue by December 31st of each cost report year the fiftieth percentile of the total rates for property and administration and operations cost areas.

(b) Contractors with a total combined rate for these two cost areas at or below the fiftieth percentile shall be permitted to retain seventy-five percent of any per patient day savings in that cost area multiplied by the number of actual medical recipient days of service provided by the contractor during the period.

(c) Contractors with rates above the fiftieth percentile shall be permitted to retain fifty percent of any per patient day savings in that cost area multiplied by the number of actual medical recipient days of service provided by the contractor during the period.

(3) Cost savings attributable to any industrial insurance dividend or premium discount under RCW 51.16.035 shall be refunded to the department in proportion to the ratio of medical recipients to other patients at the facility.

(4) For the 1983 cost reporting period, cost savings shall be computed but allowable savings shall be prorated by the proportion of Medicaid patient days reported for July 1st through December 31st to the total number of Medicaid patient days reported for the year.

NEW SECTION

WAC 388-96-229 PROCEDURES FOR OVERPAYMENTS AND UNDERPAYMENTS. (1) The department shall make payment of underpayments determined by preliminary or final settlement within thirty days after the preliminary or final settlement report is submitted to the contractor.

(2) A contractor found to have received overpayments or payments in error as determined by preliminary or final settlement shall refund such payments to the department within thirty days after receipt of the preliminary or final settlement report as applicable.

(3) If a contractor fails to comply with subsection (2) of this section, the department shall:

(a) Deduct from current monthly amounts due the contractor the refund due the department and interest on the unpaid balance at the rate of one percent per month; or

(b) If the contract has been terminated:

(i) Deduct from any amounts due the contractor the refund due the department and interest on the unpaid balance at the rate of one percent per month; or

(ii) Pursue, as authorized by law and regulation, recovery of the refund due and interest on the unpaid balance at the rate of one percent per month.

(4) If a facility is pursuing timely filed administrative or judicial remedies in good faith regarding a proposed preliminary settlement report which was rejected or a final settlement report, the contractor need not refund nor shall the department withhold from current amounts due the facility any refund or interest the department claims to be due from the facility, provided the refund is specifically disputed by the contractor on review or appeal. Portions of refunds due the department which are not specifically disputed by the contractor on review or appeal are subject to recovery and assessment of interest as provided in subsection (3) of this section. If the administrative or judicial remedy sought by the facility is not granted or is granted only in part after exhaustion or mutual termination of all appeals, the facility shall refund all amounts due the department within sixty days after the date of decision or termination plus interest as payable on judgments from the date the review was requested pursuant to WAC 388-96-901 and 388-96-904 to the date the repayment is made.

NEW SECTION

WAC 388-96-310 INTEREST ON OTHER EXCESS PAYMENTS. (1) Any contractor obtaining benefits or payments under the medical assistance program to which such contractor is not entitled or in an amount to which such contractor is not entitled, shall be liable for such benefits or payments received and for interest on the amount of benefits or payments from the date of receipt until repayment is made to the department at the rate of one percent per month, unless the contractor establishes the overpayment was the result of errors made by the department.

(2) Interest charged by the department or interest expense incurred by the contractor, from whatever source, in making refund to the department shall not be reimbursable by the department as an allowable cost. The contractor may, by payment of a disputed settlement in whole or in part, stop accrual of interest on the amount paid. Such payment will be without prejudice to obtain review of a settlement determination.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-369 THE PROVIDER SHALL MAINTAIN A SUBSIDIARY LEDGER WITH AN ACCOUNT FOR EACH RECIPIENT FOR WHOM THE PROVIDER HOLDS MONEY IN TRUST. (1) Each account and related supporting information shall:

(a) Be maintained at the facility,

(b) Be kept current,

(c) Be balanced each month, and

(d) Show in detail, with supporting verification, all moneys received on behalf of the individual patient and the disposition of all moneys so received.

(2) Each account shall be available for audit and inspection by a department representative and be maintained for a minimum of ~~((three))~~ four years. The provider further agrees to notify the community services office of the department when:

(a) The account of any individual certified on or before December 31, 1973, whose award letter indicates a limit of \$200.00 cash, reaches the sum of \$175.00.

The community services office will re-evaluate the status of each recipient certified under the eligibility criteria prior to January 1, 1974, who has an award letter specifying a \$200.00 cash limit.

(b) The account of any individual certified on or after January 1, 1974, whose award letter indicates a limit of \$1,500.00 reaches the sum of \$1,450.00.

(c) For both groups, the accumulation toward the limit, after admission to the facility, is permitted only from savings from the clothing and personal incidentals allowance and other income which the department specifically designates as exempt income from time to time.

(d) No patient account may be overdrawn (show a debit balance). If a patient wants to spend an amount greater than in such patient's trust account, the home may provide money from its own funds and collect the debt by installments from that portion of the patient's allowance remaining at the end of each month. No interest may be charged to patients for such loans.

(3) In order to ensure that patient trust accounts are not charged for services provided under the Title XIX program, any charge for medical services otherwise properly made to a patient's trust account must be supported by a written denial from the department.

(a) A request for additional equipment such as a walker, wheelchair, or crutches must have a written denial from the department of social and health services before a patient trust account can be charged.

(b) Except as otherwise provided as follows, a request for physical therapy, restorative therapy, drugs, or other medical services must have a written denial from the local CSO before a patient trust account can be charged.

(c) A written denial from the local CSO is not required when the pharmacist verifies that a drug is not covered by the program (e.g., items on the FDA list of ineffective or possible effective drugs, nonformulary over-the-counter (OTC) medications such as vitamins, laxatives, nose drops, etc.). The pharmacist's notation to this effect is sufficient.

AMENDATORY SECTION (Amending Order 1114, filed 4/21/76)

WAC 388-96-372 THE PROVIDER MAY MAINTAIN A PETTY CASH FUND ORIGINATING FROM TRUST MONEYS OF AN AMOUNT REASONABLE AND NECESSARY FOR THE SIZE OF THE FACILITY AND THE NEEDS OF THE PATIENTS, NOT TO EXCEED \$500.00. (1) This petty cash fund shall be an imprest fund. All moneys over and above the trust fund petty cash amount shall be deposited intact in a trust fund checking account, separate and apart from any other bank ~~((account(s)))~~ account or accounts of the facility or other facilities.

(2) Cash deposits of recipient allowances must be made intact to the trust account within one week from the time that payment is received from the department, Social Security Administration, or other payor.

(3) Any related bankbooks, bank statements, checkbook, check register, and all voided and cancelled checks, shall be made available for audit and inspection by a department representative, and shall be maintained by the home for not less than ~~((three))~~ four years.

(4) No service charges for such checking account shall be paid by recipient trust moneys.

(5) The trust account per bank shall be reconciled monthly to the trust account per patient ledgers.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-521 START-UP COSTS. Necessary and ordinary start-up costs, as defined in WAC 388-96-010, will be allowable in the administration and operations cost area if they are amortized over not less than sixty consecutive months beginning with the month in which the first patient is admitted for care.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-523 ORGANIZATION COSTS. (1) Necessary and ordinary costs which are directly incident to the creation of a corporation or other form of business of the contractor and that are incurred prior to the admission of the first patient, will be allowable in the administration and operations cost area if they are amortized over not less than sixty consecutive months beginning with the month in which the first patient is admitted for care.

(2) Allowable organization costs include but are not limited to legal fees incurred in establishing the corporation or other organization and fees paid to states for incorporation. They do not include costs relating to the issuance and sale of shares of capital stock or other securities.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-529 TOTAL COMPENSATION—OWNERS, RELATIVES, AND CERTAIN ADMINISTRATIVE PERSONNEL. For purposes of the tests in WAC 388-96-531 ~~((and)), 388-96-533, and 388-96-535~~, total compensation ~~((includes))~~ shall be as provided in the employment contract, including benefits, whether such contract is written, verbal, or inferred from the acts of the parties. In the absence of a contract, total compensation shall include gross salary or wages and ((fringe)) benefits (e.g., health insurance) made available to all employees, but ((excludes)) excluding payroll taxes paid by the contractor.

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 1613, filed 2/25/81)

WAC 388-96-531 OWNER OR RELATIVE—COMPENSATION. (1) Total compensation of an owner or relative of an owner shall be limited to ordinary compensation for necessary services actually performed.

(a) Compensation is ordinary if it is the amount usually paid for comparable services in a comparable facility to an unrelated employee, and does not exceed limits set out in this chapter.

(b) A service is necessary if it is related to patient care and would have had to be performed by another person if the owner or relative had not done it.

(2) The contractor, in maintaining customary time records adequate for audit, shall include such records for owners and relatives who receive compensation. Such records shall document compensated time was spent in provision of necessary services actually performed.

(3) For purposes of this section, if the contractor with the department is a corporation, "owner" includes all corporate officers and directors.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-533 MAXIMUM ALLOWABLE COMPENSATION OF CERTAIN ADMINISTRATIVE PERSONNEL. (1) Compensation for administrative personnel shall be an allowable cost, subject to the limits contained in this section.

(2) Total compensation of the licensed administrator for services actually rendered to a nursing home on a full-time basis (at least forty hours per week, including reasonable vacation, holiday, and sick time) will be allowable at the lower of:

- (a) Actual compensation received, or
- (b) The amount in the table in subsection (5) of this section corresponding to the number of beds in the nursing home.

Compensation of the licensed administrator will only be allowable if the department is given written notice of his or her employment within ten days after the employment begins.

(3) Total compensation of not more than one full-time licensed assistant administrator will be allowable if there are at least eighty beds in the nursing home, at the lower of:

- (a) Actual compensation received, or
- (b) Seventy-five percent of the appropriate amount in the table in subsection (5) of this section.

(4) Total compensation of not more than one full-time registered administrator-in-training will be allowable at the lower of:

- (a) Actual compensation received, or
- (b) Sixty percent of the appropriate amount in the table in subsection (5) of this section.

(5)

TABLE

Maximum Allowable Total Compensation for Licensed Administrators—Calendar Year ~~((1981))~~ 1982

BED SIZE

| | |
|------------|------------------------------|
| 1 - 79 | \$(27,200) 29,716 |
| 80 - 159 | \$(30,100) 32,884 |
| 160 and up | \$(32,000) 34,960 |

(6) A table to be promulgated by the department will apply for subsequent calendar years.

(7) If the licensed administrator, licensed assistant administrator, or registered administrator-in-training regularly work fewer than forty hours per week, allowable compensation shall be the lower of:

- (a) Actual compensation received, or
- (b) The appropriate amount in the table in subsection (5) of this section multiplied by the percentage derived from the division of the actual hours worked by forty hours. Further discounting is required if the person was licensed or registered and/or worked for less than the entire report period.

(8) The contractor shall maintain ~~((customary))~~ time records customary for employees which are adequate for audit for the licensed administrator, assistant administrator, and/or administrator-in-training.

(9) Reimbursement for administrative and management services shall be limited in total amount to allowable compensation for administrative personnel set forth in this section regardless of the provisions of any employment, management or consultation agreement, or other arrangement which exists between the contractor and persons or organizations providing such services.

(10) Costs of an administrator-in-training shall not be considered for the purpose of setting the administration and operations prospective rate. The costs of an approved administrator-in-training program shall be reimbursed by an adjustment to current rate. To obtain an adjustment, the contractor must submit a request for an increase in current rate together with necessary documentation which shall include a copy of the department of licensing approval of the administrator-in-training program and a schedule indicating the commencement date, expected termination date, salary or wage, hours, and costs of benefits. The contractor shall notify the department, at least thirty days in advance, of the actual termination date of the administrator-in-training program. Upon termination of the program, the current rate shall be reduced by an amount corresponding to the cost of the program.

AMENDATORY SECTION (Amending Order 1527, filed 7/22/80)

WAC 388-96-534 DISCLOSURE AND APPROVAL OF JOINT FACILITY COST ALLOCATION. (1) The contractor shall disclose to the department:

- (a) The nature and purpose of all costs which represent allocations of joint facility costs; and
 - (b) The methodology of the allocation utilized.
- (2) Such disclosure shall demonstrate that:
- (a) The services involved are necessary and nonduplicative; and
 - (b) Costs are allocated in accordance with benefits received from the resources represented by those costs.

(3) Such disclosure shall be made ~~((not later than September 30, 1980, for the following year and))~~ not later than September 30th for each year ~~((thereafter))~~; except that a new contractor shall submit the first year's disclosure together with the submissions required by WAC 388-96-026. Where a contractor will make neither a change in the joint costs to be incurred nor in the allocation methodology, the contractor may certify no charge will be made in lieu of the disclosure required in subsection (1) of this section.

~~(((3) The contractor shall demonstrate and certify that:~~

- ~~(a) The services involved are necessary, ordinary, related to patient care and nonduplicative; and~~
- ~~(b) Costs are allocated in accordance with the patient care related benefits and services received from the specific resources represented by those costs;))~~

(4) The department shall approve such methodology not later than December 31, 1980, and not later than December 31st for each year thereafter.

(5) An amendment or revision to an approved methodology shall be submitted to the department for approval at least ninety days prior to the effective date of the amendment or revision.

(6) Where a contractor will begin to incur joint facility costs at some time other than the beginning of the calendar year, the contractor shall provide the information required in subsections (1) and ~~((3))~~ (2) of this section at least ninety days prior to the date at which the cost will first be incurred.

(7) Joint facility costs not disclosed, allocated, and reported in ~~((conformance))~~ conformity with this section are nonallowable costs.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-535 MANAGEMENT AGREEMENTS, MANAGEMENT FEES, AND CENTRAL OFFICE SERVICES. (1) If a contractor intends to enter into a management agreement with an individual or firm which will manage the nursing home as agent of the contractor, a copy of the agreement must be received by the department at least ~~((ninety))~~ sixty days before the agreement is to become effective. A copy of any amendment to a management agreement must ~~((also))~~ be received by the department at least thirty days in advance of the date the amendment is to become effective. No management fees for periods prior to the time the department receives a copy of the applicable agreement will be allowable. When necessary for the health and safety of medical care recipients, the ~~((ninety-day))~~ sixty-day notice requirement may be waived, in writing, by the department.

(2) Management fees will be allowed only if:

(a) A written management agreement both creates a principal/agent relationship between the contractor and the manager, and sets forth the items, services, and activities to be provided by the manager; and
(b) Documentation demonstrates ~~((that))~~ the services contracted for were actually delivered.

To be allowable, fees must be for necessary, nonduplicative services.

(3) Allowable fees for general management services, including the portion of a management fee which is not allocated to specific services such as accounting, are limited to:

(a) The maximum allowable compensation under WAC 388-96-533 of the licensed administrator and, if the facility has at least eighty beds, of an assistant administrator, less

(b) Actual compensation received by the licensed administrator and by the assistant administrator and administrator-in-training, if any. In computing maximum allowable compensation under WAC 388-96-533 for a facility with at least eighty set-up beds, include the maximum compensation of an assistant administrator even if no assistant administrator is employed.

(4) A management fee paid to or for the benefit of a related organization will be allowable to the extent the fee does not exceed the lesser of:

(a) The limits set out in subsection (3) of this section ~~((;))~~; or
(b) The lower of the actual cost to the related organization of providing necessary services related to patient care under the agreement, or the cost of comparable services purchased elsewhere. Where costs to the related organization represent joint facility costs, the measurement of such costs shall comply with WAC 388-96-534.

(5) Central office costs, owner's compensation, and other fees or compensation, including joint facility costs, for general administrative and management services, including the portion of a management expense which is not allocated to specific services, shall be subject to the management fee limits determined in subsections (3) and (4) of this section.

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-539 ALLOWABLE INTEREST. (1) The contractor's necessary and ordinary interest for working capital and capital indebtedness will be allowable.

(a) To be necessary, interest must be incurred in connection with a loan which satisfies a financial need of the contractor and be for a purpose related to patient care. Interest expense relating to business opportunity or goodwill will not be allowed.

(b) To be ordinary, interest must be at a rate which is not in excess of what a prudent borrower would have to pay at the time of the loan in an arm's-length transaction in the money market.

(c) Interest expense shall include amortization of bond discounts and expenses related to the bond issue. Amortization shall be over the period from the date of sale to the date of maturity or, if earlier, the date of extinguishment of the bonds.

(2) Interest paid to or for the benefit of a related organization will be allowed only to the extent the actual interest does not exceed the actual cost to the related organization of obtaining the use of the funds in an arm's-length transaction. However, if the loan from which the interest expense arises is classified as a part of a contractor's equity capital according to Medicare rules and regulations, the interest expense shall be unallowable.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-543 EXPENSE FOR CONSTRUCTION INTEREST. Interest expense and loan origination fees relating to construction of a nursing home incurred during the period of construction shall be capitalized and amortized over ~~((not less than sixty consecutive months))~~ the life of the facility from the date the first patient is admitted. The period of construction shall extend from the date of the construction loan to the date the facility is put into service for patient care, not to exceed the project certificate of need time period.

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-553 CAPITALIZATION. The following costs shall be capitalized:

(1) Expenditures for and costs of equipment, including furniture and furnishings, with historical cost in excess of one hundred fifty dollars per unit and a useful life of more than one year from the date of purchase;

(2) Expenditures and costs for equipment, including furniture and furnishings, with historical cost of one hundred fifty dollars or less per unit if either:

(a) The item of equipment was acquired in a group purchase where the total cost exceeded one hundred fifty dollars; or

(b) The item of equipment was part of the initial equipment or stock of the nursing home.

(3) Effective January 1, 1981, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1982, and subsequently, subsections (1) and (2) of this section shall be applied with the sum of five hundred dollars replacing the sum of one hundred fifty dollars.

(4) Effective January 1, 1983, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1984, and subsequently subsections (1) and (2) of this section shall be applied with the sum of seven hundred fifty dollars replacing the sum of one hundred fifty dollars.

(5) Expenditures for and costs of building, and other real property items, components, and improvements, whether for leased or owner-operated facilities, in excess of five hundred dollars and involving one or more of the following:

(a) Increase of the interior floor space of the structure;
(b) Increase or renewal of paved areas outside the structure;
(c) Exterior or interior remodeling of the structure;
(d) Installation of additional heating, cooling, electrical, water-related, or similar fixed equipment;
(e) Landscaping or redecorating;
(f) Any change, including repairs, which increases the useful life of the structure or item if not a part of the structure by two years or more;

(g) Any replacement or renewal of a real property item, component or improvement, whether structural or nonstructural.

~~((5))~~ (6) For a leasehold improvement, the asset shall be amortized over the asset's useful life in accordance with Internal Revenue Service class life ADR system guidelines or in accordance with American hospital association guidelines.

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-554 EXPENSING. The following costs shall be expensed:

(1) Expenditures for and costs of equipment, including furniture and furnishings, with historical cost of one hundred fifty dollars or less per unit or a useful life of one year or less from the date of purchase.

(2) Subsection (1) of this section shall not apply if:

(a) The item of equipment was acquired in a group purchase where the total cost exceeded one hundred fifty dollars; or

(b) The item of equipment was part of the initial equipment or stock of the nursing home.

(3) Effective January 1, 1981, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods

beginning July 1, 1982, and subsequently, subsections (1) and (2) of this section shall be applied with the sum of five hundred dollars replacing the sum of one hundred fifty dollars.

(4) Expenditures for and costs of building and other real property items, components and improvements, whether for leased or owner-operated facilities, of five hundred dollars or less.

(5) Expenditures for and costs of repairs necessary to maintain the useful life of equipment, including furniture and furnishings, and real property items, components or improvements which do not increase the useful life of the asset by two years or more. If a repair is to the interior or exterior of the structure, the term "asset" shall refer to the structure.

(6) Remaining undepreciated cost of equipment, including furniture or furnishings or real property items, components, or improvements which are ~~((replaced, renewed or))~~ retired and not replaced, provided such cost shall be offset by any proceeds or compensations received for such assets, and such cost shall be expensed only if the contractor has made a reasonable effort to recover at least the outstanding book value of such assets. If a retired asset is replaced, WAC 388-96-572(3) shall apply and the replacement or renewal shall be capitalized if required by WAC 388-96-553.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-557 DEPRECIABLE ASSETS. (1) Tangible assets of the following types in which a contractor has an economic interest through ownership are subject to depreciation:

(a) Building - the basic structure or shell and additions thereto.

(b) Building fixed equipment - attachments to buildings, such as wiring, electrical fixtures, plumbing, elevators, heating system, and air conditioning system. The general characteristics of this equipment are:

(i) Affixed to the building and not subject to transfer; and

(ii) A fairly long life, but shorter than the life of the building to which affixed.

(c) Major movable equipment - such items as beds, wheelchairs, desks, and x-ray machines. The general characteristics of this equipment are:

(i) A relatively fixed location in the building;

(ii) Capable of being moved as distinguished from building equipment;

(iii) A unit cost sufficient to justify ledger control;

(iv) Sufficient size and identity to make control feasible by means of identification tags; and

(v) A minimum life of approximately three years. Effective January 1, 1981, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1982, and subsequently, this equipment shall be characterized by a minimum life of greater than one year.

(d) Minor equipment - such items as ~~((waste baskets))~~ wastebaskets, ~~((bed pans))~~ bedpans, syringes, catheters, silverware, mops, and buckets which are properly capitalized. No depreciation shall be taken on items which are not properly capitalized (see WAC 388-96-553). The general characteristics of minor equipment are:

(i) In general, no fixed location and subject to use by various departments;

(ii) Small in size and unit cost;

(iii) Subject to inventory control;

(iv) Large number in use; and

(v) Generally, a useful life of one to three years.

(e) Land improvements - such items as paving, tunnels, underpasses, on-site sewer and water lines, parking lots, shrubbery, fences, walls, etc., where replacement is the responsibility of the contractor.

(f) Leasehold improvements - betterments and additions made by the lessee to the leased property, which become the property of the lessor after the expiration of the lease.

(2) Land is not depreciable. The cost of land includes, but is not limited to, the cost of such items as off-site sewer and water lines, public utility charges necessary to service the land, governmental assessments for street paving and sewers, the cost of permanent roadways and grading of a nondepreciable nature, and the cost of curbs and sidewalks, replacement of which is not the responsibility of the contractor.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-561 DEPRECIATION BASE—DONATED OR INHERITED ASSETS. (1) The depreciation base of donated assets,

as defined in WAC 388-96-010, or of assets received through testate or intestate distribution, shall be the lesser of:

(a) Fair market value at the date of donation or death, less goodwill((-)), provided that, estimated salvage value shall be deducted from fair market value where the straight-line or sum-of-the-years digits method of depreciation is used; or

(b) The depreciation base under the cost-related reimbursement program of the owner last contracting with the department, if any.

(2) If the donation or distribution is between related organizations, the base shall be the lesser of:

(a) Fair market value, less goodwill and, where appropriate, salvage value((-)); or

(b) The depreciation base the related organization had or would have had for the asset under a contract with the department.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-565 LIVES. (1) The contractor shall use lives reflecting the estimated actual useful life of the asset and shall be no shorter than guideline lives contained in the Internal Revenue Service class life ADR system or published by the American hospital association in computing allowable depreciation. The shortest life which may be used for buildings is thirty years.

(2) Lives shall be measured from the date on which the assets were first used in the medical care program or from the date of the most recent arm's-length acquisition of the asset, whichever is more recent. Lives shall be extended to reflect periods, if any, during which assets were not used to provide nursing care.

(3) Building improvements shall be depreciated over the remaining useful life of the building, as modified by the improvement, but not less than fifteen years.

(4) Improvements to leased property which are the responsibility of the contractor under the terms of the lease shall be depreciated over the useful life of the improvement.

(5) A contractor may change the estimate of an asset's useful life to a longer life for purposes of depreciation.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-572 HANDLING OF GAINS AND LOSSES UPON RETIREMENT OF DEPRECIABLE ASSETS—OTHER PERIODS. (1) This section shall apply in the place of WAC 388-96-571 effective January 1, 1981, for purposes of settlement for settlement periods subsequent to that date, and for purposes of setting rates for rate periods beginning July 1, 1982, and subsequently.

(2) A gain or loss on the retirement of an asset shall be the difference between the remaining undepreciated base and any proceeds received for, or to compensate for loss of, the asset.

(3) If the retired asset is replaced, the gain or loss shall be applied against or added to the cost of the replacement asset, provided that a loss will only be so applied if the contractor has made a reasonable effort to recover at least the outstanding book value of the asset.

(4) If the retired asset is not replaced, any gain shall be offset against property expense for the period during which it is retired and any loss shall be expensed subject to the provisions of WAC 388-96-554(6).

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-585 UNALLOWABLE COSTS. (1) Costs will be unallowable if not documented, necessary, ordinary, and related to the provision of care services to authorized patients.

(2) Unallowable costs include, but are not limited to, the following:

(a) Costs of items or services not covered by the medical care program. Costs of nonprogram items or services will be unallowable even if indirectly reimbursed by the department as the result of an authorized reduction in patient contribution.

(b) Costs of services and items provided to SNF or ICF recipients which are covered by the department's medical care program but not included in SNF or ICF services respectively. Items and services covered by the medical care program are listed in chapters 388-86 and 388-88 WAC.

(c) Costs associated with a capital expenditure subject to Section 1122 approval (Part 100, Title 42 C.F.R.) if the department found the capital expenditure was not consistent with applicable standards, criteria, or plans. If the department was not given timely notice of a proposed capital expenditure, all associated costs will be nonallowable as

of the date the costs are determined not to be reimbursable under applicable federal regulations.

(d) Costs associated with a construction or acquisition project requiring certificate of need approval pursuant to chapter 70.38 RCW if such approval was not obtained.

(e) Costs of outside activities (e.g., costs allocable to the use of a vehicle for personal purposes, or related to the part of a facility leased out for office space).

(f) Salaries or other compensation of owners, officers, directors, stockholders, and others associated with the contractor or home office, except compensation paid for service related to patient care.

(g) Costs in excess of limits or violating principles set forth in this chapter.

(h) Costs resulting from transactions or the application of accounting methods circumventing the principles of the prospective cost-reimbursement system.

(i) Costs applicable to services, facilities, and supplies furnished by a related organization in excess of the lower of the cost to the related organization or the price of comparable services, facilities, or supplies purchased elsewhere.

(j) Bad debts. Beginning July 1, 1983, bad debts of Title XIX recipients are allowable if the debt is related to covered services, it arises from the recipient's required contribution toward the cost of care, the provider can establish reasonable collection efforts were made, the debt was actually uncollectible when claimed as worthless, and sound business judgment established there was no likelihood of recovery at any time in the future.

(k) Charity and courtesy allowances.

(l) Cash, assessments, or other contributions, excluding dues, to charitable organizations, professional organizations, trade associations, or political parties, and costs incurred to improve community or public relations. Dues to national trade associations or that portion of dues paid to local or state trade associations attributable to membership in national associations shall be unallowable.

(m) Vending machine expenses.

(n) Expenses for barber or beautician services not included in routine care.

(o) Funeral and burial expenses.

(p) Costs of gift shop operations and inventory.

(q) Personal items such as cosmetics, smoking materials, newspapers and magazines, and clothing, except items used in patient activity programs where clothing is a part of routine care.

(r) Fund-raising expenses, except expenses directly related to the patient activity program.

(s) Penalties and fines.

(t) Expenses related to telephones, televisions, radios, and similar appliances in patients' private accommodations.

(u) Federal, state, and other income taxes.

(v) Costs of special care services except where authorized by the department.

(w) Expenses of key-man insurance and other insurance or retirement plans not in fact made available to all employees.

(x) Expenses of profit-sharing plans.

(y) Expenses related to the purchase and/or use of private or commercial airplanes which are in excess of what a prudent contractor would expend for the ordinary and economic provision of such a transportation need related to patient care.

(z) Personal expenses and allowances of owners or relatives.

(aa) All expenses of maintaining professional licenses or membership in professional organizations.

(bb) Costs related to agreements not to compete.

(cc) Goodwill and amortization of goodwill.

(dd) Expense related to vehicles which are in excess of what a prudent contractor would expend for the ordinary and economic provision of transportation needs related to patient care.

(ee) Legal and consultant fees in connection with a fair hearing against the department where a decision is rendered in favor of the department or where otherwise the determination of the department stands.

(ff) Legal and consultant fees in connection with a lawsuit against the department.

(gg) Lease acquisition costs and other intangibles not related to patient care.

(hh) Interest charges assessed by the state of Washington for failure to make timely refund of overpayments and interest expenses incurred for loans obtained to make such refunds.

AMENDATORY SECTION (Amending Order 1264, filed 1/9/78)

WAC 388-96-710 PROSPECTIVE REIMBURSEMENT RATE FOR NEW CONTRACTORS. (1) A prospective reimbursement rate for a new contractor will be established within sixty days following receipt by the department of a properly completed projected budget (see WAC 388-96-026). It will be effective as of the effective date of the contract.

(2) This prospective reimbursement rate will be based on the contractor's projected cost of operations, and on costs and payment rates of the prior contractor, if any, and/or of other contractors in comparable circumstances, taking into account applicable lids or maximums.

(3) If a properly completed projected budget is not received at least sixty days prior to the effective date of the contract, the department will establish a preliminary rate based on the other factors specified in subsection (2) of this section. This preliminary prospective rate will remain in effect until an initial prospective rate can be set.

(4) Where a change of ownership is involved which is not an ~~((arms-length))~~ arm's-length transaction as defined in WAC 388-96-010, the new contractor's prospective rates in the administration and operation and property cost areas will be no higher than the rates of the old contractor, adjusted if necessary to take into account economic trends.

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

WAC 388-96-713 RATE DETERMINATION. (1) Each contractor's reimbursement rate will be determined prospectively ~~((at least))~~ once each calendar year to be effective July 1 ~~((and will be adjusted for inflation January 1 using the factors specified in WAC 388-96-719(3))).~~ Rates may be adjusted more frequently to take into account program changes.

(2) ~~((Where))~~ If the contractor participated in the program ((during all or part)) for at least six months of the prior ((fiscal period)) calendar year, its nursing services, administration and operations, property and return on equity rates((and the nonwage component of its administration and operations rate,)) will be determined based on the contractor's allowable costs in the prior period. If the contractor participated in the program for less than six months of the prior calendar year, its rates will be determined by procedures set forth in WAC 388-96-710.

(3) Beginning with rates effective July 1, 1984, contractors submitting correct and complete cost reports by March 31st, shall be notified of their rates by July 1st, unless circumstances beyond the control of the department interfere.

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

WAC 388-96-716 COST AREAS. A contractor's overall reimbursement rate for medical care recipients consists of the total of five component rates, each covering one cost area. The five cost areas are:

- (1) ~~((Patient care))~~ Nursing services;
- (2) Food;
- (3) Administration and operations;
- (4) Property; and
- (5) Return on equity.

NEW SECTION

WAC 388-96-717 DESK REVIEW ADJUSTMENTS. (1) The department shall analyze each annual cost report to determine if the information is correct, complete, and reported in conformity with generally accepted accounting principles, the nursing home accounting and reporting manual, and instructions issued by the department.

(2) If it appears from this analysis that a contractor has not correctly determined or reported its costs, the department may make adjustments to the reported information for the purpose of establishing reimbursement rates. A schedule of such adjustments shall be provided to contractors and shall include an explanation of the adjustment and the dollar amount of the adjustment for each adjustment made. If a contractor believes an adjustment is in error, it shall be subject to review pursuant to WAC 388-96-769 and, if a satisfactory resolution of issues is not reached, to further review pursuant to WAC 388-96-901 and 388-96-904.

(3) The department shall accumulate data from properly completed cost reports and financial statements, reports and schedules for use in exception profiling and establishing rates.

(4) The department may further utilize such accumulated data for analytical, statistical, or informational purposes as deemed necessary by the department.

AMENDATORY SECTION (Amending Order 1867, filed 8/18/82)

WAC 388-96-719 METHOD OF RATE DETERMINATION.

(1) Data used in determining rates will be taken from the most recent complete, desk-reviewed annual cost report ((and from certified quarterly reports)) submitted by contractors.

(2) Data containing obvious errors(, data for facilities which are out of compliance with any condition at any time during the reporting period, and data for facilities with average occupancy ratios of less than eighty-five percent for the report period;) will be excluded from the determination of predicted costs and rate upper limits for WAC 388-96-743 and 388-96-735((3)).

(3) Inflation adjustments shall be applied as follows:

(a) ((Adjustments for inflation will be:

(i) 5.0 percent for July 1, 1981, rate setting;

(ii) 4.25 percent for January 1, 1982, rate setting; and

(iii) No inflation adjustment increase shall be provided for setting rates effective July 1, 1982, through June 30, 1983. Inflation adjustments made to costs and other rate setting data used for this period shall reflect factors in subsection (3)(a)(i) and (3)(a)(ii) of this section)) In the nursing services and administration and operations cost areas for July 1, 1983, rate setting, an adjustment of 2.5 percent shall be applied to allowable costs in these cost areas if the cost report for a contractor covers all twelve months of 1982. If the cost report covers less than twelve months, the inflation factor shall be reduced to reflect the shorter period.

(b) In the food cost area, an inflation adjustment factor of 2.5 percent shall be applied to the January 1, 1983, rate for all contractors.

(c) Property and return on equity rates will not be adjusted for inflation.

(4) ((Where new standards are imposed, or the department wishes to encourage additional services or otherwise change the program, a cost-related adjustment will be made to the appropriate cost area rates of each contractor affected by the program change. Adjustments will be made until reported costs used in setting rates reflect the new standards or program changes)) The occupancy level for each facility shall be computed by dividing the actual number of patient days by the product of the numbers of licensed beds and calendar days in the report period. For prospective rate computations, as well as determining lids for property and administration and operations reimbursement, if a facility's occupancy is below eighty-five percent, per patient day cost shall be computed utilizing patient days at the eighty-five percent occupancy level. Actual occupancy level shall be utilized for facilities at or above eighty-five percent occupancy.

AMENDATORY SECTION (Amending Orders 1808 and 1808A, filed 5/14/82 and 6/14/82)

WAC 388-96-722 ((PATIENT CARE)) NURSING SERVICES COST AREA RATE. (1) The ((patient care)) nursing services cost area reimbursement rate will reimburse for the necessary and ordinary costs of providing routine nursing and related ((services)) care to recipients ((in accordance with WAC 388-88-050 and 388-88-051)).

(2) ((Effective July 1, 1982, the patient care cost area rate will be computed according to this section:

(3)(a) For purposes of this section, patient care consultation refers to medical director, pharmaceutical, occupational therapy, physical therapy, speech therapy, other therapy, and patient activities consultation:

(b) The department shall determine the average per patient day expense weighted by patient days for patient care consultation taken from completed 1981 cost reports.

(c) The department shall determine each contractor's per patient day expense for patient care consultation:

(d) A contractor's reported patient care cost will be reduced by the amount the contractor's patient care consultation expense exceeds the average expense computed as provided in subsection (3)(b) of this section:

(e) As used in this section, "desk-reviewed patient care cost" shall be allowable patient care cost as determined by desk reviews conducted in accordance with WAC 388-96-201, including any reduction in expense for patient care consultation computed in accordance with subsection (3)(d) of this section:

(4) Effective July 1, 1982, through June 30, 1983, only:

(a) If a contractor's weighted patient care rate for 1981 as computed in accordance with departmental regulations and instructions is equal to or greater than the contractor's desk-reviewed 1981 patient care costs, the department shall reimburse the patient care cost center at the desk-reviewed 1981 patient care costs plus any patient care funds shifted to other cost centers pursuant to WAC 388-96-223, as adjusted for inflation.

(b) If a contractor's patient care rate for 1981 is less than the contractor's desk-reviewed 1981 patient care costs, the department shall reimburse the contractor's patient care cost at the January 1, 1982, reimbursement rate, less one and one-half percent, as adjusted for inflation, plus an allowance from the redistribution pool. The total reimbursement paid to a contractor, including any allowance from the redistribution pool, shall not exceed the contractor's 1981 desk-reviewed patient care costs, as adjusted for inflation. The total of allowances distributed pursuant to subsection (4)(b) of this section shall not exceed the total amount in the redistribution pool. If the total of funds in the redistribution pool is equal to or exceeds the total amount of underfunding for patient care for all contractors, each contractor's allowance shall be the amount the contractor was underfunded for patient care, if any, where underfunding is defined as any excess of 1981 desk-reviewed cost over the 1981 rate in this cost area, as adjusted for inflation. If the total of funds in the redistribution pool is less than the total patient care underfunding for all contractors, the allowance distributed to each contractor shall be a percentage of the amount a contractor was underfunded, as defined in subsection (4)(b) of this section; for patient care, if any was experienced by the contractor. The percentage shall be computed by dividing the total of funds in the pool by the total amount of underfunding for all contractors.

(5) To patient care cost area rates determined in accordance with subsections (4)(a) and (b) of this section, a patient care enhancement shall be added. The enhancement shall be distributed among facilities proportionately based upon patient care cost area rates and shall not be adjusted for inflation. The total of enhancements distributed to contractors shall be one million, four hundred thousand dollars)) Nursing service costs will be subject to two reasonableness tests:

(a) A test for nursing staff hours; and

(b) A test for cost increases between the current and preceding report period.

(i) The test for nursing staff hours will use a regression of hours reported by facilities for registered nurses, licensed practical nurses, and nurses' aids, including purchased and allocated nursing and aid staff time, and the average Battelle patient debility score for the corresponding facilities as computed by the department. Data for the regression shall be taken from correctly completed cost reports and from patient assessments completed by the department for the corresponding calendar report year, which are available at the time the regression equation is computed. A limit on nursing and nursing aid staffing hours will be calculated and set for each facility at predicted staffing hours plus 1.75 standard errors utilizing the regression equation calculated by the department. Costs for facilities with reported hours exceeding the limit will be reduced by an amount equivalent to the hours exceeding the limit times the average wage rate for nurses and aids indicated on cost reports for the year in question, including benefits and payroll taxes allocated to such staff. Contractors' reporting hours exceeding the limit shall receive the higher of their January 1983 patient care rate or the nursing services rate computed for them according to the provisions of this subsection, plus applicable inflation adjustments.

(ii) The test for cost increases shall compare the percentage change between the 1981 and 1982 allowable patient care costs for the facility against the percentage change between the July 1981 and July 1982 medical care component of the consumer price index for urban consumers nationwide. Facilities which report increases greater than the consumer price index shall be limited to a rate determined by their 1981 adjusted patient care costs inflated by the medical care component of the consumer price index.

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

WAC 388-96-727 FOOD COST AREA RATE. (1) The food cost area rate will reimburse for the necessary and ordinary costs of procuring food, dietary supplements, and beverages for meals and between-meal nourishment for recipients.

(2) ((Beginning July 1, 1981, food)) Reimbursement for the food cost center ((with)) shall be at the ((January 1, 1981)) January 1, 1983, rate, adjusted for inflation utilizing the inflation factor specified in WAC 388-96-719(3)(b).

AMENDATORY SECTION (Amending Order 1808, filed 5/14/82)

WAC 388-96-735 ADMINISTRATION AND OPERATIONS COST AREA RATE. (1) The administration and operations cost area reimbursement rate will reimburse for the necessary and ordinary costs of overall management of the facility, operation and maintenance of the physical plant, and providing dietary service (other than the cost of food and beverages), medical supplies, taxes, and insurance.

(2) ~~((For rates effective July 1, 1982, through June 30, 1983, a contractor's administration and operations wage component reimbursement rate will be set pursuant to subsection (2) of this section:~~

~~(a) If a contractor's administration and operations wage component rate for 1981 is greater than or equal to the contractor's desk-reviewed 1981 wage component costs, the department shall reimburse the contractor's wage component at the desk-reviewed 1981 administration and operations wage component costs, as adjusted for inflation:~~

~~(b) If a contractor's administration and operations wage component rate for 1981 is less than the contractor's desk-reviewed 1981 wage component costs, the department shall reimburse the contractor's wage component costs at the January 1, 1981, reimbursement rate, as adjusted for inflation:~~

~~(c) It is further provided, if any funds remain in the redistribution pool established pursuant to WAC 388-96-720 after distribution to contractors pursuant to WAC 388-96-722, the department shall distribute the funds to contractors underfunded in the wage component area, as determined by subsection (2)(b) of this section, according to the following rules:~~

~~(i) If the amount remaining in the redistribution pool exceeds or is equal to the total amount the contractors were underfunded in the wage component area, each contractor's allowance shall be the amount the contractor was underfunded for costs in this component, if any, where underfunding is defined as any excess of 1981 desk-reviewed cost over the 1981 rate in this component, as adjusted for inflation:~~

~~(ii) If the amount remaining in the redistribution pool is less than the total amount the contractors were underfunded in the wage component area, each contractor shall receive an allowance which shall be a percentage of the amount the contractor was underfunded as defined in subsection (2)(c)(i) of this section. The percentage shall be computed by dividing the amount remaining in the redistribution pool by the total amount of underfunding in the wage component area for all contractors:~~

~~(iii) The distribution shall not exceed the total amount of underfunded wage component costs for all contractors nor the amount remaining in the redistribution pool, if any:~~

~~(3) For the July 1, 1982, to June 30, 1983, reimbursement period, the nonwage component of the administration and operations cost center shall be adjusted for certain consultation expenses as follows: The department shall calculate the average expense, weighted by patient days, for dietary, and medical record consultant services taken from the most recent, completed cost reports from all contractors and allowable administration and operations costs as defined in subsection (4)(a) of this section, shall exclude the amount a contractor's administration and operations consultation expense exceeds the average expense so calculated:~~

~~(4) The nonwage component of the administration and operations cost area reimbursement rate will be calculated as follows:~~

~~(a) Allowable administration and operations costs, including wages of administrators, assistant administrators, and administrators-in-training, but excluding wages of other support staff, will be taken from the most recent desk-reviewed annual cost report:~~

~~(b) Beginning July 1, 1982, if any amounts were shifted into the administration and operations cost area during the period covered by the most recent annual cost report, an annualized amount will be subtracted from administration and operations nonwage costs determined by the following formula:~~

$$AS = SS \times DR \quad \text{where}$$

~~(i) "AS" is the amount to be subtracted from administration and operations nonwage costs;~~

~~(ii) "SS" is the amount of savings shifted into the administration and operations cost area; and~~

~~(iii) "DR" is the deficiency ratio, defined as the ratio of:~~

~~(A) Administration and operations nonwage costs minus the nonwage component of the administration and operations prospective rate; to~~

~~(B) Total administration and operations costs minus the total administration and operations prospective rate:~~

~~This ratio may not be less than zero nor more than one:~~

~~(c) Adjusted costs will be updated using factors specified in WAC 388-96-719:~~

~~(d) Reimbursement for this portion of administration and operations will be limited to the eighty-fifth percentile of costs, adjusted as described in subsection (4)(b) of this section, of all reporting facilities, except that facilities may be grouped by factors other than ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations)) Each contractor's allowable, inflation adjusted, per patient day administration and operations cost shall be determined.~~

~~(3) Costs for contractors having submitted correct and complete cost reports by the time July rates are initially to be established shall be ranked from highest to lowest. The eighty-fifth percentile of the ranking shall be determined.~~

~~(4) Administration and operations rates for individual providers shall be the lower of the provider's allowable cost or the eighty-fifth percentile.~~

~~(5) Beginning July 1, 1984, allowable costs for administration and operations for rate setting purposes shall include allowable retained savings for the preceding report year.~~

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-743 PROPERTY COST AREA RATE. (1) Each contractor's allowable depreciation, property interest, and lease expense shall be based on information in the most recent desk-reviewed annual cost report, including any adjustments. The prospective rate for a contractor shall be the lower of these costs calculated on a per patient day basis or the maximum rate computed in accordance with subsection (2) of this section.

(2) Property reimbursement for both leased and owner-operated facilities will not exceed the predicted cost plus ((one)) 1.75 standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities as contained in annual cost reports for the preceding year, including adjustments, utilizing a multiple regression formula developed by the department, recognizing factors which may be significant, including location, age, and construction type of facility. Beginning July 1, 1981, allowable rental costs of leased facilities and depreciation and interest costs of owner-operated facilities based upon the most recent desk-reviewed annual cost report, for leases or mortgages entered into prior to July 1, 1979, will be reimbursed to the extent they do not exceed the reimbursement rate payable for the property cost center as of June 30, 1979, ((or July 1, 1979)) adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state Medicaid plan, the reimbursement rate payable July 1, 1979, or the regression formula rate, whichever is higher, ((adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state Medicaid plan.)) and adjusted for any approved capitalized additions or replacements.

(3) For purposes of this section, the following definitions shall apply:

(a) Location shall consist of location within a standard metropolitan statistical area (SMSA) as defined by the United States Bureau of the Census, or location outside of an SMSA;

(b) Age shall consist of the construction age of a facility. Where a facility is of several construction dates, an average facility age shall be computed by weighting each construction age by the number of licensed beds in the facility area of that construction age;

(c) Construction type shall consist of fire resistant construction (type 1 or 2 construction as determined by the office of the state fire marshal); or nonfire resistant construction (type 3, 4, or 5 construction as determined by the office of the state fire marshal). Where a facility is of several construction types, an average facility construction type shall be computed by weighting the construction type of each area of the facility by the number of licensed beds in the facility area of that construction type.

(d) Those factors are significant which improve the explanatory power of the regression at a ninety percent level of confidence.

AMENDATORY SECTION (Amending Order 1716, filed 11/4/81)

WAC 388-96-750 RETURN ON INVESTMENT. (1) Beginning ((January 1, 1979)) July 1, 1983, the department will pay a return on equity to proprietary contractors utilizing applicable Medicare rules and regulations ((as of July 1, 1979.)) with the following modifications:

(a) Contractors will not be required to submit monthly equity calculations ((will not be used. A)) in order to calculate allowable equity

for cost reporting periods unless a desk review of reported equity (~~will be~~) conducted pursuant to WAC (~~388-96-201~~) 388-96-717 discloses reported equity appears to exceed a level that is ordinary, necessary, and related to patient care. In such cases, the department may request and the contractor shall provide a monthly equity calculation as established by Medicare rules, regulations, and guidelines. The average ratio among proprietary contractors of current assets to expenses will be computed from the most recent desk reviewed cost reports. The standard deviation of the ratio and the average ratio plus one standard deviation will also be computed. Current assets in excess of the average ratio plus one standard deviation will not be allowed unless the contractor can document that the excess is ordinary, necessary, and related to patient care. No adjustments will be made to reported equity insofar as changes reflect additions to fixed assets which are ordinary, necessary, and related to patient care.

(b) ~~((Good will))~~ Goodwill 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~~), and guidelines, with the modifications described in subsection (1) of this section.

(3) The contractor's net equity will be multiplied by ~~((the Medicare))~~ a 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~~) of twelve percent. 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. The contractor shall be paid at a prospective rate which is the lesser of the amount calculated pursuant to this section or two dollars per patient day.

(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))~~ conformity with Medicare rules (~~and~~), regulations, and guidelines as modified by this section, the contractor's return on equity rate for the rate period during which a return on equity rate calculated on the basis of that cost report was in effect shall be recalculated using the determinations of the field audit, not to exceed a maximum of two dollars per patient day. 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 (4), (5), and (6) of WAC 388-96-222 shall apply))~~ this chapter.

~~((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.)

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-760 UPPER LIMITS TO REIMBURSEMENT RATE. The reimbursement rate shall not exceed the contractor's customary charges to the general public for the services covered by the rate, except that public facilities rendering such services free of charge or at a nominal charge will be reimbursed according to the methods and standards set out in this chapter. The contractor shall immediately inform the department if its reimbursement rate does exceed customary charges for comparable services. If necessary, the rate will be adjusted in accordance with WAC 388-96-769. ~~((Rates will not exceed the limits set out at 42 C.F.R. 447.316.))~~

NEW SECTION

WAC 388-96-773 REVISIONS OF PROSPECTIVE RATES.

(1) Prospective rates are intended as maximum payment rates for contractors for the periods to which they apply. Rate adjustments shall not be granted for cost increases subject to management control or negotiation, cost increases which can reasonably be expected to be met from a contractor's existing or available resources, or for cost increases

attributable to reasons not expressly authorized in this section and in chapter 74.46 RCW.

(2) Adjustments to prospective rates may be granted by the department for the following reasons:

(a) The facility's average debility score for the latest available twelve-month period differs from the score employed in establishing the facility's preceding July 1st rate by ten percent or more;

(b) Changes in staffing levels required by the department; or

(c) Other reasons deemed sufficient by the department which are established and documented by a contractor in the course of an administrative review conducted pursuant to WAC 388-96-901 and 388-96-904.

(3) Adjustments to prospective rates shall be granted by the department for capital additions, improvements, or replacements made as a condition of licensure or certification.

(4) Contractors requesting an adjustment to a prospective rate shall:

(a) Provide a detailed written explanation of the reasons the adjustment is necessary;

(b) A financial analysis which sufficiently demonstrates the increased costs cannot be funded from existing resources available to the contractor; and

(c) An estimate of the rate and adjustment computed according to allowable methods, necessary to fund the increased costs.

(5) Adjustments requested pursuant to subsection (2) of this section shall not be granted unless the department determines the contractor will incur substantial hardship as determined by applicable facts and circumstances, provided that, hardship shall not be deemed to exist by the department unless the increased costs are expected to equal or exceed ten cents per patient day.

(6) Adjustments for economic trends and conditions shall be provided exclusively by means of inflation adjustments pursuant to WAC 388-96-719.

(7) The department shall inform a contractor of the disposition of a rate adjustment request within sixty days after its receipt by the department if the request is adequately documented and meets the conditions set forth in subsection (4) of this section. Unless otherwise specified, a revised rate shall be effective on the first day of the month in which it is issued by the department.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-807 CHARGES TO PATIENTS. (1) The department will notify a contractor of the amount each medical care recipient is required to pay for care provided under the contract and the effective date of such required contribution. It is the contractor's responsibility to collect that portion of the cost of care from the patient, and to account for any authorized reduction from his or her contribution in accordance with procedures established by the department.

(2) If a contractor receives documentation showing a change in the income or resources of a recipient which will mean a change in his or her contribution toward the cost of care, this shall be reported in writing to the CSO within seventy-two hours. If necessary, appropriate corrections shall be made in the next nursing home statement, and a copy of documentation supporting the change shall be attached. If increased funds for a recipient are received by a contractor, the normal amount shall be allowed for clothing, personal and incidental expense, and the balance applied to the cost of care.

(3) The contractor shall accept the reimbursement rate established by the department as full compensation for all services it is obligated to provide under the contract, certification as specified by Title XIX, and licensure under chapter 18.51 RCW. ~~((It))~~ The contractor shall not seek or accept additional compensation from or on behalf of a recipient for any or all such services.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-813 SUSPENSION OF PAYMENT. (1) Payments to a contractor may be withheld by the department in each of the following circumstances:

(a) A required report is not properly completed and filed by the contractor within the appropriate time period, including any approved extensions. Payments will be released as soon as a properly completed report is received.

(b) Auditors or other authorized department personnel in the course of their duties are refused access to a nursing home or are not provided with existing appropriate records. Payments will be released as soon as such access or records are provided.

(c) A refund in connection with (~~an annual~~) a settlement or rate adjustment is not paid by the contractor when due. The amount withheld will be limited to the unpaid amount of the refund.

(d) Payment for the final thirty days of service under a contract will be held pending final settlement when the contract is terminated.

(2) No payment will be withheld until written notification of the suspension is given to the contractor, stating the reason therefor.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-816 **TERMINATION OF PAYMENTS.** All payments to a contractor will end no later than (~~(thirty)~~) sixty days after any of the following occurs:

- (1) A contract expires, is terminated, or is not renewed;
- (2) A facility license is revoked; or
- (3) A facility is decertified as a Title XIX facility.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 388-96-125 **REPORTING FOR AN ABBREVIATED PERIOD.**
- (2) WAC 388-96-201 **DESK REVIEW.**
- (3) WAC 388-96-219 **DISCLOSURE OF AUDIT NARRATIVES AND SUMMARIES.**
- (4) WAC 388-96-222 **SETTLEMENT.**
- (5) WAC 388-96-223 **SHIFTING.**
- (6) WAC 388-96-225 **DATE SETTLEMENT BECOMES FINAL.**
- (7) WAC 388-96-227 **INTEREST ON SETTLEMENTS.**
- (8) WAC 388-96-720 **REDISTRIBUTION POOL.**
- (9) WAC 388-96-772 **REQUESTS FOR REVISION OF A PROSPECTIVE RATE.**

WSR 83-14-056
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1985—Filed July 1, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

I, David A. Hogan, find that an emergency exists and that this 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 the emergency is these rules are necessary to implement chapter 67, Laws of 1983 1st ex. sess., which becomes effective on this date.

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

This rule is promulgated pursuant to RCW 74.09.120 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 1, 1983.

By David A. Hogan, Director
Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-010 **TERMS.** Unless the context clearly requires otherwise, the following terms shall have the meaning set forth in this section when used in this chapter.

(1) "Accounting" - Activities providing information, usually quantitative and often expressed in monetary units, for decision making, planning, evaluating performance, controlling resources and operations, and external financial reporting to investors, creditors, regulatory authorities, and the public.

~~((+))~~ (2) "Accrual method of accounting" - A method of accounting in which revenues are reported in the period when earned, regardless of when collected, and expenses are reported in the period in which incurred, regardless of when paid.

(3) "Administration and management" - Activities employed to maintain, control, and evaluate the efforts and resources of an organization for the accomplishment of the objectives and policies of that organization.

~~((2))~~ (4) "Allowable costs" - See WAC 388-96-501.

~~((3))~~ (5) "Appraisal" - The process of establishing the fair market value or reconstructing the historical cost of an asset acquired in a past period as performed by an individual professionally designated either by the American institute of real estate appraisers as a member, appraisal institute (MAI), or by the society of real estate appraisers as a senior real estate analyst (SREA) or a senior real property appraiser (SRPA). Appraisal includes a systematic, analytic determination, the recording and analyzing of property facts, rights, investments, and values based on a personal inspection and inventory of the property.

~~((4))~~ (6) "Arm's-length transaction" - A transaction resulting from good-faith bargaining between a buyer and seller who are unrelated and have adverse bargaining positions in the market place. Sales or exchanges of nursing home facilities among two or more parties in which all parties subsequently continue to own one or more of the facilities involved in the transactions shall not be considered as arm's-length transactions for purposes of this chapter. Sale of a nursing home facility which is subsequently leased back to the seller within five years of the date of sale shall not be considered as an arm's-length transaction for purposes of this chapter.

~~((5))~~ (7) "Assets" - Economic resources of the contractor, recognized and measured in conformity with generally accepted accounting principles. "Assets" also include certain deferred charges which are not resources but which are recognized and measured in accordance with generally accepted accounting principles.

~~((6))~~ (8) "Bad debts" - Amounts considered to be uncollectable from accounts and notes receivable.

~~((7))~~ (9) "Beds" - Unless otherwise specified, the number of set-up beds in the nursing home, not to exceed the number of licensed beds.

~~((8))~~ (10) "Beneficial owner" – Any person who:

(a) Directly or indirectly, through any contract, arrangement, understanding, relationship, or otherwise has or shares:

(i) Voting power which includes the power to vote, or to direct the voting of such ownership interest; and/or

(ii) Investment power which includes the power to dispose, or to direct the disposition of such ownership interest.

(b) Directly or indirectly, creates or uses a trust, proxy, power of attorney, pooling arrangement, or any other contract, arrangement, or device with the purpose or effect of divesting himself or herself of beneficial ownership of an ownership interest, or preventing the vesting of such beneficial ownership as part of a plan or scheme to evade the reporting requirements of this chapter.

(c) Subject to subsection (4) of this section, has the right to acquire beneficial ownership of such ownership interest within sixty days, including but not limited to any right to acquire:

(i) Through the exercise of any option, warrant, or right;

(ii) Through the conversion of an ownership interest;

~~((iv))~~ (iii) Pursuant to the power to revoke a trust, discretionary account, or similar arrangement; or

~~((v))~~ (iv) Pursuant to the automatic termination of a trust, discretionary account, or similar arrangement;

Except that, any person who acquires an ownership interest or power specified in subsection ~~((3)(a), (b), or (c))~~ (10)(c)(i), (ii), or (iii) of this section with the purpose or effect of changing or influencing the control of the contractor, or in connection with or as a participant in any transaction having such purpose or effect, immediately upon such acquisition shall be deemed to be the beneficial owner of the ownership interest which may be acquired through the exercise or conversion of such ownership interest or power.

(d) Any person who in the ordinary course of business is a pledgee of ownership interest under a written pledge agreement shall not be deemed to be the beneficial owner of such pledged ownership interest until the pledgee has taken all formal steps necessary which are required to declare a default and determines that the power to vote or to direct the vote or to dispose or to direct the disposition of such pledged ownership interest will be exercised: PROVIDED, That

(i) The pledge agreement is bona fide and was not entered into with the purpose nor with the effect of changing or influencing the control of the contractor, nor in connection with any transaction having such purpose or effect, including persons meeting the conditions set forth in subsection ~~((2))~~ (b) of this section; and

(ii) The pledge agreement, prior to default, does not grant to the pledgee:

(A) The power to vote or direct or to direct the vote of the pledged ownership interest; or

(B) The power to dispose or direct the disposition of the pledged ownership interest, other than the grant of such ~~((power(s)))~~ power or powers pursuant to a pledge agreement under which credit is extended and in which the pledgee is a broker or dealer.

~~((9))~~ (11) "Capitalization" – The recording of an expenditure as an asset.

~~((10))~~ (12) "Capitalized lease" – A lease which is required to be recorded as an asset and associated liability in accordance with generally accepted accounting principles.

~~((11))~~ (13) "Cash method of accounting" – A method of accounting in which revenues are recognized only when cash is received, and expenditures for expense and asset items are not recorded until cash is disbursed for those expenditures and assets.

~~((12))~~ (14) "Change of ownership" – A change in the individual or legal organization which is responsible for the daily operation of a nursing home.

(a) Events which change ownership include but are not limited to the following:

(i) The form of legal organization of the contractor is changed (e.g., a sole proprietor forms a partnership or corporation);

(ii) Title to the nursing home enterprise is transferred by the contractor to another party;

(iii) The nursing home enterprise is leased, or an existing lease is terminated;

(iv) Where the contractor is a partnership, any event occurs which dissolves the partnership;

(v) Where the contractor is a corporation, the corporation is dissolved, merges with another corporation which is the survivor, or consolidates with one or more other corporations to form a new corporation.

(b) Ownership does not change when the following, without more, occur:

(i) A party contracts with the contractor to manage the enterprise as the contractor's agent, i.e., subject to the contractor's general approval of daily operating decisions;

(ii) If the contractor is a corporation, some or all of its stock is transferred.

~~((13))~~ (15) "Charity allowances" – Reductions in charges made by the contractor because of the indigence or medical indigence of a patient.

~~((14))~~ (16) "Contract" – A contract between the department and a contractor for the delivery of SNF or ICF services to medical care recipients.

~~((15))~~ (17) "Contractor" – An entity which contracts with the department to deliver care services to medical care recipients in a facility and which entity is responsible for operational decisions.

~~((16))~~ (18) "Courtesy allowances" – Reductions in charges in the form of an allowance to physicians, clergy, and others, for services received from the contractor. Employee fringe benefits are not considered courtesy allowances.

~~((17))~~ (19) "CSO" – The local community services office of the department.

~~((18))~~ (20) "Department" – The department of social and health services (DSHS) and employees.

~~((19))~~ (21) "Depreciation" – The systematic distribution of the cost or other base of tangible assets, less salvage, over the estimated useful life of the assets.

~~((20))~~ (22) "Donated asset" – An asset which the contractor acquired without making any payment for the asset in the form of cash, property, or services. An asset

is not a donated asset if the contractor made even a nominal payment in acquiring the asset. An asset purchased using donated funds is not a donated asset.

((22)) (23) "Entity" – An individual, partnership, corporation, or any other association of individuals capable of entering enforceable contracts.

((22)) (24) "Equity capital" – Total tangible and other assets which are necessary, ordinary, and related to patient care from the most recent provider cost report minus related total long-term debt from the most recent provider cost report plus working capital as defined in this section.

((22)) (25) "Exceptional care recipient" – A medical care recipient determined by the department to require exceptionally heavy care.

((24)) (26) "Facility" – A nursing home licensed in accordance with chapter 18.51 RCW, or that portion of a hospital licensed in accordance with chapter 70.41 RCW which operates as a nursing home.

((25)) (27) "Fair market value" – The price for which an asset would have been purchased on the date of acquisition in an arm's-length transaction between a well-informed buyer and seller, neither being under any compulsion to buy or sell.

(28) "Financial statements" – Statements prepared and presented in conformity with generally accepted accounting principles and the provisions of chapter 74.46 RCW and this chapter including, but not limited to, balance sheet, statement of operations, statement of changes in financial position, and related notes.

((26)) (29) "Fiscal year" – The operating or business year of a contractor. All contractors report on the basis of a twelve-month fiscal year, but provision is made in this chapter for reports covering abbreviated fiscal periods.

((27)) (30) "Generally accepted accounting principles" – Accounting principles approved by the financial accounting standards board (FASB).

(31) "Generally accepted auditing standards" – Auditing standards approved by the American institute of certified public accountants (AICPA).

((28)) (32) "Goodwill" – The excess of the price paid for a business over the fair market value of all other identifiable, tangible, and intangible assets acquired. Also, the excess of the price paid for an asset over the fair market value of the asset.

((29)) (33) "Historical cost" – The actual cost incurred in acquiring and preparing an asset for use, including feasibility studies, architects' fees, and engineering studies.

((30)) (34) "ICF" – When referring to a nursing home, an intermediate care facility. When referring to a level of care, intermediate care. When referring to a patient, a patient requiring intermediate care.

((31)) (35) "Imprest fund" – A fund which is regularly replenished in exactly the amount expended from it.

((32)) (36) "Interest" – The cost incurred for the use of borrowed funds, generally paid at fixed intervals by the user.

((33)) (37) "Intermediate care facility" – A licensed facility certified to deliver intermediate care services to medical care recipients.

((34)) (38) "Joint facility costs" – Any costs representing expenses incurred which benefit more than one facility, or one facility and any other entity.

((35)) (39) "Levels of care" – The classification of types of services provided to patients by a contractor, e.g., skilled nursing care or intermediate care.

((36)) (40) "Medical care program" – Medical assistance provided under RCW 74.09.500 or authorized state medical care services.

((37)) (41) "Medical care recipient" – An individual determined eligible by the department for the services provided in chapter 74.09 RCW.

((38)) (42) "Multiservice facility" – A facility at which two or more types of health or related care are delivered, e.g., a hospital and SNF and/or ICF, or a boarding home and SNF and/or ICF. A combined SNF/ICF or ICF/IMR is not considered a multiservice facility.

((39)) (43) "Nonallowable costs" – Same as "unallowable costs."

((40)) (44) "Nonrestricted funds" – Funds which are not restricted to a specific use by the donor, e.g., general operating funds.

((41)) (45) "Nursing home" – A home, place, or institution, licensed in accordance with chapter 18.51 RCW, in which skilled nursing and/or intermediate care services are delivered.

((42)) (46) "Operating lease" – A lease under which rental or lease expenses are included in current expenses in accordance with generally accepted accounting principles.

((43)) (47) "Owner" – A sole proprietor, general or limited partner, or beneficial interest holder of five percent or more of a corporation's outstanding stock.

((44)) (48) "Ownership interest" – All interests beneficially owned by a person, calculated in the aggregate, regardless of the form which such beneficial ownership takes.

((45)) (49) "Patient day" – A calendar day of patient care. In computing calendar days of care, the day of admission is always counted. The day of discharge is counted only when the patient was admitted on the same day. A patient is admitted for purposes of this definition when he or she is assigned a bed and a patient medical record is opened.

((46)) (50) "Per diem (per patient day) costs" – Total allowable costs for a fiscal period divided by total patient days for the same period.

((47)) (51) "Prospective daily payment rate" – The rate assigned by the department to a contractor for providing service to medical care recipients. The rate is used to compute the maximum participation of the department in the contractor's costs.

((48)) (52) "Recipient" – A medical care recipient.

(53) "Records" – Those data supporting all financial statements and cost reports including, but not limited to, all general and subsidiary ledgers, books of original entry, and transaction documentation, however such data are maintained.

~~((49))~~ (54) "Regression analysis" – A statistical technique through which one can analyze the relationship between a dependent or criterion variable and a set of independent or predictor variables.

~~((50))~~ (55) "Related care" – Includes the director of nursing services, activities and social services programs, medical and medical records specialists, and consultation provided by medical directors, pharmacists, occupational, physical, speech, and other therapists, and mental health professionals as defined in law and regulation.

~~((51))~~ (56) "Related organization" – An entity which, to a significant extent, is under common ownership and/or control with, or has control of or is controlled by, the contractor. An entity is deemed to "control" another entity if the entity has a five percent or greater ownership interest in the other, or if the entity has capacity, derived from any financial or other relationship, and whether or not exercised, to influence directly or indirectly the activities of the other.

~~((52))~~ (57) "Relative" – Spouse, natural parent, child, or sibling; adopted child or adoptive parent; ~~((step-parent))~~ stepparent, ~~((step-child))~~ stepchild, ~~((step-brother))~~ stepbrother, ~~((step-sister))~~ stepsister, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, grandparent or grandchild; uncle, aunt, nephew, niece, or cousin.

~~((53))~~ (58) "Restricted fund" – A fund for which the use of the principal and/or income ~~((of which))~~ is restricted by agreement with or direction by the donor to a specific purpose, in contrast to a fund over which the contractor has complete control. These generally fall into three categories:

(a) Funds restricted by the donor to specific operating purposes;

(b) Funds restricted by the donor for additions to property, plant, and equipment; and

(c) Endowment funds.

~~((54))~~ (59) "Secretary" – The secretary of the department of social and health services (DSHS).

~~((55))~~ (60) "Skilled nursing facility" – A licensed facility certified to deliver skilled nursing care services to medical care recipients.

~~((56))~~ (61) "SNF" – When referring to a facility, a skilled nursing facility. When referring to a level of care, skilled nursing care. When referring to a patient, a patient requiring skilled nursing care.

~~((57))~~ (62) "Start-up costs" – The one-time pre-opening costs incurred from the time preparation begins on a newly constructed or purchased building until the first patient is admitted. Start-up costs include administrative and nursing salaries, utility costs, taxes, insurance, repairs and maintenance, training costs, etc. Start-up costs do not include expenditures for capital assets.

~~((58))~~ (63) "Title XIX" – The 1965 amendments to the Social Security Act, P.L. 89-07, as amended.

~~((59))~~ (64) "Unallowable costs" – Costs which do not meet every test of an allowable cost.

~~((60))~~ (65) "Uniform chart of accounts" – A list of account titles identified by code numbers established by the department for contractors to use in reporting costs.

~~((61))~~ (66) "Vendor number" – A number assigned to each contractor delivering care services to medical care recipients.

~~((62))~~ (67) "Working capital" – Total current assets which are necessary, ordinary, and related to patient care from the most recent cost report minus total current liabilities which are necessary, ordinary, and related to patient care from the most recent cost report.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-020 PROSPECTIVE COST-RELATED REIMBURSEMENT. The prospective cost-related reimbursement system is the system used by the department to pay for skilled nursing facility services and intermediate care facility services provided to medical care recipients. Reimbursement rates for such services ~~((covering periods beginning on and after January 1, 1978,))~~ will be determined in accordance with the principles, methods and standards contained in this chapter and chapter 74.46 RCW.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-023 CONDITIONS OF PARTICIPATION. In order to participate in the prospective cost-related reimbursement system, the person or legal organization responsible for operation of a nursing home or multiservice facility shall:

(1) Obtain a state certificate of need ~~((and/or federal capital expenditure review (Section 1122)))~~ approval pursuant to chapter 70.38 RCW ~~((and Part 100, Title 42 C.F.R.))~~ where required ~~((A certificate of need is required before commencement of a nursing home "construction" project (including acquisition) costing in excess of one hundred thousand dollars. Section 1122 approval is required for nursing home capital expenditures which (a) cost in excess of one hundred thousand dollars, (b) add or delete licensed beds, or (c) add or delete clinically related services));~~

(2) Hold the appropriate current license (e.g., nursing home license, hospital license);

(3) Hold current Title XIX certification to provide SNF and/or ICF services;

(4) Hold a current contract to provide SNF ~~((;))~~ and/or ICF ~~((and/or IMR))~~ services; and

(5) Comply with all provisions of the contract, chapter 74.46 RCW, and all applicable regulations, including but not limited to the provisions of this chapter and of chapter 388-88 WAC.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-026 PROJECTED BUDGET FOR NEW CONTRACTORS. (1) Each new contractor shall submit a projected budget to the department at least sixty days before its contract will become effective. For purposes of this section, a "new contractor" is one which:

(a) Operates a new facility;

(b) Acquires or assumes responsibility for operating an existing facility;

(c) Enters the cost-related reimbursement system after providing service at the nursing home in the past, but either not under the program or receiving flat or class-rate reimbursement; or

(d) Obtains a certificate of need (~~(or section 1122)~~) approval due to an addition to or renovation of a facility.

(2) The projected budget shall cover the twelve months immediately following the date the contractor will enter the program. It shall be prepared on forms and in accordance with instructions provided by the department and shall include all earnest money, purchase and lease agreements involved in the transaction.

(3) A new contractor shall submit, at least sixty days before the effective date of the contract, a statement disclosing the identity of individuals or organizations who have a beneficial ownership interest in the current operating entity or in the land, building, or equipment of the facility and the identity of individuals or organizations who have a beneficial ownership interest in the purchasing or leasing entity.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-029 CHANGE OF OWNERSHIP.

(1) On the effective date of a change of ownership, as that term is defined in WAC 388-96-010, the department's contract with the old owner shall be terminated. The old owner shall give the department thirty days' written notice of such termination in accordance with the terms of the contract. When certificate of need (~~(and/or section 1122)~~) approval is required for the new owner to acquire the facility, and the new owner wishes to continue to provide service to recipients without interruption, certificate of need (~~(and/or section 1122)~~) approval shall be obtained before the old owner submits a notice of termination.

(2) If the new owner desires to participate in the cost-related reimbursement system, it shall meet the conditions specified in WAC 388-96-023, and shall submit a projected budget in accordance with WAC 388-96-026 no later than sixty days before the date of the change of ownership. The nursing home contract with the new owner shall be effective as of the date of the change of ownership.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-032 TERMINATION OF CONTRACT. (1) When a contract is terminated for any reason, the old contractor shall submit final reports in accordance with WAC (~~388-96-125~~) 388-96-104. Payment for care provided during the final thirty days of service under a contract will be held until the contractor has filed a properly completed final annual report, an audit has been completed by the department, and final settlement has been determined, such settlement to be issued within ninety days following completion of the audit process.

(2) Following final settlement, a payment withheld pursuant to subsection (1) of this section will be sent to the contractor, after any overpayment determined in connection with final settlement has been deducted. If the contractor contests the settlement determination in accordance with WAC 388-96-904, the department will hold the amount in dispute pending completion of the appeal process, but will release the balance of such payment to the contractor.

(3) The department will release a payment which would be withheld pursuant to subsection (1) of this section, provided a bond issued by a reputable bonding company and acceptable to the department is filed by the contractor. The bond shall:

(a) Be in an amount equal to the released payment;

(b) Be for a term sufficient to ensure effectiveness after final settlement and the exhaustion of administrative and judicial remedies;

(c) Provide that the full amount of the bond shall be paid to the department if a properly completed final annual report is not filed in accordance with this chapter, or if financial records supporting this report are not preserved and made available to the department's auditors; and

(d) Provide that an amount equal to any recovery the department determines is due from the contractor at settlement, but not exceeding the amount of the bond, shall be paid to the department in the event the contractor does not pay the refund within sixty days following receipt of written demand or the conclusion of administrative or judicial proceedings to contest settlement issues.

(4) If a contract is terminated solely in order for the same owner to contract with the department to deliver SNF or ICF services to a different class of medical care recipients at the same nursing home, the contractor is not required to submit final reports, and payment for the final thirty days will not be withheld.

(5) When a contract is terminated, any accumulated liabilities which are assumed by a new owner shall be reversed against the appropriate accounts by the contractor.

AMENDATORY SECTION (Amending Order 1370, filed 2/21/79)

WAC 388-96-101 REPORTS. (~~((1) In order for a contractor to receive payments under the cost-related reimbursement system for providing care to medical care recipients, an annual report based on the contractor's fiscal year, and four quarterly reports based on the calendar year, shall be submitted to the department.~~

~~(2)) Each contractor shall submit ((an annual report covering the period from the beginning of its fiscal year in 1977 through December 31, 1977. For contractors with fiscal year ends other than December 31, this report will replace an annual report, in accordance with a revised schedule and instructions issued by the department.~~

~~(3) By December 31, 1979, each contractor's fiscal year for federal tax and cost reporting purposes shall coincide with the calendar year)) to the department an~~

annual cost report and financial statements for the period from January 1st through December 31st of the preceding year. Except as otherwise specified in this chapter, the terms "annual cost report," "cost report," and "annual report" shall be understood to include all financial statements, reports, and schedules required by the department.

AMENDATORY SECTION (Amending Order 1370, filed 2/21/79)

WAC 388-96-104 DUE DATES FOR REPORTS. (1) ~~((Quarterly)) Annual cost reports for a calendar year shall be submitted ((within thirty days after the end of each calendar quarter)) by March 31st of the following year.~~

~~(2) ((Annual reports covering the complete fiscal year shall be submitted within ninety days after the end of the fiscal year)) If a contract is terminated for any reason, the old contractor shall submit a final cost report and financial statements, reports, and schedules within one hundred twenty days after the effective date of termination for the period January 1st of the year of termination through the effective date of termination.~~

~~(3) A new contractor shall submit, by March 31st of the following year, a cost report and financial statements, reports, and schedules for the period from the effective date of the contract through December 31st of the year the contract was made effective.~~

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-107 REQUESTS FOR EXTENSIONS. (1) ~~The department may grant ((a thirty day)) two extensions of ((time for filing a required report if)) up to thirty days each upon receipt of a written request ((setting forth the reasons an extension is necessary is received prior to the expiration of the relevant time period)) at least ten days prior to the due date of the report. Requests must be addressed to the director, bureau of nursing home affairs, and must state the circumstances prohibiting compliance with the report due date.~~

~~(2) Extensions will be granted only if the circumstances stated clearly indicate the due date cannot be met and the following conditions are present:~~

~~(a) The circumstances were not foreseeable by the provider,~~

~~(b) The circumstances were not avoidable by advance planning,~~

~~(c) The circumstances are not likely to recur in the future, and~~

~~(d) The circumstances have not occurred in the past.~~

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-108 FAILURE TO SUBMIT FINAL REPORTS. (1) If a contract is terminated, the old contractor shall submit a final report as required by WAC 388-96-032(1) and ~~((388-96-125(3))) 388-96-104(2)~~. Such final reports must be received by the department within ~~((ninety)) one hundred twenty days after the contract is terminated or prior to the expiration~~

of any department-approved extension granted pursuant to WAC 388-96-107. If a final report is not submitted, all payments made to the contractor relating to the period for which a report has not been received shall be returned to the department within thirty days after receiving written demand from the department.

(2) Effective thirty days after written demand for payment is received by the contractor, interest will begin to accrue payable to the department on any unpaid balance at the rate of one percent per month.

AMENDATORY SECTION (Amending Order 1791, filed 4/14/82)

WAC 388-96-110 IMPROPERLY COMPLETED OR LATE REPORTS. (1) For 1981 and subsequent annual cost reporting periods, an annual report, including the proposed settlement computed by cost center pursuant to ~~((WAC 388-96-222)) regulation~~, must be completed in accordance with applicable statutes, departmental regulations and instructions. An annual cost report deficient in any of these respects may be returned in whole or in part to the contractor for proper completion. Annual reports must be submitted by the due date determined in accordance with WAC 388-96-104.

~~(2) ((For purposes of establishing rates effective July 1, 1982, if a contractor has not corrected errors in an annual cost report, including the proposed settlement, according to subsection (1) of this section by May 15, 1982, such report shall be excluded from computation of the redistribution pool established pursuant to RCW 74.09.610(2)(b)(i) and the contractor shall be subject to the provisions of subsection (3) of this section.~~

~~(3)) If a cost report or financial statement, report, or schedule is not properly completed or is not received by the department on or before the due date of the report, including any approved extensions, all or a part of any payments due under the contract may be held by the department until the improperly completed or delinquent report or financial statement, report, or schedule is properly completed and received by the department.~~

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-113 COMPLETING REPORTS AND MAINTAINING RECORDS. (1) All reports shall be legible, reproducible, and shall be submitted in original. All entries must be typed or completed in black or dark blue ink.

(2) Reports shall be completed in accordance with instructions provided by the department. If no specific instruction covers a situation, generally accepted accounting principles shall be followed.

(3) The accrual method of accounting shall be used ~~((; except that for governmental institutions operated on a cash method of accounting, data based on this method of accounting will be acceptable))~~. All revenue and expense accruals shall be reversed against the appropriate accounts if not received or paid within one hundred twenty days after the accrual is made, unless special circumstances are documented justifying continuing to carry all or part of the accrual (e.g., contested billings). Accruals

for vacation, holiday, sick pay, and taxes may be carried for longer periods, provided the contractor's usual policy ((is)) and generally accepted accounting principles are followed.

(4) Methods of allocating costs shall be consistently applied. Written approval must be obtained from the department if a contractor wishes to change an allocation method. Contractors operating multiservice facilities or facilities incurring joint facility costs shall allocate costs using the methods approved by the department under WAC 388-96-534.

(5) The contractor's records relating to a nursing home shall be maintained so reported data can be audited for compliance with generally accepted accounting principles and the department's reimbursement principles and reporting instructions. If a contractor maintains records utilizing a chart of accounts other than that established by the department, the contractor shall provide to the department a written schedule which specifies the way in which the contractor's individual account numbers correspond to the department's chart of accounts. Records shall be available for review by authorized personnel of the department and of the United States Department of Health and Human Services during normal business hours at a location in the state of Washington specified by the contractor.

(6) If a contractor fails to maintain records adequate for audit purposes as provided in subsection (5) of this section or fails to allow inspection of such records by authorized personnel as provided in subsection (5) of this section, the department may suspend all or part of subsequent reimbursement payments due under the contract until compliance is forthcoming. Upon compliance, the department shall resume current contract payments and shall release payments suspended pursuant to subsection (6) of this section.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-128 REQUIREMENTS FOR RETENTION OF RECORDS BY THE CONTRACTOR. All financial and statistical data supporting the required reports shall be retained for a period of ((three)) four years subsequent to filing at a location in the state of Washington specified by the contractor. If at the end of ((three)) four years there are unresolved audit questions, the records shall be retained until these questions are resolved. All such data shall be made available upon demand to authorized representatives of the department and of the United States Department of Health ((,- education)) and ((welfare)) Human Services. When a contract is terminated, final settlement will not be made and all payments due will be withheld until accessibility to and preservation of the records within the state of Washington are assured.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-131 REQUIREMENT FOR RETENTION OF REPORTS BY THE DEPARTMENT.

The department will retain each required report for a period of ((three)) four years following the date the report was submitted. If at the end of ((three)) four years there are unresolved audit questions, the report will be retained until such questions are resolved.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-134 DISCLOSURE OF NURSING HOME REPORTS. ((All required financial and statistical)) (1) Cost reports ((submitted by nursing homes to the department)) and final audit reports will be made available for public disclosure. Financial statements, schedules summarizing adjustments to cost reports, reports or reviews of internal control and accounting procedures, and letters containing comments or recommendations relating to suggested improvements in internal control or accounting procedures shall be exempt from public disclosure.

(2) Whether or not subject to public disclosure all documents shall be provided by the secretary, upon written request, to the legislature and to state agencies or state and local law enforcement officials who have an official interest in the requested documents.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-204 FIELD AUDITS. (1) All cost reports for calendar year 1982 shall be field audited by the department.

(2) ((Each annual)) Cost reports ((with)) for years subsequent to 1982 may be field audited by auditors employed by or under contract with the department.

(3) Beginning with cost reports for calendar year 1983, facilities selected for audit shall be notified within one hundred twenty days after submission of a complete and correct cost report of the department's intent to audit.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-207 PREPARATION FOR AUDIT BY THE CONTRACTOR. (1) The department will ((normally)) notify the contractor at least ((two weeks)) ten working days in advance of a field audit.

(2) The contractor shall provide the auditors with access to the nursing home and to all financial and statistical records and work papers which relate to patient trust funds and which support the data in the cost report, financial statements, reports, and schedules. Such records shall be made available at a location in the state of Washington specified by the contractor.

(3) The contractor shall reconcile reported data with applicable federal income and payroll tax returns and with the financial statement as of the end of the period covered by the report. Such reconciliation shall be in suitable form for verification by the auditors.

(4) The contractor shall designate and make available one or more individuals familiar with the internal operations of a facility being audited in order to respond to

questions and requests for information and documentation from auditors. If the individual or individuals designated cannot answer all questions and respond to all requests, an alternate individual with sufficient knowledge and access to records and information must be provided by the contractor.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-210 SCOPE OF FIELD AUDITS.

(1) Auditors will review the contractor's record-keeping and accounting practices and, where appropriate, make written recommendations for improvements.

(2) The audit will result in a schedule summarizing adjustments to the contractor's cost report whether such adjustments eliminate costs reported or include costs not reported. These adjustments shall include an explanation for the adjustment, the general ledger account or account group, and the dollar amount. Auditors will examine the contractor's financial and statistical records to verify that:

(a) Supporting records are in agreement with reported data;

(b) Only those assets, liabilities, and revenue and expense items the department has specified as allowable (~~costs~~) have been included by the contractor in computing the costs of services provided under its contract;

(c) Allowable costs have been accurately determined and are necessary, ordinary, and related to patient care, (~~and~~)

(d) Related organizations and beneficial ownerships or interests have been correctly disclosed;

(e) Recipient trust funds have been properly maintained(-); and

(f) The contractor is otherwise in compliance with provisions of this chapter and chapter 74.46 RCW.

(3) Auditors will prepare draft audit narratives and summaries and provide them to the contractor before final narratives and summaries are prepared.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-213 INADEQUATE DOCUMENTATION. The auditors will disallow any assets, liabilities, revenues or expenses reported as allowable (~~costs~~) which are not supported by adequate documentation in the contractor's financial records. Documentation must show both that (~~the~~) costs reported were incurred and (~~that they~~) were related to patient care, and that assets reported were used in the provision of patient care.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-216 DEADLINE FOR COMPLETION OF AUDITS. (1) Provided that auditors are given prompt and timely access to the nursing home and to all financial and statistical records necessary to audit the report, field audits will be completed within one year after a properly completed annual cost report is received by the department(~~(, provided field auditors are given timely access to the nursing home and to all financial~~

~~and statistical records necessary to audit the report)) or, beginning with audits of 1983 cost reports, within one year after a nursing home is notified it has been selected for audit.~~

(2) The department will give priority to field audits of final annual reports and whenever possible will begin such field audits within (~~sixty~~) ninety days after a properly completed final annual report is received.

NEW SECTION

WAC 388-96-220 PRINCIPLES OF SETTLEMENT. (1) For each cost center, a settlement shall be calculated at the lower of prospective reimbursement rate or audited allowable costs, except as otherwise provided in this chapter.

(2) Each contractor shall complete a proposed preliminary settlement by cost center as part of the annual cost report and submit it by the due date of the annual cost report. After review of the proposed preliminary settlement, the department shall issue by cost center a preliminary settlement report to the contractor.

(3) If a field audit is conducted, the audit findings shall be evaluated by the department after completion of the audit and a final settlement by cost center, including any allowable shifting or cost savings, shall be issued which takes account of such findings and evaluations.

(4) Pursuant to preliminary or final settlement and the procedures set forth in this chapter, the contractor shall refund overpayments to the department and the department shall pay underpayments to the contractor.

NEW SECTION

WAC 388-96-221 PRELIMINARY SETTLEMENT. (1) The proposed preliminary settlement submitted by a contractor pursuant to WAC 388-96-220(2) shall compare the prospective rates at which the contractor was paid during the report period, weighted by the number of patient days reported for the period each rate was in effect, to the contractor's allowable costs for the period each rate was in effect. Allowable costs shall take into account all authorized shifting, cost savings, and upper limits to rates on a cost center basis.

(2) Within one hundred twenty days after a proposed preliminary settlement is received, the department shall review it for accuracy and either accept or reject the proposal of the contractor. If accepted, the proposed preliminary settlement shall become the preliminary settlement report. If rejected, the department shall issue a preliminary settlement report by cost center which shall fully substantiate disallowed costs, refunds, or underpayments due and adjustments to the proposed preliminary settlement.

(3) A contractor shall have thirty days after receipt of a preliminary settlement report to contest such report pursuant to WAC 388-96-901 and 388-96-904. Upon expiration of the thirty-day period, a preliminary settlement report shall not be subject to review.

NEW SECTION

WAC 388-96-224 FINAL SETTLEMENT. (1) If an audit is conducted, the department shall issue a final

settlement report to the contractor after completion of the audit process, including exhaustion or mutual termination of reviews and appeals of audit findings or determinations. The final settlement shall be by cost center and shall fully substantiate disallowed costs, refunds, underpayments, or adjustments to the cost report and financial statements, reports, and schedules submitted by the contractor. The final settlement report shall compare the prospective rate at which the contractor was paid during the report period, weighted by the number of patient days reported for the period each rate was in effect as verified by audit, to the contractor's audited allowable costs for the period each rate was in effect. Audited allowable costs shall take into account all authorized shifting, cost savings, and upper limits to rates on a cost center basis. If the contractor is pursuing an administrative or judicial review or appeal in good faith regarding audit findings or determinations, the department may issue a partial final settlement report in order to recover overpayments based on audit findings or determinations not in dispute on review or appeal.

(2) A contractor shall have thirty days after receipt of a final settlement report to contest such report pursuant to WAC 388-96-901 and 388-96-904. Upon expiration of the thirty-day period, a final settlement report shall not be subject to review.

(3) If no audit is conducted by the department, the preliminary settlement report shall become the final settlement report.

(4) A final settlement will be reopened by the department if necessary to make adjustments based upon findings resulting from an audit performed pursuant to section 5(4), chapter 67, Laws of 1983 1st ex. sess.

NEW SECTION

WAC 388-96-226 **SHIFTING PROVISIONS.** In computing a preliminary or final settlement, savings (overpayment) in a cost center may be shifted to cover a deficit (underpayment) in another cost center up to the amount of the savings, provided that:

(1) Not more than twenty percent of the rate in a cost center may be shifted into that cost center; and

(2) No shifting may be made into the property cost center.

NEW SECTION

WAC 388-96-228 **COST SAVINGS.** (1) In the patient care and food cost areas and in the administration and operations and property cost areas prior to July 1, 1983, the contractor shall refund all payments received for recipients in excess of allowable costs for those recipients in those cost centers, taking into account any authorized shifting.

(2) Beginning July 1, 1983, in the administration and operations and property cost areas, contractors shall be permitted to retain a portion of payments received for recipients in excess of allowable costs for those recipients according to the following procedures:

(a) The department shall issue by December 31st of each cost report year the fiftieth percentile of the total

rates for property and administration and operations cost areas.

(b) Contractors with a total combined rate for these two cost areas at or below the fiftieth percentile shall be permitted to retain seventy-five percent of any per patient day savings in that cost area multiplied by the number of actual medical recipient days of service provided by the contractor during the period.

(c) Contractors with rates above the fiftieth percentile shall be permitted to retain fifty percent of any per patient day savings in that cost area multiplied by the number of actual medical recipient days of service provided by the contractor during the period.

(3) Cost savings attributable to any industrial insurance dividend or premium discount under RCW 51.16-.035 shall be refunded to the department in proportion to the ratio of medical recipients to other patients at the facility.

(4) For the 1983 cost reporting period, cost savings shall be computed but allowable savings shall be prorated by the proportion of Medicaid patient days reported for July 1st through December 31st to the total number of Medicaid patient days reported for the year.

NEW SECTION

WAC 388-96-229 **PROCEDURES FOR OVERPAYMENTS AND UNDERPAYMENTS.** (1) The department shall make payment of underpayments determined by preliminary or final settlement within thirty days after the preliminary or final settlement report is submitted to the contractor.

(2) A contractor found to have received overpayments or payments in error as determined by preliminary or final settlement shall refund such payments to the department within thirty days after receipt of the preliminary or final settlement report as applicable.

(3) If a contractor fails to comply with subsection (2) of this section, the department shall:

(a) Deduct from current monthly amounts due the contractor the refund due the department and interest on the unpaid balance at the rate of one percent per month; or

(b) If the contract has been terminated:

(i) Deduct from any amounts due the contractor the refund due the department and interest on the unpaid balance at the rate of one percent per month; or

(ii) Pursue, as authorized by law and regulation, recovery of the refund due and interest on the unpaid balance at the rate of one percent per month.

(4) If a facility is pursuing timely filed administrative or judicial remedies in good faith regarding a proposed preliminary settlement report which was rejected or a final settlement report, the contractor need not refund nor shall the department withhold from current amounts due the facility any refund or interest the department claims to be due from the facility, provided the refund is specifically disputed by the contractor on review or appeal. Portions of refunds due the department which are not specifically disputed by the contractor on review or appeal are subject to recovery and assessment of interest as provided in subsection (3) of this section. If the administrative or judicial remedy sought by the facility is

not granted or is granted only in part after exhaustion or mutual termination of all appeals, the facility shall refund all amounts due the department within sixty days after the date of decision or termination plus interest as payable on judgments from the date the review was requested pursuant to WAC 388-96-901 and 388-96-904 to the date the repayment is made.

NEW SECTION

WAC 388-96-310 INTEREST ON OTHER EXCESS PAYMENTS. (1) Any contractor obtaining benefits or payments under the medical assistance program to which such contractor is not entitled or in an amount to which such contractor is not entitled, shall be liable for such benefits or payments received and for interest on the amount of benefits or payments from the date of receipt until repayment is made to the department at the rate of one percent per month, unless the contractor establishes the overpayment was the result of errors made by the department.

(2) Interest charged by the department or interest expense incurred by the contractor, from whatever source, in making refund to the department shall not be reimbursable by the department as an allowable cost. The contractor may, by payment of a disputed settlement in whole or in part, stop accrual of interest on the amount paid. Such payment will be without prejudice to obtain review of a settlement determination.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-369 THE PROVIDER SHALL MAINTAIN A SUBSIDIARY LEDGER WITH AN ACCOUNT FOR EACH RECIPIENT FOR WHOM THE PROVIDER HOLDS MONEY IN TRUST. (1) Each account and related supporting information shall:

- (a) Be maintained at the facility,
- (b) Be kept current,
- (c) Be balanced each month, and
- (d) Show in detail, with supporting verification, all moneys received on behalf of the individual patient and the disposition of all moneys so received.

(2) Each account shall be available for audit and inspection by a department representative and be maintained for a minimum of ~~((three))~~ four years. The provider further agrees to notify the community services office of the department when:

- (a) The account of any individual certified on or before December 31, 1973, whose award letter indicates a limit of \$200.00 cash, reaches the sum of \$175.00.

The community services office will re-evaluate the status of each recipient certified under the eligibility criteria prior to January 1, 1974, who has an award letter specifying a \$200.00 cash limit.

- (b) The account of any individual certified on or after January 1, 1974, whose award letter indicates a limit of \$1,500.00 reaches the sum of \$1,450.00.

(c) For both groups, the accumulation toward the limit, after admission to the facility, is permitted only from savings from the clothing and personal incidentals

allowance and other income which the department specifically designates as exempt income from time to time.

(d) No patient account may be overdrawn (show a debit balance). If a patient wants to spend an amount greater than in such patient's trust account, the home may provide money from its own funds and collect the debt by installments from that portion of the patient's allowance remaining at the end of each month. No interest may be charged to patients for such loans.

(3) In order to ensure that patient trust accounts are not charged for services provided under the Title XIX program, any charge for medical services otherwise properly made to a patient's trust account must be supported by a written denial from the department.

(a) A request for additional equipment such as a walker, wheelchair, or crutches must have a written denial from the department of social and health services before a patient trust account can be charged.

(b) Except as otherwise provided as follows, a request for physical therapy, restorative therapy, drugs, or other medical services must have a written denial from the local CSO before a patient trust account can be charged.

(c) A written denial from the local CSO is not required when the pharmacist verifies that a drug is not covered by the program (e.g., items on the FDA list of ineffective or possible effective drugs, nonformulary over-the-counter (OTC) medications such as vitamins, laxatives, nose drops, etc.). The pharmacist's notation to this effect is sufficient.

AMENDATORY SECTION (Amending Order 1114, filed 4/21/76)

WAC 388-96-372 THE PROVIDER MAY MAINTAIN A PETTY CASH FUND ORIGINATING FROM TRUST MONEYS OF AN AMOUNT REASONABLE AND NECESSARY FOR THE SIZE OF THE FACILITY AND THE NEEDS OF THE PATIENTS, NOT TO EXCEED \$500.00. (1) This petty cash fund shall be an imprest fund. All moneys over and above the trust fund petty cash amount shall be deposited intact in a trust fund checking account, separate and apart from any other bank ~~((account(s)))~~ account or accounts of the facility or other facilities.

(2) Cash deposits of recipient allowances must be made intact to the trust account within one week from the time that payment is received from the department, Social Security Administration, or other payor.

(3) Any related bankbooks, bank statements, checkbook, check register, and all voided and cancelled checks, shall be made available for audit and inspection by a department representative, and shall be maintained by the home for not less than ~~((three))~~ four years.

(4) No service charges for such checking account shall be paid by recipient trust moneys.

(5) The trust account per bank shall be reconciled monthly to the trust account per patient ledgers.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-521 START-UP COSTS. Necessary and ordinary start-up costs, as defined in WAC 388-96-

010, will be allowable in the administration and operations cost area if they are amortized over not less than sixty consecutive months beginning with the month in which the first patient is admitted for care.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-523 ORGANIZATION COSTS. (1) Necessary and ordinary costs which are directly incident to the creation of a corporation or other form of business of the contractor and that are incurred prior to the admission of the first patient, will be allowable in the administration and operations cost area if they are amortized over not less than sixty consecutive months beginning with the month in which the first patient is admitted for care.

(2) Allowable organization costs include but are not limited to legal fees incurred in establishing the corporation or other organization and fees paid to states for incorporation. They do not include costs relating to the issuance and sale of shares of capital stock or other securities.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-529 TOTAL COMPENSATION—OWNERS, RELATIVES, AND CERTAIN ADMINISTRATIVE PERSONNEL. For purposes of the tests in WAC 388-96-531 (~~and~~), 388-96-533, and 388-96-535, total compensation (~~includes~~) shall be as provided in the employment contract, including benefits, whether such contract is written, verbal, or inferred from the acts of the parties. In the absence of a contract, total compensation shall include gross salary or wages and (~~fringe~~) benefits (e.g., health insurance) made available to all employees, but (~~excludes~~) excluding payroll taxes paid by the contractor.

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 1613, filed 2/25/81)

WAC 388-96-531 OWNER OR RELATIVE—COMPENSATION. (1) Total compensation of an owner or relative of an owner shall be limited to ordinary compensation for necessary services actually performed.

(a) Compensation is ordinary if it is the amount usually paid for comparable services in a comparable facility to an unrelated employee, and does not exceed limits set out in this chapter.

(b) A service is necessary if it is related to patient care and would have had to be performed by another person if the owner or relative had not done it.

(2) The contractor, in maintaining customary time records adequate for audit, shall include such records for owners and relatives who receive compensation. Such records shall document compensated time was spent in provision of necessary services actually performed.

(3) For purposes of this section, if the contractor with the department is a corporation, "owner" includes all corporate officers and directors.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-533 MAXIMUM ALLOWABLE COMPENSATION OF CERTAIN ADMINISTRATIVE PERSONNEL. (1) Compensation for administrative personnel shall be an allowable cost, subject to the limits contained in this section.

(2) Total compensation of the licensed administrator for services actually rendered to a nursing home on a full-time basis (at least forty hours per week, including reasonable vacation, holiday, and sick time) will be allowable at the lower of:

- (a) Actual compensation received, or
- (b) The amount in the table in subsection (5) of this section corresponding to the number of beds in the nursing home.

Compensation of the licensed administrator will only be allowable if the department is given written notice of his or her employment within ten days after the employment begins.

(3) Total compensation of not more than one full-time licensed assistant administrator will be allowable if there are at least eighty beds in the nursing home, at the lower of:

- (a) Actual compensation received, or
- (b) Seventy-five percent of the appropriate amount in the table in subsection (5) of this section.

(4) Total compensation of not more than one full-time registered administrator-in-training will be allowable at the lower of:

- (a) Actual compensation received, or
- (b) Sixty percent of the appropriate amount in the table in subsection (5) of this section.

(5)

TABLE

Maximum Allowable Total Compensation for Licensed Administrators—Calendar Year (~~1981~~) 1982

BED SIZE

| | |
|------------|--------------------------------|
| 1 - 79 | \$(27,200) 29,716 |
| 80 - 159 | \$(30,100) 32,884 |
| 160 and up | \$(32,000) 34,960 |

(6) A table to be promulgated by the department will apply for subsequent calendar years.

(7) If the licensed administrator, licensed assistant administrator, or registered administrator-in-training regularly work fewer than forty hours per week, allowable compensation shall be the lower of:

- (a) Actual compensation received, or
- (b) The appropriate amount in the table in subsection (5) of this section multiplied by the percentage derived from the division of the actual hours worked by forty hours. Further discounting is required if the person was licensed or registered and/or worked for less than the entire report period.

(8) The contractor shall maintain ~~((customary))~~ time records customary for employees which are adequate for audit for the licensed administrator, assistant administrator, and/or administrator-in-training.

(9) Reimbursement for administrative and management services shall be limited in total amount to allowable compensation for administrative personnel set forth in this section regardless of the provisions of any employment, management or consultation agreement, or other arrangement which exists between the contractor and persons or organizations providing such services.

(10) Costs of an administrator-in-training shall not be considered for the purpose of setting the administration and operations prospective rate. The costs of an approved administrator-in-training program shall be reimbursed by an adjustment to current rate. To obtain an adjustment, the contractor must submit a request for an increase in current rate together with necessary documentation which shall include a copy of the department of licensing approval of the administrator-in-training program and a schedule indicating the commencement date, expected termination date, salary or wage, hours, and costs of benefits. The contractor shall notify the department, at least thirty days in advance, of the actual termination date of the administrator-in-training program. Upon termination of the program, the current rate shall be reduced by an amount corresponding to the cost of the program.

AMENDATORY SECTION (Amending Order 1527, filed 7/22/80)

WAC 388-96-534 DISCLOSURE AND APPROVAL OF JOINT FACILITY COST ALLOCATION. (1) The contractor shall disclose to the department:

- (a) The nature and purpose of all costs which represent allocations of joint facility costs; and
 - (b) The methodology of the allocation utilized.
- (2) Such disclosure shall demonstrate that:
- (a) The services involved are necessary and nonduplicative, and

(b) Costs are allocated in accordance with benefits received from the resources represented by those costs.

(3) Such disclosure shall be made ~~((not later than September 30, 1980, for the following year and))~~ not later than September 30th for each year ~~((thereafter))~~; except that a new contractor shall submit the first year's disclosure together with the submissions required by WAC 388-96-026. Where a contractor will make neither a change in the joint costs to be incurred nor in the allocation methodology, the contractor may certify no charge will be made in lieu of the disclosure required in subsection (1) of this section.

~~((3))~~ The contractor shall demonstrate and certify that:

(a) ~~The services involved are necessary, ordinary, related to patient care and nonduplicative, and~~

(b) ~~Costs are allocated in accordance with the patient care related benefits and services received from the specific resources represented by those costs.)~~

(4) The department shall approve such methodology not later than December 31, 1980, and not later than December 31st for each year thereafter.

(5) An amendment or revision to an approved methodology shall be submitted to the department for approval at least ninety days prior to the effective date of the amendment or revision.

(6) Where a contractor will begin to incur joint facility costs at some time other than the beginning of the calendar year, the contractor shall provide the information required in subsections (1) and ~~((3))~~ (2) of this section at least ninety days prior to the date at which the cost will first be incurred.

(7) Joint facility costs not disclosed, allocated, and reported in ~~((conformance))~~ conformity with this section are nonallowable costs.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-535 MANAGEMENT AGREEMENTS, MANAGEMENT FEES, AND CENTRAL OFFICE SERVICES. (1) If a contractor intends to enter into a management agreement with an individual or firm which will manage the nursing home as agent of the contractor, a copy of the agreement must be received by the department at least ~~((ninety))~~ sixty days before the agreement is to become effective. A copy of any amendment to a management agreement must ~~((also))~~ be received by the department at least thirty days in advance of the date the amendment is to become effective. No management fees for periods prior to the time the department receives a copy of the applicable agreement will be allowable. When necessary for the health and safety of medical care recipients, the ~~((ninety-day))~~ sixty-day notice requirement may be waived, in writing, by the department.

(2) Management fees will be allowed only if:

(a) A written management agreement both creates a principal/agent relationship between the contractor and the manager, and sets forth the items, services, and activities to be provided by the manager, and

(b) Documentation demonstrates ~~((that))~~ the services contracted for were actually delivered.

To be allowable, fees must be for necessary, nonduplicative services.

(3) Allowable fees for general management services, including the portion of a management fee which is not allocated to specific services such as accounting, are limited to:

(a) The maximum allowable compensation under WAC 388-96-533 of the licensed administrator and, if the facility has at least eighty beds, of an assistant administrator, less

(b) Actual compensation received by the licensed administrator and by the assistant administrator and administrator-in-training, if any. In computing maximum allowable compensation under WAC 388-96-533 for a facility with at least eighty set-up beds, include the maximum compensation of an assistant administrator even if no assistant administrator is employed.

(4) A management fee paid to or for the benefit of a related organization will be allowable to the extent the fee does not exceed the lesser of:

(a) The limits set out in subsection (3) of this section((;)); or

(b) The lower of the actual cost to the related organization of providing necessary services related to patient care under the agreement, or the cost of comparable services purchased elsewhere. Where costs to the related organization represent joint facility costs, the measurement of such costs shall comply with WAC 388-96-534.

(5) Central office costs, owner's compensation, and other fees or compensation, including joint facility costs, for general administrative and management services, including the portion of a management expense which is not allocated to specific services, shall be subject to the management fee limits determined in subsections (3) and (4) of this section.

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-539 ALLOWABLE INTEREST.

(1) The contractor's necessary and ordinary interest for working capital and capital indebtedness will be allowable.

(a) To be necessary, interest must be incurred in connection with a loan which satisfies a financial need of the contractor and be for a purpose related to patient care. Interest expense relating to business opportunity or goodwill will not be allowed.

(b) To be ordinary, interest must be at a rate which is not in excess of what a prudent borrower would have to pay at the time of the loan in an arm's-length transaction in the money market.

(c) Interest expense shall include amortization of bond discounts and expenses related to the bond issue. Amortization shall be over the period from the date of sale to the date of maturity or, if earlier, the date of extinguishment of the bonds.

(2) Interest paid to or for the benefit of a related organization will be allowed only to the extent the actual interest does not exceed the actual cost to the related organization of obtaining the use of the funds in an arm's-length transaction. However, if the loan from which the interest expense arises is classified as a part of a contractor's equity capital according to Medicare rules and regulations, the interest expense shall be unallowable.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-543 EXPENSE FOR CONSTRUCTION INTEREST. Interest expense and loan origination fees relating to construction of a nursing home incurred during the period of construction shall be capitalized and amortized over ~~((not less than sixty consecutive months))~~ the life of the facility from the date the first patient is admitted. The period of construction shall extend from the date of the construction loan to the date the facility is put into service for patient care, not to exceed the project certificate of need time period.

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-553 CAPITALIZATION. The following costs shall be capitalized:

(1) Expenditures for and costs of equipment, including furniture and furnishings, with historical cost in excess of one hundred fifty dollars per unit and a useful life of more than one year from the date of purchase;

(2) Expenditures and costs for equipment, including furniture and furnishings, with historical cost of one hundred fifty dollars or less per unit if either:

(a) The item of equipment was acquired in a group purchase where the total cost exceeded one hundred fifty dollars; or

(b) The item of equipment was part of the initial equipment or stock of the nursing home.

(3) Effective January 1, 1981, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1982, and subsequently, subsections (1) and (2) of this section shall be applied with the sum of five hundred dollars replacing the sum of one hundred fifty dollars.

(4) Effective January 1, 1983, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1984, and subsequently subsections (1) and (2) of this section shall be applied with the sum of seven hundred fifty dollars replacing the sum of one hundred fifty dollars.

(5) Expenditures for and costs of building, and other real property items, components, and improvements, whether for leased or owner-operated facilities, in excess of five hundred dollars and involving one or more of the following:

(a) Increase of the interior floor space of the structure;

(b) Increase or renewal of paved areas outside the structure;

(c) Exterior or interior remodeling of the structure;

(d) Installation of additional heating, cooling, electrical, water-related, or similar fixed equipment;

(e) Landscaping or redecorating;

(f) Any change, including repairs, which increases the useful life of the structure or item if not a part of the structure by two years or more;

(g) Any replacement or renewal of a real property item, component or improvement, whether structural or nonstructural.

~~((5))~~ (6) For a leasehold improvement, the asset shall be amortized over the asset's useful life in accordance with Internal Revenue Service class life ADR system guidelines or in accordance with American hospital association guidelines.

AMENDATORY SECTION (Amending Order 1944, filed 2/4/83)

WAC 388-96-554 EXPENSING. The following costs shall be expensed:

(1) Expenditures for and costs of equipment, including furniture and furnishings, with historical cost of one hundred fifty dollars or less per unit or a useful life of one year or less from the date of purchase.

(2) Subsection (1) of this section shall not apply if:

(a) The item of equipment was acquired in a group purchase where the total cost exceeded one hundred fifty dollars, or

(b) The item of equipment was part of the initial equipment or stock of the nursing home.

(3) Effective January 1, 1981, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1982, and subsequently, subsections (1) and (2) of this section shall be applied with the sum of five hundred dollars replacing the sum of one hundred fifty dollars.

(4) Expenditures for and costs of building and other real property items, components and improvements, whether for leased or owner-operated facilities, of five hundred dollars or less.

(5) Expenditures for and costs of repairs necessary to maintain the useful life of equipment, including furniture and furnishings, and real property items, components or improvements which do not increase the useful life of the asset by two years or more. If a repair is to the interior or exterior of the structure, the term "asset" shall refer to the structure.

(6) Remaining undepreciated cost of equipment, including furniture or furnishings or real property items, components, or improvements which are (~~replaced, renewed or~~) retired and not replaced, provided such cost shall be offset by any proceeds or compensations received for such assets, and such cost shall be expensed only if the contractor has made a reasonable effort to recover at least the outstanding book value of such assets. If a retired asset is replaced, WAC 388-96-572(3) shall apply and the replacement or renewal shall be capitalized if required by WAC 388-96-553.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-557 DEPRECIABLE ASSETS. (1) Tangible assets of the following types in which a contractor has an economic interest through ownership are subject to depreciation:

(a) Building - the basic structure or shell and additions thereto.

(b) Building fixed equipment - attachments to buildings, such as wiring, electrical fixtures, plumbing, elevators, heating system, and air conditioning system. The general characteristics of this equipment are:

(i) Affixed to the building and not subject to transfer, and

(ii) A fairly long life, but shorter than the life of the building to which affixed.

(c) Major movable equipment - such items as beds, wheelchairs, desks, and x-ray machines. The general characteristics of this equipment are:

(i) A relatively fixed location in the building;

(ii) Capable of being moved as distinguished from building equipment;

(iii) A unit cost sufficient to justify ledger control;

(iv) Sufficient size and identity to make control feasible by means of identification tags, and

(v) A minimum life of approximately three years. Effective January 1, 1981, for settlement purposes for periods subsequent to that date, and for purposes of setting rates for periods beginning July 1, 1982, and subsequently, this equipment shall be characterized by a minimum life of greater than one year.

(d) Minor equipment - such items as (~~waste baskets~~) wastebaskets, (~~bed pans~~) bedpans, syringes, catheters, silverware, mops, and buckets which are properly capitalized. No depreciation shall be taken on items which are not properly capitalized (see WAC 388-96-553). The general characteristics of minor equipment are:

(i) In general, no fixed location and subject to use by various departments;

(ii) Small in size and unit cost;

(iii) Subject to inventory control;

(iv) Large number in use, and

(v) Generally, a useful life of one to three years.

(e) Land improvements - such items as paving, tunnels, underpasses, on-site sewer and water lines, parking lots, shrubbery, fences, walls, etc., where replacement is the responsibility of the contractor.

(f) Leasehold improvements - betterments and additions made by the lessee to the leased property, which become the property of the lessor after the expiration of the lease.

(2) Land is not depreciable. The cost of land includes, but is not limited to, the cost of such items as off-site sewer and water lines, public utility charges necessary to service the land, governmental assessments for street paving and sewers, the cost of permanent roadways and grading of a nondepreciable nature, and the cost of curbs and sidewalks, replacement of which is not the responsibility of the contractor.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-561 DEPRECIATION BASE—DONATED OR INHERITED ASSETS. (1) The depreciation base of donated assets, as defined in WAC 388-96-010, or of assets received through testate or intestate distribution, shall be the lesser of:

(a) Fair market value at the date of donation or death, less goodwill(-), provided that, estimated salvage value shall be deducted from fair market value where the straight-line or sum-of-the-years digits method of depreciation is used; or

(b) The depreciation base under the cost-related reimbursement program of the owner last contracting with the department, if any.

(2) If the donation or distribution is between related organizations, the base shall be the lesser of:

(a) Fair market value, less goodwill and, where appropriate, salvage value(-); or

(b) The depreciation base the related organization had or would have had for the asset under a contract with the department.

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-565 LIVES. (1) The contractor shall use lives reflecting the estimated actual useful life of the asset and shall be no shorter than guideline lives contained in the Internal Revenue Service class life ADR system or published by the American hospital association in computing allowable depreciation. The shortest life which may be used for buildings is thirty years.

(2) Lives shall be measured from the date on which the assets were first used in the medical care program or from the date of the most recent arm's-length acquisition of the asset, whichever is more recent. Lives shall be extended to reflect periods, if any, during which assets were not used to provide nursing care.

(3) Building improvements shall be depreciated over the remaining useful life of the building, as modified by the improvement, but not less than fifteen years.

(4) Improvements to leased property which are the responsibility of the contractor under the terms of the lease shall be depreciated over the useful life of the improvement.

(5) A contractor may change the estimate of an asset's useful life to a longer life for purposes of depreciation.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-572 HANDLING OF GAINS AND LOSSES UPON RETIREMENT OF DEPRECIABLE ASSETS—OTHER PERIODS. (1) This section shall apply in the place of WAC 388-96-571 effective January 1, 1981, for purposes of settlement for settlement periods subsequent to that date, and for purposes of setting rates for rate periods beginning July 1, 1982, and subsequently.

(2) A gain or loss on the retirement of an asset shall be the difference between the remaining undepreciated base and any proceeds received for, or to compensate for loss of, the asset.

(3) If the retired asset is replaced, the gain or loss shall be applied against or added to the cost of the replacement asset, provided that a loss will only be so applied if the contractor has made a reasonable effort to recover at least the outstanding book value of the asset.

(4) If the retired asset is not replaced, any gain shall be offset against property expense for the period during which it is retired and any loss shall be expensed subject to the provisions of WAC 388-96-554(6).

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-585 UNALLOWABLE COSTS. (1) Costs will be unallowable if not documented, necessary, ordinary, and related to the provision of care services to authorized patients.

(2) Unallowable costs include, but are not limited to, the following:

(a) Costs of items or services not covered by the medical care program. Costs of nonprogram items or services will be unallowable even if indirectly reimbursed by the

department as the result of an authorized reduction in patient contribution.

(b) Costs of services and items provided to SNF or ICF recipients which are covered by the department's medical care program but not included in SNF or ICF services respectively. Items and services covered by the medical care program are listed in chapters 388-86 and 388-88 WAC.

(c) Costs associated with a capital expenditure subject to Section 1122 approval (Part 100, Title 42 C.F.R.) if the department found the capital expenditure was not consistent with applicable standards, criteria, or plans. If the department was not given timely notice of a proposed capital expenditure, all associated costs will be nonallowable as of the date the costs are determined not to be reimbursable under applicable federal regulations.

(d) Costs associated with a construction or acquisition project requiring certificate of need approval pursuant to chapter 70.38 RCW if such approval was not obtained.

(e) Costs of outside activities (e.g., costs allocable to the use of a vehicle for personal purposes, or related to the part of a facility leased out for office space).

(f) Salaries or other compensation of owners, officers, directors, stockholders, and others associated with the contractor or home office, except compensation paid for service related to patient care.

(g) Costs in excess of limits or violating principles set forth in this chapter.

(h) Costs resulting from transactions or the application of accounting methods circumventing the principles of the prospective cost-related reimbursement system.

(i) Costs applicable to services, facilities, and supplies furnished by a related organization in excess of the lower of the cost to the related organization or the price of comparable services, facilities, or supplies purchased elsewhere.

(j) Bad debts. Beginning July 1, 1983, bad debts of Title XIX recipients are allowable if the debt is related to covered services, it arises from the recipient's required contribution toward the cost of care, the provider can establish reasonable collection efforts were made, the debt was actually uncollectible when claimed as worthless, and sound business judgment established there was no likelihood of recovery at any time in the future.

(k) Charity and courtesy allowances.

(l) Cash, assessments, or other contributions, excluding dues, to charitable organizations, professional organizations, trade associations, or political parties, and costs incurred to improve community or public relations. Dues to national trade associations or that portion of dues paid to local or state trade associations attributable to membership in national associations shall be unallowable.

(m) Vending machine expenses.

(n) Expenses for barber or beautician services not included in routine care.

(o) Funeral and burial expenses.

(p) Costs of gift shop operations and inventory.

(q) Personal items such as cosmetics, smoking materials, newspapers and magazines, and clothing, except items used in patient activity programs where clothing is a part of routine care.

(r) Fund-raising expenses, except expenses directly related to the patient activity program.

(s) Penalties and fines.

(t) Expenses related to telephones, televisions, radios, and similar appliances in patients' private accommodations.

(u) Federal, state, and other income taxes.

(v) Costs of special care services except where authorized by the department.

(w) Expenses of key-man insurance and other insurance or retirement plans not in fact made available to all employees.

(x) Expenses of profit-sharing plans.

(y) Expenses related to the purchase and/or use of private or commercial airplanes which are in excess of what a prudent contractor would expend for the ordinary and economic provision of such a transportation need related to patient care.

(z) Personal expenses and allowances of owners or relatives.

(aa) All expenses of maintaining professional licenses or membership in professional organizations.

(bb) Costs related to agreements not to compete.

(cc) Goodwill and amortization of goodwill.

(dd) Expense related to vehicles which are in excess of what a prudent contractor would expend for the ordinary and economic provision of transportation needs related to patient care.

(ee) Legal and consultant fees in connection with a fair hearing against the department where a decision is rendered in favor of the department or where otherwise the determination of the department stands.

(ff) Legal and consultant fees in connection with a lawsuit against the department.

(gg) Lease acquisition costs and other intangibles not related to patient care.

(hh) Interest charges assessed by the state of Washington for failure to make timely refund of overpayments and interest expenses incurred for loans obtained to make such refunds.

AMENDATORY SECTION (Amending Order 1264, filed 1/9/78)

WAC 388-96-710 PROSPECTIVE REIMBURSEMENT RATE FOR NEW CONTRACTORS.

(1) A prospective reimbursement rate for a new contractor will be established within sixty days following receipt by the department of a properly completed projected budget (see WAC 388-96-026). It will be effective as of the effective date of the contract.

(2) This prospective reimbursement rate will be based on the contractor's projected cost of operations, and on costs and payment rates of the prior contractor, if any, and/or of other contractors in comparable circumstances, taking into account applicable lids or maximums.

(3) If a properly completed projected budget is not received at least sixty days prior to the effective date of the contract, the department will establish a preliminary rate based on the other factors specified in subsection (2) of this section. This preliminary prospective rate will remain in effect until an initial prospective rate can be set.

(4) Where a change of ownership is involved which is not an ~~((arms-length))~~ arm's-length transaction as defined in WAC 388-96-010, the new contractor's prospective rates in the administration and operation and property cost areas will be no higher than the rates of the old contractor, adjusted if necessary to take into account economic trends.

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

WAC 388-96-713 RATE DETERMINATION.

(1) Each contractor's reimbursement rate will be determined prospectively ~~((at least))~~ once each calendar year to be effective July 1 ~~((and will be adjusted for inflation January 1 using the factors specified in WAC 388-96-719(3)))~~. Rates may be adjusted more frequently to take into account program changes.

(2) ~~((Where))~~ If the contractor participated in the program ((during all or part)) for at least six months of the prior ((fiscal period)) calendar year, its nursing services, administration and operations, property and return on equity rates ((and the nonwage component of its administration and operations rate,)) will be determined based on the contractor's allowable costs in the prior period. If the contractor participated in the program for less than six months of the prior calendar year, its rates will be determined by procedures set forth in WAC 388-96-710.

(3) Beginning with rates effective July 1, 1984, contractors submitting correct and complete cost reports by March 31st, shall be notified of their rates by July 1st, unless circumstances beyond the control of the department interfere.

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

WAC 388-96-716 COST AREAS. A contractor's overall reimbursement rate for medical care recipients consists of the total of five component rates, each covering one cost area. The five cost areas are:

- (1) ~~((Patient care))~~ Nursing services;
- (2) Food;
- (3) Administration and operations;
- (4) Property; and
- (5) Return on equity.

NEW SECTION

WAC 388-96-717 DESK REVIEW ADJUSTMENTS. (1) The department shall analyze each annual cost report to determine if the information is correct, complete, and reported in conformity with generally accepted accounting principles, the nursing home accounting and reporting manual, and instructions issued by the department.

(2) If it appears from this analysis that a contractor has not correctly determined or reported its costs, the department may make adjustments to the reported information for the purpose of establishing reimbursement rates. A schedule of such adjustments shall be provided to contractors and shall include an explanation of the adjustment and the dollar amount of the adjustment for

each adjustment made. If a contractor believes an adjustment is in error, it shall be subject to review pursuant to WAC 388-96-769 and, if a satisfactory resolution of issues is not reached, to further review pursuant to WAC 388-96-901 and 388-96-904.

(3) The department shall accumulate data from properly completed cost reports and financial statements, reports and schedules for use in exception profiling and establishing rates.

(4) The department may further utilize such accumulated data for analytical, statistical, or informational purposes as deemed necessary by the department.

AMENDATORY SECTION (Amending Order 1867, filed 8/18/82)

WAC 388-96-719 METHOD OF RATE DETERMINATION. (1) Data used in determining rates will be taken from the most recent complete, desk-reviewed annual cost report (~~(and from certified quarterly reports)~~) submitted by contractors.

(2) Data containing obvious errors (~~(; data for facilities which are out of compliance with any condition at any time during the reporting period, and data for facilities with average occupancy ratios of less than eighty-five percent for the report period;))~~) will be excluded from the determination of predicted costs and rate upper limits for WAC 388-96-743 and 388-96-735(~~((3))~~).

(3) Inflation adjustments shall be applied as follows:

(a) (Adjustments for inflation will be:

(i) 5.0 percent for July 1, 1981, rate setting;

(ii) 4.25 percent for January 1, 1982, rate setting; and

(iii) No inflation adjustment increase shall be provided for setting rates effective July 1, 1982, through June 30, 1983. Inflation adjustments made to costs and other rate setting data used for this period shall reflect factors in subsection (3)(a)(i) and (3)(a)(ii) of this section.) In the nursing services and administration and operations cost areas for July 1, 1983, rate setting, an adjustment of 2.5 percent shall be applied to allowable costs in these cost areas if the cost report for a contractor covers all twelve months of 1982. If the cost report covers less than twelve months, the inflation factor shall be reduced to reflect the shorter period.

(b) In the food cost area, an inflation adjustment factor of 2.5 percent shall be applied to the January 1, 1983, rate for all contractors.

(c) Property and return on equity rates will not be adjusted for inflation.

(4) (Where new standards are imposed, or the department wishes to encourage additional services or otherwise change the program, a cost-related adjustment will be made to the appropriate cost area rates of each contractor affected by the program change. Adjustments will be made until reported costs used in setting rates reflect the new standards or program changes.) The occupancy level for each facility shall be computed by dividing the actual number of patient days by the product of the numbers of licensed beds and calendar days in the report period. For prospective rate computations, as well as determining lids for property and administration and operations reimbursement, if a

facility's occupancy is below eighty-five percent, per patient day cost shall be computed utilizing patient days at the eighty-five percent occupancy level. Actual occupancy level shall be utilized for facilities at or above eighty-five percent occupancy.

AMENDATORY SECTION (Amending Orders 1808 and 1808A, filed 5/14/82 and 6/14/82)

WAC 388-96-722 (~~(PATIENT CARE))~~ NURSING SERVICES COST AREA RATE. (1) The ((patient care)) nursing services cost area reimbursement rate will reimburse for the necessary and ordinary costs of providing routine nursing and related ((services)) care to recipients ((in accordance with WAC 388-88-050 and 388-88-051)).

(2) ((Effective July 1, 1982, the patient care cost area rate will be computed according to this section.

(3)(a) For purposes of this section, patient care consultation refers to medical director, pharmaceutical, occupational therapy, physical therapy, speech therapy, other therapy, and patient activities consultation.

(b) The department shall determine the average per patient day expense weighted by patient days for patient care consultation taken from completed 1981 cost reports.

(c) The department shall determine each contractor's per patient day expense for patient care consultation.

(d) A contractor's reported patient care cost will be reduced by the amount the contractor's patient care consultation expense exceeds the average expense computed as provided in subsection (3)(b) of this section.

(e) As used in this section, "desk-reviewed patient care cost" shall be allowable patient care cost as determined by desk reviews conducted in accordance with WAC 388-96-201, including any reduction in expense for patient care consultation computed in accordance with subsection (3)(d) of this section.

(4) Effective July 1, 1982, through June 30, 1983, only:

(a) If a contractor's weighted patient care rate for 1981 as computed in accordance with departmental regulations and instructions is equal to or greater than the contractor's desk-reviewed 1981 patient care costs, the department shall reimburse the patient care cost center at the desk-reviewed 1981 patient care costs plus any patient care funds shifted to other cost centers pursuant to WAC 388-96-223, as adjusted for inflation.

(b) If a contractor's patient care rate for 1981 is less than the contractor's desk-reviewed 1981 patient care costs, the department shall reimburse the contractor's patient care cost at the January 1, 1982, reimbursement rate, less one and one-half percent, as adjusted for inflation, plus an allowance from the redistribution pool. The total reimbursement paid to a contractor, including any allowance from the redistribution pool, shall not exceed the contractor's 1981 desk-reviewed patient care costs, as adjusted for inflation. The total of allowances distributed pursuant to subsection (4)(b) of this section shall not exceed the total amount in the redistribution pool. If the total of funds in the redistribution pool is equal to or exceeds the total amount of underfunding for

~~patient care for all contractors, each contractor's allowance shall be the amount the contractor was underfunded for patient care, if any, where underfunding is defined as any excess of 1981 desk-reviewed cost over the 1981 rate in this cost area, as adjusted for inflation. If the total of funds in the redistribution pool is less than the total patient care underfunding for all contractors, the allowance distributed to each contractor shall be a percentage of the amount a contractor was underfunded, as defined in subsection (4)(b) of this section, for patient care, if any was experienced by the contractor. The percentage shall be computed by dividing the total of funds in the pool by the total amount of underfunding for all contractors.~~

~~(5) To patient care cost area rates determined in accordance with subsections (4)(a) and (b) of this section, a patient care enhancement shall be added. The enhancement shall be distributed among facilities proportionately based upon patient care cost area rates and shall not be adjusted for inflation. The total of enhancements distributed to contractors shall be one million, four hundred thousand dollars)) Nursing service costs will be subject to two reasonableness tests:~~

~~(a) A test for nursing staff hours, and~~

~~(b) A test for cost increases between the current and preceding report period.~~

~~(i) The test for nursing staff hours will use a regression of hours reported by facilities for registered nurses, licensed practical nurses, and nurses' aids, including purchased and allocated nursing and aid staff time, and the average Battelle patient debility score for the corresponding facilities as computed by the department. Data for the regression shall be taken from correctly completed cost reports and from patient assessments completed by the department for the corresponding calendar report year, which are available at the time the regression equation is computed. A limit on nursing and nursing aid staffing hours will be calculated and set for each facility at predicted staffing hours plus 1.75 standard errors utilizing the regression equation calculated by the department. Costs for facilities with reported hours exceeding the limit will be reduced by an amount equivalent to the hours exceeding the limit times the average wage rate for nurses and aids indicated on cost reports for the year in question, including benefits and payroll taxes allocated to such staff. Contractors' reporting hours exceeding the limit shall receive the higher of their January 1983 patient care rate or the nursing services rate computed for them according to the provisions of this subsection, plus applicable inflation adjustments.~~

~~(ii) The test for cost increases shall compare the percentage change between the 1981 and 1982 allowable patient care costs for the facility against the percentage change between the July 1981 and July 1982 medical care component of the consumer price index for urban consumers nationwide. Facilities which report increases greater than the consumer price index shall be limited to a rate determined by their 1981 adjusted patient care costs inflated by the medical care component of the consumer price index.~~

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

WAC 388-96-727 FOOD COST AREA RATE.

(1) The food cost area rate will reimburse for the necessary and ordinary costs of procuring food, dietary supplements, and beverages for meals and between-meal nourishment for recipients.

(2) ~~((Beginning July 1, 1981, food)) Reimbursement for the food cost center ((with)) shall be at the ((January 1, 1981)) January 1, 1983, rate, adjusted for inflation utilizing the inflation factor specified in WAC 388-96-719(3)(b).~~

AMENDATORY SECTION (Amending Order 1808, filed 5/14/82)

WAC 388-96-735 ADMINISTRATION AND OPERATIONS COST AREA RATE. (1) The administration and operations cost area reimbursement rate will reimburse for the necessary and ordinary costs of overall management of the facility, operation and maintenance of the physical plant, and providing dietary service (other than the cost of food and beverages), medical supplies, taxes, and insurance.

(2) ~~((For rates effective July 1, 1982, through June 30, 1983, a contractor's administration and operations wage component reimbursement rate will be set pursuant to subsection (2) of this section.~~

~~(a) If a contractor's administration and operations wage component rate for 1981 is greater than or equal to the contractor's desk-reviewed 1981 wage component costs, the department shall reimburse the contractor's wage component at the desk-reviewed 1981 administration and operations wage component costs, as adjusted for inflation.~~

~~(b) If a contractor's administration and operations wage component rate for 1981 is less than the contractor's desk-reviewed 1981 wage component costs, the department shall reimburse the contractor's wage component costs at the January 1, 1981, reimbursement rate, as adjusted for inflation.~~

~~(c) It is further provided, if any funds remain in the redistribution pool established pursuant to WAC 388-96-720 after distribution to contractors pursuant to WAC 388-96-722, the department shall distribute the funds to contractors underfunded in the wage component area, as determined by subsection (2)(b) of this section, according to the following rules:~~

~~(i) If the amount remaining in the redistribution pool exceeds or is equal to the total amount the contractors were underfunded in the wage component area, each contractor's allowance shall be the amount the contractor was underfunded for costs in this component, if any, where underfunding is defined as any excess of 1981 desk-reviewed cost over the 1981 rate in this component, as adjusted for inflation.~~

~~(ii) If the amount remaining in the redistribution pool is less than the total amount the contractors were underfunded in the wage component area, each contractor shall receive an allowance which shall be a percentage of the amount the contractor was underfunded as~~

defined in subsection (2)(c)(i) of this section. The percentage shall be computed by dividing the amount remaining in the redistribution pool by the total amount of underfunding in the wage component area for all contractors.

(iii) The distribution shall not exceed the total amount of underfunded wage component costs for all contractors nor the amount remaining in the redistribution pool, if any.

(3) For the July 1, 1982, to June 30, 1983, reimbursement period, the nonwage component of the administration and operations cost center shall be adjusted for certain consultation expenses as follows: The department shall calculate the average expense, weighted by patient days, for dietary, and medical record consultant services taken from the most recent, completed cost reports from all contractors and allowable administration and operations costs as defined in subsection (4)(a) of this section, shall exclude the amount a contractor's administration and operations consultation expense exceeds the average expense so calculated.

(4) The nonwage component of the administration and operations cost area reimbursement rate will be calculated as follows:

(a) Allowable administration and operations costs, including wages of administrators, assistant administrators, and administrators-in-training, but excluding wages of other support staff, will be taken from the most recent desk-reviewed annual cost report.

(b) Beginning July 1, 1982, if any amounts were shifted into the administration and operations cost area during the period covered by the most recent annual cost report, an annualized amount will be subtracted from administration and operations nonwage costs determined by the following formula:

$$AS = SS \times DR \text{ ————— where}$$

(i) "AS" is the amount to be subtracted from administration and operations nonwage costs;

(ii) "SS" is the amount of savings shifted into the administration and operations cost area; and

(iii) "DR" is the deficiency ratio, defined as the ratio of:

(A) Administration and operations nonwage costs minus the nonwage component of the administration and operations prospective rate, to

(B) Total administration and operations costs minus the total administration and operations prospective rate.

This ratio may not be less than zero nor more than one.

(c) Adjusted costs will be updated using factors specified in WAC 388-96-719.

(d) Reimbursement for this portion of administration and operations will be limited to the eighty-fifth percentile of costs, adjusted as described in subsection (4)(b) of this section, of all reporting facilities, except that facilities may be grouped by factors other than ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations)) Each contractor's allowable, inflation adjusted, per patient day administration and operations cost shall be determined.

(3) Costs for contractors having submitted correct and complete cost reports by the time July rates are initially to be established shall be ranked from highest to lowest. The eighty-fifth percentile of the ranking shall be determined.

(4) Administration and operations rates for individual providers shall be the lower of the provider's allowable cost or the eighty-fifth percentile.

(5) Beginning July 1, 1984, allowable costs for administration and operations for rate setting purposes shall include allowable retained savings for the preceding report year.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-743 PROPERTY COST AREA RATE. (1) Each contractor's allowable depreciation, property interest, and lease expense shall be based on information in the most recent desk-reviewed annual cost report, including any adjustments. The prospective rate for a contractor shall be the lower of these costs calculated on a per patient day basis or the maximum rate computed in accordance with subsection (2) of this section.

(2) Property reimbursement for both leased and owner-operated facilities will not exceed the predicted cost plus ((one)) 1.75 standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities as contained in annual cost reports for the preceding year, including adjustments, utilizing a multiple regression formula developed by the department, recognizing factors which may be significant, including location, age, and construction type of facility. Beginning July 1, 1981, allowable rental costs of leased facilities and depreciation and interest costs of owner-operated facilities based upon the most recent desk-reviewed annual cost report, for leases or mortgages entered into prior to July 1, 1979, will be reimbursed to the extent they do not exceed the reimbursement rate payable for the property cost center as of June 30, 1979, ((or July 1, 1979)) adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state Medicaid plan, the reimbursement rate payable July 1, 1979, or the regression formula rate, whichever is higher, ((adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state medicaid plan.)) and adjusted for any approved capitalized additions or replacements.

(3) For purposes of this section, the following definitions shall apply:

(a) Location shall consist of location within a standard metropolitan statistical area (SMSA) as defined by the United States Bureau of the Census, or location outside of an SMSA;

(b) Age shall consist of the construction age of a facility. Where a facility is of several construction dates, an average facility age shall be computed by weighting each construction age by the number of licensed beds in the facility area of that construction age;

(c) Construction type shall consist of fire resistant construction (type 1 or 2 construction as determined by

the office of the state fire marshal); or nonfire resistant construction (type 3, 4, or 5 construction as determined by the office of the state fire marshal). Where a facility is of several construction types, an average facility construction type shall be computed by weighting the construction type of each area of the facility by the number of licensed beds in the facility area of that construction type.

(d) Those factors are significant which improve the explanatory power of the regression at a ninety percent level of confidence.

AMENDATORY SECTION (Amending Order 1716, filed 11/4/81)

WAC 388-96-750 RETURN ON INVESTMENT. (1) ~~Beginning ((January 1, 1979)) July 1, 1983,~~ the department will pay a return on equity to proprietary contractors utilizing applicable Medicare rules and regulations ~~((as of July 1, 1979;))~~ with the following modifications:

(a) Contractors will not be required to submit monthly equity calculations ((will not be used. A)) in order to calculate allowable equity for cost reporting periods unless a desk review of reported equity ((will be)) conducted pursuant to WAC ((388-96-201)) 388-96-717 discloses reported equity appears to exceed a level that is ordinary, necessary, and related to patient care. In such cases, the department may request and the contractor shall provide a monthly equity calculation as established by Medicare rules, regulations, and guidelines. The average ratio among proprietary contractors of current assets to expenses will be computed from the most recent desk reviewed cost reports. The standard deviation of the ratio and the average ratio plus one standard deviation will also be computed. Current assets in excess of the average ratio plus one standard deviation will not be allowed unless the contractor can document that the excess is ordinary, necessary, and related to patient care. No adjustments will be made to reported equity insofar as changes reflect additions to fixed assets which are ordinary, necessary, and related to patient care.

(b) ~~((Good will))~~ Goodwill 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)), and guidelines,~~ with the modifications described in subsection (1) of this section.

(3) The contractor's net equity will be multiplied by ~~((the Medicare))~~ a 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))~~ of twelve percent. 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. The contractor shall be paid at a prospective rate which is the lesser of the amount calculated pursuant to this section or two dollars per patient day.

(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))~~ conformity with Medicare rules ((and)), regulations, and guidelines as modified by this section, the contractor's return on equity rate for the rate period during which a return on equity rate calculated on the basis of that cost report was in effect shall be recalculated using the determinations of the field audit, not to exceed a maximum of two dollars per patient day. 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 (4), (5), and (6) of WAC 388-96-222 shall apply))~~ this chapter.

~~((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.)

AMENDATORY SECTION (Amending Order 1712, filed 11/4/81)

WAC 388-96-760 UPPER LIMITS TO REIMBURSEMENT RATE. The reimbursement rate shall not exceed the contractor's customary charges to the general public for the services covered by the rate, except that public facilities rendering such services free of charge or at a nominal charge will be reimbursed according to the methods and standards set out in this chapter. The contractor shall immediately inform the department if its reimbursement rate does exceed customary charges for comparable services. If necessary, the rate will be adjusted in accordance with WAC 388-96-769. ~~((Rates will not exceed the limits set out at 42 C.F.R. 447.316.))~~

NEW SECTION

WAC 388-96-773 REVISIONS OF PROSPECTIVE RATES. (1) Prospective rates are intended as maximum payment rates for contractors for the periods to which they apply. Rate adjustments shall not be granted for cost increases subject to management control or negotiation, cost increases which can reasonably be expected to be met from a contractor's existing or available resources, or for cost increases attributable to reasons not expressly authorized in this section and in chapter 74.46 RCW.

(2) Adjustments to prospective rates may be granted by the department for the following reasons:

(a) The facility's average debility score for the latest available twelve-month period differs from the score

employed in establishing the facility's preceding July 1st rate by ten percent or more;

(b) Changes in staffing levels required by the department; or

(c) Other reasons deemed sufficient by the department which are established and documented by a contractor in the course of an administrative review conducted pursuant to WAC 388-96-901 and 388-96-904.

(3) Adjustments to prospective rates shall be granted by the department for capital additions, improvements, or replacements made as a condition of licensure or certification.

(4) Contractors requesting an adjustment to a prospective rate shall:

(a) Provide a detailed written explanation of the reasons the adjustment is necessary;

(b) A financial analysis which sufficiently demonstrates the increased costs cannot be funded from existing resources available to the contractor; and

(c) An estimate of the rate and adjustment computed according to allowable methods, necessary to fund the increased costs.

(5) Adjustments requested pursuant to subsection (2) of this section shall not be granted unless the department determines the contractor will incur substantial hardship as determined by applicable facts and circumstances, provided that, hardship shall not be deemed to exist by the department unless the increased costs are expected to equal or exceed ten cents per patient day.

(6) Adjustments for economic trends and conditions shall be provided exclusively by means of inflation adjustments pursuant to WAC 388-96-719.

(7) The department shall inform a contractor of the disposition of a rate adjustment request within sixty days after its receipt by the department if the request is adequately documented and meets the conditions set forth in subsection (4) of this section. Unless otherwise specified, a revised rate shall be effective on the first day of the month in which it is issued by the department.

AMENDATORY SECTION (Amending Order 1892, filed 10/13/82)

WAC 388-96-807 CHARGES TO PATIENTS.

(1) The department will notify a contractor of the amount each medical care recipient is required to pay for care provided under the contract and the effective date of such required contribution. It is the contractor's responsibility to collect that portion of the cost of care from the patient, and to account for any authorized reduction from his or her contribution in accordance with procedures established by the department.

(2) If a contractor receives documentation showing a change in the income or resources of a recipient which will mean a change in his or her contribution toward the cost of care, this shall be reported in writing to the CSO within seventy-two hours. If necessary, appropriate corrections shall be made in the next nursing home statement, and a copy of documentation supporting the change shall be attached. If increased funds for a recipient are received by a contractor, the normal amount shall be allowed for clothing, personal and incidental expense, and the balance applied to the cost of care.

(3) The contractor shall accept the reimbursement rate established by the department as full compensation for all services it is obligated to provide under the contract, certification as specified by Title XIX, and licensure under chapter 18.51 RCW. ~~((H))~~ The contractor shall not seek or accept additional compensation from or on behalf of a recipient for any or all such services.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-813 SUSPENSION OF PAYMENT. (1) Payments to a contractor may be withheld by the department in each of the following circumstances:

(a) A required report is not properly completed and filed by the contractor within the appropriate time period, including any approved extensions. Payments will be released as soon as a properly completed report is received.

(b) Auditors or other authorized department personnel in the course of their duties are refused access to a nursing home or are not provided with existing appropriate records. Payments will be released as soon as such access or records are provided.

(c) A refund in connection with ~~((an annual))~~ a settlement or rate adjustment is not paid by the contractor when due. The amount withheld will be limited to the unpaid amount of the refund.

(d) Payment for the final thirty days of service under a contract will be held pending final settlement when the contract is terminated.

(2) No payment will be withheld until written notification of the suspension is given to the contractor, stating the reason therefor.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-816 TERMINATION OF PAYMENTS. All payments to a contractor will end no later than ~~((thirty))~~ sixty days after any of the following occurs:

(1) A contract expires, is terminated, or is not renewed;

(2) A facility license is revoked; or

(3) A facility is decertified as a Title XIX facility.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) **WAC 388-96-125 REPORTING FOR AN ABBREVIATED PERIOD.**

(2) **WAC 388-96-201 DESK REVIEW.**

(3) **WAC 388-96-219 DISCLOSURE OF AUDIT NARRATIVES AND SUMMARIES.**

(4) **WAC 388-96-222 SETTLEMENT.**

(5) **WAC 388-96-223 SHIFTING.**

(6) **WAC 388-96-225 DATE SETTLEMENT BECOMES FINAL.**

(7) **WAC 388-96-227 INTEREST ON SETTLEMENTS.**

(8) WAC 388-96-720 REDISTRIBUTION POOL.

(9) WAC 388-96-772 REQUESTS FOR REVISION OF A PROSPECTIVE RATE.

WSR 83-15-001
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
 [Order 1988—Filed July 7, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to schedule of charges, amending WAC 275-16-030.

I, David A. Hogan, find that an emergency exists and that this 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 the emergency is these rules are necessary to implement RCW 71.02.412.

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

This rule is promulgated pursuant to RCW 71.02.412 which directs that the Department of Social and Health Services has authority to implement the provisions of RCW 71.02.410.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 7, 1983.

By R. M. Ryan
 for David A. Hogan, Director
 Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1866, filed 8/18/82)

WAC 275-16-030 SCHEDULE OF CHARGES. Hospitalization charges shall be due and payable on or before the tenth day of each calendar month for services rendered during the preceding month, based upon the following schedule:

(1) COSTING AND BILLING RATES

| | Western State Hospital | Child Study and Treatment Center | Eastern State Hospital |
|-----------------------------------|-----------------------------------|----------------------------------|----------------------------------|
| (a) INPATIENT SERVICES - Per diem | | | |
| Hospital Costs | (\$104.07) \$107.61 | \$134.08 \$156.90 | \$115.98) \$127.15 |
| Physician Costs | ((3.63) 4.09 | 6.82) 9.46 | 6.07)) 6.36 |
| Total | ((107.70) 111.70 | 140.90) 166.36 | +22.05)) 133.51 |

| | Western State Hospital | Child Study and Treatment Center | Eastern State Hospital |
|--|------------------------|----------------------------------|------------------------|
|--|------------------------|----------------------------------|------------------------|

(b) OUTPATIENT SERVICES - Per diem

| | | | |
|---------------------|---|-------------------------------|---|
| Outpatient Day Care | — | — | — |
| | — | ((33.52)) 41.59 | — |

(c) ANCILLARY SERVICES - Per Relative Value Unit ^{1/}

| | | | |
|------------------------|----------------------------|---------------------------|-------------------------------|
| Radiology((-)) | 6.92 | 6.92 | 7.89 |
| ((Technical Component | 4.50 | 4.50 | 4.58 |
| Professional Component | 1.38 | 1.38 | .63 |
| Total Pathology | 5.88 | 5.88 | 5.21)) |
| Pathology((-)) | .51 | .51 | .49 |
| ((Technical Component | .32 | .32 | — |
| Professional Component | .10 | .10 | — |
| Total Pathology | .42 | .42 | .31)) |
| Medical Clinics | ((1.60) 1.85 | 1.60)) 1.85 | 1.00 |
| Electroencephalogram | 2.22 | 2.22 | ((8.17)) 7.40 |
| Electrocardiogram | — | — | ((3.35)) 4.2 |
| Inhalation Therapy | — | — | 7.37 |
| Physical Therapy | ((1.65) 1.94 | 1.65) 1.94 | 1.72)) 1.03 |
| Occupational Therapy | — | — | ((36.15)) 22.87 |
| Speech Therapy | — | — | ((6.32)) 10.91 |
| Dental | — | — | ((41.77)) 44.96 |
| Podiatry | 1.09 | 1.09 | ((—)) 1.38 |
| Optometry | — | — | 1.00 |

(2) Services required by the patient that cannot be provided by hospital staff are purchased from private sources and charged at actual cost.

^{1/}California Medical Association. "Relative Value Studies." Fifth Edition. San Francisco: 693 Sutter Publication, Inc., 1969, 135 pp.

WSR 83-15-002
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
 [Order 1989—Filed July 7, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Alcoholism recovery house facilities—Extended care services, new WAC 275-19-550.

I, David A. Hogan, find that an emergency exists and that this 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 the emergency is these rules are necessary to remain within limitations imposed by the 1983-1985 budget.

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

This rule is promulgated pursuant to chapter 70.96A RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 7, 1983.

By R. M. Ryan
for David A. Hogan, Director
Division of Administration and Personnel

NEW SECTION

WAC 275-19-550 ALCOHOLISM RECOVERY HOUSE FACILITIES—EXTENDED CARE SERVICES. To be approved as an extended care alcoholism recovery house facility, the treatment program shall meet the following additional requirements:

- (1) The program shall be designed to provide treatment services to alcoholics having impaired self-maintenance capabilities.
- (2) The program shall be designed to provide client care and treatment for a period of ninety days or more.

**WSR 83-15-003
EMERGENCY RULES
OFFICE OF
FINANCIAL MANAGEMENT**
[Order 57—Filed July 7, 1983]

I, Joe Taller, director of the Office of Financial Management, do promulgate and adopt at Olympia, Washington, the annexed rules relating to pay dates for state employees, chapter 82-50 WAC.

I, Joe Taller, find that an emergency exists and that this 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 the emergency is section 1(1) of 2nd Substitute House Bill 295, which will be effective August 23, 1983, requires the director of the Office of Financial Management to establish official pay dates six months prior to the beginning of each subsequent calendar year. These rules are being published now in order to provide six months notice of the 1984 pay dates to state employees.

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

This rule is promulgated pursuant to RCW 42.16.010 which directs that the Office of Financial Management has authority to implement the provisions of RCW 42.16.010.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 7, 1983.

By Donald G. Meyer
Deputy Director
for Joe Taller
Director

**82-50 WAC
PAY DATES FOR STATE EMPLOYEES**

WAC

- 82-50-011 Purpose
- 82-50-021 Office lagged, semi-monthly pay dates established for calendar year 1984.
- 82-50-041 Effective date.

NEW SECTION

WAC 82-50-011 PURPOSE. The purpose of this chapter is to implement on an emergency basis official lagged, semi-monthly payroll dates for calendar year 1984 RCW 42.16.010(1) authorizes the director of the Office of Financial Management to establish a semi-monthly payroll. These rules are being published now in order to provide six months notice of the 1984 pay dates to state employees.

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 82-50-021 OFFICIAL LAGGED, SEMI-MONTHLY PAY DATES ESTABLISHED FOR CALENDAR YEAR 1984. Unless exempted otherwise under the provisions of 2nd SHB 295 Subsection 1 (2), which will be effective August 23, 1983, the salaries of all state officers and employees shall be paid on a lagged, semi-monthly basis for the official twice-a-month pay periods that begin January 1, 1984. The following are the official lagged, semi-monthly pay dates for calendar year 1984:

- | | |
|-----------------------------|-----------------------------|
| Wednesday, January 25, 1984 | Tuesday, July 10, 1984 |
| Friday, February 10, 1984 | Wednesday, July 25, 1984 |
| Friday, February 24, 1984 | Friday, August 10, 1984 |
| Friday, March 9, 1984 | Friday, August 24, 1984 |
| Monday, March 26, 1984 | Monday, September 10, 1984 |
| Tuesday, April 10, 1984 | Tuesday, September 25, 1984 |
| Wednesday, April 25, 1984 | Wednesday, October 10, 1984 |
| Thursday, May 10, 1984 | Thursday, October 25, 1984 |
| Friday, May 25, 1984 | Friday, November 9, 1984 |
| Monday, June 11, 1984 | Monday, November 26, 1984 |
| Monday, June 25, 1984 | Monday, December 10, 1984 |
| | Monday, December 24, 1984 |

NEW SECTION

WAC 82-50-041 EFFECTIVE DATE. This rule is effective immediately: Provided, that WAC 82-50-021 applies only to the official twice-a-month pay periods beginning January 1, 1984.

WSR 83-15-004
EMERGENCY RULES
DEPARTMENT OF CORRECTIONS
 [Order 83-07—Filed July 8, 1983]

I, Amos E. Reed, director of the Department of Corrections, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the adoption of chapters 137-48 and 137-36 WAC and the repeal of chapters 275-96 and 275-87 WAC.

Any comments regarding these rules may be addressed to:

John J. Sinclair, Administrator
 Office of Contracts and Regulations
 Division of Management and Budget
 Mailstop FN-61
 Olympia, Washington 98504
 Scan 234-5770

I, Amos E. Reed, find that an emergency exists and that this 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 the emergency is these rules have been adopted previously on an emergency basis. These rules have been revised based on public comment. Further comment is desired before final adoption.

These 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 Department of Corrections as authorized in RCW 72.09.050, 72.08.103, 72.13.080 and 72.15.040.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 8, 1983.

By Robert E. Trimble
 Deputy Secretary
 for Amos E. Reed
 Secretary

Chapter 137-48 WAC
INMATE MAIL AND COMMUNICATIONS

NEW SECTION

WAC 137-48-010 PURPOSE. The purpose of these rules is to maintain the safety, security, and discipline of adult correctional facilities operated under the jurisdiction of the department of corrections in accordance with Title 72 RCW et al., by establishing guidelines for the development of department and institution level policies and rules governing the receipt and sending of mail by inmates to prevent the transmission of illegal items or contraband into or out of an institution.

NEW SECTION

WAC 137-48-020 DEFINITIONS. (1) "Contraband" consists of all illegal items, alcoholic beverages,

and other items which a resident of a correctional institution may not have in his/her possession, as defined in regulations adopted by the superintendent of an institution and approved by the secretary.

(2) "Emergency situations" are critical illnesses, deaths, emotional crises, or similar situations experienced by members of the inmate's family or the inmate.

(3) "Illegal items" are controlled substances as defined and listed in chapter 69.50 RCW or any weapon, firearm, or any instrument which, if used, could produce serious bodily injury to the person of another.

(4) "Indigent inmate" means an inmate who has not been credited with more than ten dollars from any source for deposit to the inmate's trust fund during the thirty days preceding a mail request of postage to be paid by the institution or has less than a ten dollar balance in his/her trust fund account.

(5) "Inspection of mail" means the physical act of opening, touching, smelling, and/or reading of mail, the use of mechanical or chemical systems and/or the use of animals to determine the presence of contraband or illegal items.

(6) "Legal mail" is correspondence to or from courts and court staff (judges, clerks of the court, judicial law clerks, etc.), attorneys and persons working for attorneys and to established groups involved in the representation of inmates in judicial proceedings (ACLU, legal services groups, etc.), and government officials or agencies. To be considered "legal mail" the correspondence must clearly be marked "legal mail" on the outside of the envelope.

(7) "Letters" consists of personal communications and enclosures to and from inmates including, but not limited to, handwritten or typed communications.

(8) "Mail" consists of letters, publications, or packages delivered by the United States Post Office or by other means.

(9) "Packages" means the immediate container or wrapping and the contents therein in which any item is contained for consumption, use or storage by inmates, and for purposes of this chapter, also means any shipping container or outer wrapping and the contents therein used by retailers to ship or deliver any item to inmates where it is the only such container or wrapping.

(10) "Publications" consists of reproduced handwritten or pictorial materials including books, periodicals, newspapers, and pamphlets.

(11) "Secretary" is the secretary of the department of corrections or his/her designee(s).

(12) "Superintendent" means the superintendent of a correctional facility or his/her designee(s).

NEW SECTION

WAC 137-48-030 INSPECTION OF MAIL. (1) All mail received by or to be sent by an inmate, excluding legal mail discussed in subsection (2) of this section, may be inspected at any time by the superintendent or his/her designee(s). Mail may be disapproved for receipt or transmittal in accordance with WAC 137-48-040. No person who inspects, or participates in the inspection, of an inmates mail, shall disclose the contents except in the cause of his/her official duties.

(2) Mail which is clearly identified on the outside of the envelope as legal mail, as defined in WAC 137-48-020(13), shall be inspected only in the presence of the inmate. Legal mail shall not be read without a search warrant.

(3) Mail containing illegal items or contraband shall be held and disposed of in accordance with the procedures set forth in chapter 137-36 WAC or as otherwise stated in this chapter.

NEW SECTION

WAC 137-48-040 RESTRICTION OF INCOMING AND/OR OUTGOING MAIL. (1) Incoming mail to inmates may be disapproved for receipt for any one of the following reasons:

(a) The mail contains threats of physical harm against any person or threats of criminal activity.

(b) The mail threatens blackmail or extortion.

(c) The mail concerns sending contraband in or out of the institution.

(d) The mail contains plans to escape.

(e) The mail contains plans for activities in violation of institutional rules, such as riots.

(f) The mail concerns plans for criminal activity.

(g) The mail is in code or in a foreign language and its contents are not understood by the reader.

(h) The mail contains information which, if communicated, would create a risk of violence and/or physical harm.

(i) The mail contains contraband.

(j) The mail contains obscene material as defined in department policy directives.

(2) Outgoing mail from inmates of institutions may be disapproved for mailing for any one of the following reasons:

(a) For any one of the reasons set forth in WAC 137-48-040(1).

(b) The mail is addressed to a minor whose parents or guardian have objected in writing to such correspondence; an individual previously has been sent obscene or threatening mail by the inmate and has complained or has asked that such mail not be received; the mail solicits money or goods from persons other than the immediate family of the inmate.

(3) No letter is to be restricted for the reason that it contains critical opinions of departmental policy or departmental employees.

(4) In addition to those reasons cited in this section, publications received by inmates may be restricted if:

(a) It advocates that any ethnic, racial, or religious group is inferior for any reason and makes such group an object of ridicule and scorn; or

(b) It may reasonably be thought to precipitate a violent confrontation between the recipient(s) and a member(s) of the target group. No publications will be withheld solely on the basis of their appeal to a particular ethnic, racial, or religious group.

(5) In addition to those reasons cited in this section, packages sent either to or from an inmate are subject to the following restrictions:

(a) An inmate may receive one gift package not to exceed fifteen pounds in weight on a quarterly basis. Quarterly periods shall consist of December through February, March through May, June through August, and September through November. Rules governing the contents of quarterly packages shall be developed specifically by each institutional superintendent and approved by the secretary. The superintendent may allow exceptions from the one gift package limitation and weight limitation provided that appropriate contraband controls are maintained.

(b) The contents of the quarterly package shall be restricted to those items that are otherwise not available to the inmate through the institutional store. A replacement package may be sent during the same quarter for damaged packages that are returned to the sender by the inmate. Packages containing contraband shall be refused delivery to the inmate and will be counted as the package for that quarter.

(c) Prepaid merchandise approved by the superintendent and ordered by the inmate from any wholesaler or retailer shall not be considered one of the quarterly packages.

(d) Inmates may mail packages containing materials which have been sent to him or her in the institution or gifts consisting of his or her own hobby craft or curio work. Packages must be made and mailed at the inmate's expense.

(e) Newly admitted inmates at the Washington Corrections Center will not receive packages while assigned to the reception center.

NEW SECTION

WAC 137-48-050 PROCEDURES FOR RESTRICTIONS OF INCOMING AND/OR OUTGOING MAIL. (1) If an inmates's incoming or outgoing mail is restricted, notification shall be provided to the inmate and the author of the mail in writing of the specific publication, letter, or package which has been censored and the reason for this action.

(2) The inmate and author shall be advised in writing of his/her right to seek review of the decision to restrict his/her mail. The review shall be sought by writing directly to the director of the division of prisons or his/her designee(s) within ten calendar days.

(3) Upon receipt of an inmate's and/or author's appeal, the director of prisons or his/her designee shall affirm or reverse the action taken at the institution level and shall advise the inmate and/or author in writing of this action within ten working days from the receipt of the inmate's or author's written request.

(4) When a decision is rendered regarding a particular issue of a publication, that decision shall be binding for all facilities in the division of prisons.

(5) If a package contains contraband and is subject to criminal prosecution, the entire package will be turned over to the appropriate law enforcement agency. Items of contraband not subject to criminal prosecution will be disposed of in accordance with those procedures set forth in chapter 137-36 WAC.

NEW SECTION

WAC 137-48-060 MAIL COSTS. (1) Except as otherwise stated in this section, mail costs shall be the responsibility of the inmate.

(2) Mail which arrives at the institution with postage due may, at the option of the superintendent, be delivered to the inmate. The institution may pay the postage due in accordance with subsection (3) of this section, or hold the mail for a reasonable period of time so as to allow the inmate to arrange for payment of the postage due. If such arrangements are not made within the time provided, the package may be donated to charity or discarded.

(3) Indigent inmates shall be authorized to receive postage for a maximum of five letters per week. This postage shall cover both legal and regular correspondence irrespective of the number of letters identified as legal mail. This shall also include costs advanced by the institution for postage due mail.

NEW SECTION

WAC 137-48-070 MAIL RECORDS. The institution superintendent or his/her designee(s) shall be responsible for the maintenance of a continuous record showing the source and destination of legal and official correspondence to and from government officials, packages and items of monetary value mailed by or mailed to an inmate. The secretary shall establish procedures for each institution governing the written mail record.

NEW SECTION

WAC 137-48-080 TELEPHONE USAGE. (1) Telephone facilities shall be provided in appropriate numbers and locations to permit reasonable and equitable access to all inmates, except inmates of the reception center and those inmates in disciplinary segregation.

(2) The superintendent shall promulgate written regulations providing for access of inmates to additional telephone facilities in emergency situations.

(3) The superintendent shall promulgate written regulations outlining the hours of telephone availability, maximum length of calls (not less than five minutes) and any limitations on telephone use, subject to approval by the secretary.

NEW SECTION

WAC 137-48-090 IMPLEMENTATION. The secretary may adopt rules and regulations implementing this chapter.

Chapter 137-36 WAC
ADULT CORRECTIONAL INSTITUTIONS—IN-
MATE PERSONAL PROPERTY

NEW SECTION

WAC 137-36-010 PURPOSE. The purpose of these rules is to maintain the safety, security, and discipline of adult correctional facilities operated under the

jurisdiction of the department of corrections in accordance with Title 72 RCW et al., by establishing guidelines for the development of department and institution level policies and rules governing the retention of personal property by inmates to prevent the possession of illegal items and contraband within the institution.

NEW SECTION

WAC 137-36-020 DEFINITIONS. (1) "Contraband" consists of all illegal items, alcoholic beverages, and other items which a resident of a correctional institution may not have in his possession, as defined in regulations adopted by the superintendent of an institution and approved by the secretary.

(2) "Illegal items" are controlled substances as defined and listed in chapter 69.50 RCW or any weapon, firearm, or any instrument which, if used, could produce serious bodily injury to the person of another.

(3) "Inmate" shall refer to those persons committed to the custody of the department of corrections and inmates transferred from other states or the federal government.

(4) "Secretary" is the secretary of the department of corrections or his/her designee(s).

(5) "Superintendent" means the superintendent of a correctional facility or his/her designee(s).

NEW SECTION

WAC 137-36-030 AUTHORIZED ITEMS. (1) Only authorized items may be retained by an inmate in the custody of the department. All authorized items shall be retained at the owner's risk. The state of Washington shall not be liable for any loss or damage.

(2) Authorized items may be limited in quantity and value when necessary to provide accountability, contraband control, safety or sanitary conditions, storage space, inmate morale or to meet the unique needs of each institution.

(3) Each superintendent shall establish regulations setting forth specific authorized items and levels of personal property for those inmates confined to that institution. Specific personal property authorizations may be suspended to ensure the safety, medical or mental health treatment objectives of any inmate or the general population and to ensure proper maintenance of order and security of the institution.

(4) All authorized items in excess or in noncompliance with the levels established by the superintendent of each institution shall be considered contraband and shall be disposed of as provided in WAC 137-36-040.

NEW SECTION

WAC 137-36-040 DISPOSITION OF PERSONAL PROPERTY. (1) Contraband items will be confiscated by the superintendent and disposed of in the following manner:

(a) Items which are determined to be owned by an inmate will be mailed or transferred to a person designated by the inmate at the inmate's expense. If the inmate is without funds, refuses to pay the required postage or refuses to designate an individual to receive

the property, such items shall be donated to a charitable organization.

(b) Items for which ownership cannot be determined shall be held by the superintendent for six months and then donated to a charitable organization or destroyed.

(c) Money such as currency, personal checks, and money orders, is contraband within adult correctional institutions. If money or other negotiable instrument is found in the unauthorized possession of an inmate and he/she claims or disclaims ownership or, if ownership is unknown, the money or negotiable instrument shall be confiscated immediately and shall be deposited in the inmate welfare fund at the expiration of any appeal or hearing.

The inmate shall be advised in writing of his/her right to seek review of the decision to place the money in the inmate welfare fund. The review shall be sought by writing directly to the director of the division of prisons or his/her designee(s) within ten calendar days.

(2) Illegal items will be confiscated by the superintendent and disposed of in the following manner:

(a) Illegal items shall be held by the superintendent as required for evidence for law enforcement authorities.

(b) Illegal items not retained for evidence shall be destroyed.

NEW SECTION

WAC 137-36-050 INVENTORY OF PERSONAL PROPERTY. All personal property, whether confiscated, in the possession of the inmates or maintained by the institution shall be inventoried on forms established and approved by the secretary.

A continuous log will be maintained at each holding area designated for inmate personal property. The log shall identify the property contained therein as well as the custodial personnel who have access to the personal property area.

NEW SECTION

WAC 137-36-060 RETURN OF PERSONAL PROPERTY. Upon formal release from the institution, all personal property in the custody of the superintendent shall be returned to the inmate. If the inmate believes that property of value belonging to him/her has been lost or damaged due to staff negligence, he/she may file a claim pursuant to RCW 4.92.100.

NEW SECTION

WAC 137-36-070 IMPLEMENTATION. The secretary may adopt rules and regulations implementing this chapter.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 275-87-005 **CONTRABAND—DEFINITIONS.**

(2) WAC 275-87-010 **CONFISCATION.**

(3) WAC 275-87-015 **DISPOSITION OF ILLEGAL ITEMS.**

(4) WAC 275-87-020 **DISPOSITION OF OTHER ITEMS.**

(5) WAC 275-87-025 **RECORDS.**

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 275-96-005 **DEFINITIONS.**

(2) WAC 275-96-010 **COMMUNICATION—PURPOSE.**

(3) WAC 275-96-015 **COMMUNICATION—GENERAL LIMITATIONS.**

(4) WAC 275-96-021 **OUTGOING MAIL.**

(5) WAC 275-96-022 **INCOMING MAIL.**

(6) WAC 275-96-025 **SPECIAL RULES—INCOMING PUBLICATION LIMITATIONS AND CONTROLS.**

(7) WAC 275-96-030 **SPECIAL RULES REGARDING PACKAGES—LIMITATIONS AND CONTROLS.**

(8) WAC 275-96-045 **HANDLING OF MAIL.**

(9) WAC 275-96-050 **TREATMENT OF CASH AND CHECKS.**

(10) WAC 275-96-055 **LEGAL MAIL.**

(11) WAC 275-96-060 **STATIONERY AND POSTAGE.**

(12) WAC 275-96-065 **USE OF TELEPHONE.**

(13) WAC 275-96-070 **PROCEDURE FOR DISAPPROVAL OF RESIDENT MAIL.**

WSR 83-15-005

NOTICE OF PUBLIC MEETINGS SEATTLE COMMUNITY COLLEGE DISTRICT

[Memorandum—July 7, 1983]

A special meeting of the board of trustees of the Seattle Community College District VI has been scheduled for Tuesday, July 12, 1983, at 7:30 p.m., in the District Office Board Room, 300 Elliott Avenue West, Seattle, WA 98119.

WSR 83-15-006

PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Institutions)

[Filed July 8, 1983]

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 Alcoholism recovery house facilities—Extended care services, new WAC 275-19-550.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing;

that the agency will at 2:00 p.m., Tuesday, August 23, 1983, in H-19, Third Floor Conference Room, Office

Building #2, 12th and Franklin, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 31, 1983.

The authority under which these rules are proposed is chapter 70.96A RCW.

The specific statute these rules are intended to implement is chapter 70.96A RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 23, 1983.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration and Personnel
Department of Social and Health Services
Mailstop OB 14
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 Franklin, Olympia, Phone (206) 753-7015, by August 9, 1983. The meeting site is in a location which is barrier free.

Dated: July 7, 1983

By: R. M. Ryan

for David A. Hogan, Director

Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.025.

Re: Adds a new section to chapter 275-19 WAC.

Purpose of the Rule: To reduce treatment requirements for clients in alcoholism long-term treatment facilities.

The Reason These Rules are Necessary: To reduce treatment requirements so daily cost of care for public assistance clients can be kept within reduced budget limits.

Statutory Authority: Chapter 70.96A RCW.

Summary of the Rule or Rule Change: Changes class of service for most alcoholism long-term treatment services to alcoholism recovery house extended care services, requires that the treatment program be designed to provide services to alcoholics who have impaired self-maintenance capabilities, and that the program be designed to provide services for ninety days or more.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Jess McCabe, Coordinator, Alcoholism Program Certification, Office on Alcoholism, Phone: 753-5866, Mailstop: OB-44W.

These rules are necessary because of legislative budget reductions for long-term alcoholism treatment facilities.

NEW SECTION

WAC 275-19-550 ALCOHOLISM RECOVERY HOUSE FACILITIES—EXTENDED CARE SERVICES. To be approved as an extended care alcoholism recovery house facility, the treatment program shall meet the following additional requirements:

(1) The program shall be designed to provide treatment services to alcoholics having impaired self-maintenance capabilities.

(2) The program shall be designed to provide client care and treatment for a period of ninety days or more.

WSR 83-15-007
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
[Filed July 8, 1983]

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 schedule of charges, amending WAC 275-16-030.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing;

that the agency will at 2:00 p.m., Tuesday, August 23, 1983, in the Third Floor Conference Room, H-19, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 31, 1983.

The authority under which these rules are proposed is RCW 71.02.412.

The specific statute these rules are intended to implement is RCW 71.02.410.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 23, 1983.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration and Personnel
Department of Social and Health Services
Mailstop OB 14
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 Franklin, Olympia, Phone (206) 753-7015, by August 9, 1983. The meeting site is in a location which is barrier free.

Dated: July 7, 1983

By: R. M. Ryan

for David A. Hogan, Director

Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending WAC 275-16-030.

The Purpose of the Rule or Rule Change: To revise schedule of charges for state hospitals. Charges will generally be increased which will result in substantial additional revenue to the state.

The Reasons These Rules are Necessary: To reflect current costs of operating the state hospitals.

Statutory Authority: RCW 71.02.412.

Summary of the Rule or Rule Change: Revise schedule of charges for state hospitals based on current operating costs.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Dick Uphaus, Mental Health Program Administrator, Mental Health Division, Mailstop: OB-42F, Phone: (206) 753-5414, scan 234-5414.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 1866, filed 8/18/82)

WAC 275-16-030 SCHEDULE OF CHARGES. Hospitalization charges shall be due and payable on or before the tenth day of each calendar month for services rendered during the preceding month, based upon the following schedule:

(1) COSTING AND BILLING RATES

| | Western State Hospital | Child Study and Treatment Center | Eastern State Hospital |
|--|-----------------------------------|----------------------------------|-----------------------------------|
| (a) INPATIENT SERVICES - Per diem | | | |
| Hospital Costs | (\$104.07) \$107.61 | \$134.08 \$156.90 | (\$115.98) \$127.15 |
| Physician Costs | (3.63) 4.09 | 6.82 9.46 | 6.07) 6.36 |
| Total | (107.70) 111.70 | 140.90 166.36 | 122.05) 133.51 |
| (b) OUTPATIENT SERVICES - Per diem | | | |
| Outpatient Day Care | — | (33.52) 41.59 | — |
| (c) ANCILLARY SERVICES - Per Relative Value Unit ¹ | | | |
| Radiology(⋅) | 6.92 | 6.92 | 7.89 |
| ((Technical Component | 4.50 | 4.50 | 4.58 |
| Professional Component | 1.38 | 1.38 | .63 |
| Total-Radiology | 5.88 | 5.88 | 5.21) |
| Pathology(⋅) | .51 | .51 | .49 |
| ((Technical Component | .32 | .32 | — |
| Professional Component | .19 | .19 | — |
| Total-Pathology | .42 | .42 | .31) |
| Medical Clinics | (1.60) 1.85 | 1.60) 1.85 | 1.00 |
| Electroencephalogram | 2.22 | 2.22 | (8.17) 7.40 |
| Electrocardiogram | — | — | (.35) .42 |
| Inhalation Therapy | — | — | 7.37 |
| Physical Therapy | (1.65) 1.94 | 1.65) 1.94 | 1.72) 1.03 |
| Occupational Therapy | — | — | (36.15) 22.87 |
| Speech Therapy | — | — | (6.32) 10.91 |
| Dental | — | — | (41.77) 44.96 |
| Podiatry | 1.09 | 1.09 | (—) 1.38 |
| Optometry | — | — | 1.00 |

(2) Services required by the patient that cannot be provided by hospital staff are purchased from private sources and charged at actual cost.

¹/California Medical Association. "Relative Value Studies." Fifth Edition. San Francisco: 693 Sutter Publication, Inc., 1969, 135 pp.

WSR 83-15-008
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 83-62—Filed July 11, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is harvestable numbers of sockeye salmon are available, and this regulation is adopted pursuant to the Columbia River Compact.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 11, 1983.

By Russell W. Cahill
Deputy Director
for William R. Wilkerson
Director

NEW SECTION

WAC 220-32-05100U SEASONS—SALMON
Notwithstanding the provisions of WAC 220-32-051, 220-32-052 and 220-32-053, effective 12:00 noon July 11, 1983 through 12:00 noon July 14, 1983, it is lawful for fishermen possessing treaty Indian fishing rights under the Yakima Treaty, the Warm Springs Treaty, the Umatilla Treaty and the Nez Perce Treaty to take, fish for and possess salmon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Area 1H subject to the following provisions:

(1) Four and one-half inch maximum mesh restriction.

(2) No chinook salmon taken in this fishery may be used for commercial purposes, and all chinook salmon taken will count as part of the ceremonial and subsistence catch permitted by the Columbia River Comprehensive Management Plan.

WSR 83-15-009
PROPOSED RULES
HOSPITAL COMMISSION
[Filed July 11, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State

Hospital Commission intends to adopt, amend, or repeal rules concerning an amendment to the text of the Commission Accounting and Reporting Manual for Hospitals, filed with the code reviser on October 1, 1974, as Order No. 74-07, but not published as part of the Washington Administrative Code. The specific portion of the manual amended by this action is as follows: Revision of Appendix F Occupational Therapy Relative Value Units. This modification was recommended to the Technical Advisory Committee by the Washington Occupational Therapy Association. The Technical Advisory Committee recommends that the attached Occupational Therapy Relative Value be adopted for use for hospital fiscal years beginning on or after January 1, 1984;

that the agency will at 10:00 a.m., Thursday, August 25, 1983, in the Vance Airport Inn, Seattle, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 70.39.180(1) and 34.04.020.

The specific statute these rules are intended to implement is chapter 70.39 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 25, 1983.

By: Maurice A. Click
Executive Director

STATEMENT OF PURPOSE

Title and Number of Rule: Chapter 261-20 WAC, Uniform system of accounting and financial reporting.

Statutory Authority for the Rule and Specific Statute that the Rule is Intended to Implement: RCW 70.39.100.

Summary of the Rule: The rule amends the text of the commission's Accounting and Reporting Manual for Hospitals, filed with the code reviser on October 1, 1974, as Order Number 74-07, but not published as part of the Washington Administrative Code. This rule modifies Appendix F, pages F-1 and F-2, Occupational Therapy Relative Values.

Reasons Supporting the Proposed Rule: The Washington State Occupational Therapy Association recommended that the occupational therapy relative values be revised. This was reviewed by the Technical Advisory Committee on March 8, 1983, and recommended for adoption to the commission.

The Agency Personnel Responsible for the Drafting, Implementation and Enforcement of this Rule: Maurice A. Click, Executive Director, Washington State Hospital Commission, Mailstop FJ-21, Olympia, Washington 98504, (206) 753-1990.

Name of the Person or Organization Whether Private, Public, or Governmental that is Proposing the Rule: Washington State Hospital Commission.

These rules are not necessary to comply with a federal law or a federal or state court decision.

Small Business Economic Impact Statement: Pursuant to RCW 19.85.040, the Hospital Commission submits the following small business economic impact statement.

The Hospital Commission's rules currently provide for an alternative system for reporting by smaller hospitals: WAC 261-20-074 et seq. The proposed revisions retain these specialized and reduced reporting requirements for smaller hospitals. The staff of the Hospital Commission believes that this alternative reporting system enables the smaller hospitals to report the information required by the statute in the least onerous fashion.

Reviser's note: The text of the proposed amendments to the Commission's Accounting and Reporting Manual for Hospitals has 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 proposed amendments may be obtained from the Washington State Hospital Commission, Maurice A. Click, Executive Director, Mailstop FJ-21, Olympia, WA 98504.

**WSR 83-15-010
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)**

[Order 1990—Filed July 11, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to schedule of per capita costs, amending WAC 275-20-030.

I, David A. Hogan, 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 to implement RCW 72.33.660.

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

This rule is promulgated pursuant to RCW 72.33.660 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) 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 11, 1983.

By David A. Hogan, Director
Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1885, filed 9/29/82)

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

| | <i>Per Capita Daily Rate</i> |
|---|---|
| <i>Lakeland Village</i> | \$((+16.30)) 118.89 |
| <i>Rainier School</i> | \$((+13.72)) 117.03 |
| <i>Yakima Valley School</i> | \$ ((92.97)) 96.94 |
| <i>Fircrest School</i> | \$((+06.71)) 113.25 |
| <i>Interlake School</i> | \$ ((94.80)) 104.68 |
| <i>Frances Haddon Morgan</i> | \$((+24.66)) 117.19 |
| <i>((School for Blind=nonresident School for Deaf=nonresident</i> | \$101.79 \$ 59.99) |

**WSR 83-15-011
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
[Filed July 12, 1983]**

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 schedule of per capita cost, amending WAC 275-20-030.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing;

that the agency will at 2:00 p.m., Tuesday, August 23, 1983, in the Third Floor Conference Room, H-19, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 31, 1983.

The authority under which these rules are proposed is RCW 72.33.600 [72.33.660].

The specific statute these rules are intended to implement is RCW 72.33.660.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 23, 1983.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration and Personnel
Department of Social and Health Services
Mailstop OB 14
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 Franklin, Olympia,

Phone (206) 753-7015, by August 9, 1983. The meeting site is in a location which is barrier free.

Dated: July 11, 1983

By: David A. Hogan, Director
Division of Administration and Personnel

STATEMENT OF PURPOSE

Re: Amending WAC 275-20-030.

Purpose of the Rule or Rule Change: To reflect the actual daily costs at state DDD Residential Habilitation Centers (RHCs). (Formerly called "Institutions.")

The Reason(s) These Rules are Necessary: Costs for each school will be computed and adopted as the rate for that year. This is the 1983 update.

Statutory Authority: RCW 72.33.660.

Summary of Rule or Rule Change: Change the daily per capita rate collected for residents of state DDD RHCs (Institutions).

Person or Persons Responsible for Drafting, Implementation and Enforcement of the Rule: Frank Sanborn, Manager, Budget and Fiscal, Developmental Disabilities, Mailstop: OB-42C, Phone: 3-3906.

The Person or Organization (if other than DSHS) who Propose These Rules: N/A.

These rules are not necessary as a result of federal law, federal court action, or state court decision.

Agency Comments or Recommendations: [No information supplied by agency]

Economic Impact on Small Businesses: None.

Emergency Adoption Justification: WAC-issued rates need to be in place as soon as possible so as not to cause a lidding problem with Title XIX IMR rates.

AMENDATORY SECTION (Amending Order 1885, filed 9/29/82)

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

| | <i>Per Capita Daily Rate</i> |
|---|---|
| Lakeland Village | \$((+16.30)) 118.89 |
| Rainier School | \$((+13.72)) 117.03 |
| Yakima Valley School | \$ ((92.97)) 96.94 |
| Fircrest School | \$((+06.71)) 113.25 |
| Interlake School | \$ ((94.80)) 104.68 |
| Frances Haddon Morgan | \$((+24.66)) 117.19 |
| <i>((School for Blind=nonresident School for Deaf=nonresident</i> | \$101.79 \$ 59.99) |

**WSR 83-15-012
ADOPTED RULES
BOARD OF**

PILOTAGE COMMISSIONERS

[Order 83-3, Resolution No. 83-3—Filed July 12, 1983]

Be it resolved by the Board of Pilotage Commissioners, acting at Coleman Dock, Seattle, Washington 98104, that it does adopt the annexed rules relating to

tariffs and pilotage rates for the Grays Harbor pilotage district, WAC 296-116-185.

This action is taken pursuant to Notice No. WSR 83-11-038 filed with the code reviser on May 18, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 88.16.035(4) and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED June 30, 1983.

By Ralph E. White
Chairman

AMENDATORY SECTION (Amending Order 82-1, Resolution No. 82-1, filed 3/29/82)

WAC 296-116-185 **TARIFFS, AND PILOTAGE RATES FOR THE GRAYS HARBOR PILOTAGE DISTRICT.** The following rates shall become effective on (~~April 1, 1984~~) August 1, 1983:

CLASSIFICATION OF PILOTAGE SERVICE RATE

Piloting of vessels in the inland waters and tributaries of Grays Harbor:

Each vessel shall be charged according to its draft and tonnage. The draft charges shall be \$31.35 per meter (or \$9.56 per foot) and the tonnage charge shall be \$.10 per net registered ton. The minimum net registered tonnage charge is \$350.00. The charge for an extra vessel (in case of tow) is \$200.00.

Boarding Fee:

Per each boarding/deboarding from a boat..... \$150.00

~~((Note: Fifty dollars of the boarding fee is to finance the purchase of the pilot boat "Chehalis" and "Grays Harbor." When the boats are fully amortized, the boarding fee is to be terminated. The one-hundred dollar additional fee will be placed in an account for maintenance of the pilot boats.))~~

Harbor Shifts:

For each shift from dock to dock, dock to anchorage, anchorage to dock, or anchorage to anchorage 250.00
Delays per hour 60.00
Cancellation charge (pilot only) 100.00
Cancellation charge (pilot boat only)..... 300.00

CLASSIFICATION OF PILOTAGE SERVICE RATE

Travel Allowance:

Boarding or debarking a vessel off Grays Harbor entrance 50.00
Pilot when traveling to an outlying port to join a vessel or returning through an outlying port from a vessel which has been piloted to sea shall be paid (~~(\$250.00)~~) \$350.00 for each day or fraction thereof, and the travel expense incurred.

Bridge Transit:

Charge for each bridge transited 110.00

Miscellaneous:

The balance of amounts due for pilotage rates not paid within 60 days of invoice will be assessed at (~~(+%)~~) 1 1/2% per month late charge. At least a four hour notice shall be given for an arrival, sailing, or change of ETA or ETD.

WSR 83-15-013

ADOPTED RULES

DEPARTMENT OF LICENSING

(Barber Examining Committee)

[Order PL #439—Filed July 12, 1983]

Be it resolved by the Barber Examining Committee, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to the amending of WAC 308-16-213, 308-16-240, 308-16-310, adding new sections WAC 308-16-205, 308-16-214 and repealing WAC 308-16-21001, 308-16-211, 308-16-212, 308-16-217, 308-16-220, 308-16-280 and 308-16-370.

This action is taken pursuant to Notice Nos. WSR 83-11-045 and 83-14-031 filed with the code reviser on May 18, 1983, and June 30, 1983. Such rule shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.15.056 which directs that the Barber Examining Committee with the approval of the Director of Licensing has authority to implement the provisions of chapter 18.15 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 July 8, 1983.

John Gonzalez
Director
By Walter Hass

Acting Chairman
Barber Examining Committee

NEW SECTION

WAC 308-16-205 **REQUIRED HAIRCUT FOR PERFORMANCE EXAMINATION.** All applicants for barber licensure will be required to perform a haircut that is well balanced, with an emphasis upon shading and topping. Any one of the styles of haircuts contained on page 60 or 61 of the "Standardized Textbook of Barbering and Styling", Seventh Edition, published by the Associated Master Barbers and Beauticians of America is acceptable.

NEW SECTION

WAC 308-16-214 **SCORING FOR PRACTICAL EXAMINATION—BARBER.** All applicants for a barber practical examination must obtain a grade average of 75% in each category of the practical examination, to wit: haircutting, shaving, massaging, shampooing and conditioning of barber tools. The final score for each category shall be based upon the scores given to the applicant by the majority of the examiners or be based upon the average of the scores of all examiners, whichever is greater. A failure to obtain a final score of 75% in any one category will result in failure of the examination and upon a proper retest, the applicant will be required to perform those categories of the practical examination in which the applicant previously failed.

AMENDATORY SECTION (Amending Order PL 193, filed 6/12/75)

WAC 308-16-213 **PRACTICAL EXAMINATION - LENGTH OF EXAMINATION.** ~~((Examinees for permit barber will be allowed no more than ninety minutes to complete all portions of the practical examination. Journeymen))~~ Barber examinees will be allowed no more than ~~((sixty))~~ eighty minutes to complete all portions of the practical examination.

AMENDATORY SECTION (Amending Order PL 1, filed 2/7/68)

WAC 308-16-240 **BRUSH-UP COURSES.** Any person previously licensed as a barber ~~((or permit barber))~~ in the state of Washington or any person holding a valid master barber license from one of the other states of the United States, shall be deemed qualified to make an application to the director of ~~((licenses))~~ licensing for a brush-up course and be entitled to obtain a certificate authorizing him to study the practice of barbering in any barber school or barber college of this state for a period of two hundred fifty hours in not more than sixty days.

AMENDATORY SECTION (Amending Order PL 147, filed 8/14/73)

WAC 308-16-310 **DEMONSTRATIONS AND SHORT COURSES.** Demonstrations of hair styling, fitting and styling of hairpieces, and courses of short duration must comply with the following requirements:

- (1) Courses will be restricted to licensed ~~((and permit))~~ barbers;
- (2) The demonstration or course must be conducted in a barber school unless permission is obtained from the director to hold it in another location;
- (3) The sponsors of the demonstration or course must file with the director a notification, in writing, not less than 15 days in advance, indicating when, where and by whom the demonstration or course will be conducted; and
- (4) If the demonstration or course is conducted by other than a licensed barber instructor, then a Washington licensed barber or barber instructor must be designated as responsible for the program and approval by the director.

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 sections of the Washington Administrative Code are hereby repealed:
- WAC 308-16-21001 **REQUIRED HAIRCUT FOR PERFORMANCE EXAMINATION.**
 - WAC 308-16-211 **SCORING FOR PRACTICAL EXAMINATION—PERMIT.**
 - WAC 308-16-212 **SCORING FOR PRACTICAL EXAMINATION—JOURNEYMAN.**
 - WAC 308-16-217 **PERMITTEES—PARTIAL EXAMINATION.**
 - WAC 308-16-220 **RENEWAL OF PERMITS.**
 - WAC 308-16-280 **WAIVERS, MAXIMUM AND MINIMUM MONTHS OF ATTENDANCE.**
 - WAC 308-16-370 **PERMIT BARBER TRAINING.**

WSR 83-15-014

ADOPTED RULES

DEPARTMENT OF ECOLOGY

[Order DE 83-19—Filed July 12, 1983]

I, Donald W. Moos, director of the Department of Ecology, do promulgate and adopt at the Department of Ecology, Lacey, Washington, the annexed rules relating to Seattle, City of, amending WAC 173-19-2521.

This action is taken pursuant to Notice Nos. WSR 83-12-016 and 83-14-011 filed with the code reviser on May 24, 1983, and June 24, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 90.58.120 and 90.58.200 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.
APPROVED AND ADOPTED July 12, 1983.

By Donald W. Moos
Director

AMENDATORY SECTION (Amending Order DE 83-4, filed 6/7/83)

WAC 173-19-2521 SEATTLE, CITY OF. City of Seattle master program approved June 30, 1976. Revision approved March 11, 1977. Revision approved September 10, 1980. Revision approved February 24, 1981. Revision approved May 14, 1981. Revision approved October 1, 1981. Revision approved January 5, 1982. Revision approved February 24, 1983. Revision approved June 7, 1983. Revision approved July 12, 1983.

WSR 83-15-015
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 83-63—Filed July 12, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is this regulation is necessary to reduce fishing pressure on chinook salmon stocks.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 12, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-56-19000W SALTWATER SEASONS AND BAG LIMITS. *Notwithstanding the provisions of WAC 220-56-190, effective immediately until further notice, it is unlawful to take, fish for, or possess salmon taken for personal use from the waters of the Pacific Ocean except as provided for in this section:*

(1) *It is lawful to fish under bag limit F in those waters north of a line projected due west from the mouth of the Queets River and not more than three miles off-shore.*

(2) *It is lawful to fish under bag limit F in those waters southerly of a line drawn due west from the mouth of the Queets River, northerly of a line drawn due west from the tip of the north jetty at Gray's Harbor (Point Brown), and not more than six miles off-shore.*

(3) *It is unlawful to fish under bag limit F in all waters southerly of a line drawn due west from the tip of the north jetty at Gray's Harbor (Point Brown) and northerly of a line drawn due west from an orange and white striped buoy near Klipsan Beach.*

(4) *It is lawful to fish under bag limit F in those waters southerly of a line drawn due west from an orange and white striped buoy near Klipsan Beach, northerly of a line drawn due west from the southern most point on North Head at the mouth of the Columbia River, and not more than six miles off-shore.*

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-19000V SALTWATER SEASONS AND BAG LIMITS (83-58)

WSR 83-15-016
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 83-64—Filed July 12, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is harvestable numbers of sockeye salmon are available, and this regulation is adopted pursuant to the Columbia River Compact.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 12, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-32-05100V SEASONS—SALMON
Notwithstanding the provisions of WAC 220-32-051, 220-32-052 and 220-32-053, effective immediately through 12:00 noon July 14, 1983, it is lawful for fishermen possessing treaty Indian fishing rights under the Yakima Treaty, the Warm Springs Treaty, the Umatilla Treaty and the Nez Perce Treaty to take, fish for and possess salmon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1H, 1G, and that portion of Area 1F upstream of the Hood River Bridge, subject to the following provisions:

(1) Four and one-half inch maximum mesh restriction.

(2) No chinook salmon taken in this fishery may be used for commercial purposes, and all chinook salmon taken will count as part of the ceremonial and subsistence catch permitted by the Columbia River Comprehensive Management Plan.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-32-05100U SEASONS—SALMON
(83-62)

WSR 83-15-017

ADOPTED RULES

**DEPARTMENT OF
LABOR AND INDUSTRIES**

[Order 83-19—Filed July 13, 1983—Eff. September 12, 1983]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington 98504, the annexed rules relating to the amending of chapter 296-24 WAC, general safety and health standards as follows: WAC 296-24-165 fixed and portable power tool requirements and subsections; WAC 296-24-16503 machine construction general; WAC 296-24-16513 self-feed construction general; WAC 296-24-16521 jointers; WAC 296-24-16527 wood shapers and similar equipment; WAC 296-24-16531 miscellaneous woodworking machines; WAC 296-24-16539 inspection and maintenance of woodworking machines; amended to delete reference to "wood" and "woodworking" in those subsections; and repealing WAC 296-24-13503 color specifications is repealed to mirror OSHA revocations. Amending chapter 296-27 WAC, administrative rules as follows: WAC 296-27-020 definitions are amended to added new definitions identifying standard industrial codes to reflect Occupational Safety and Health Administration changes in Federal Register Volume 47, No. 249, dated December 28, 1982; and WAC 296-27-078 is a new section deleting certain recordkeeping requirements for establishments in identified standard industrial classifications. Reflecting Federal Register Volume 47, No. 249, dated December 28, 1982. New chapter 296-

45 WAC, electrical workers safety standards as follows: WAC 296-45-65038 is a new section dealing with underground residential distribution (URD) rules for electrical workers. Amending chapter 296-62 WAC, general occupational safety and health rules as follows: WAC 296-62-07314 is amended to make our occupational health standard identical to the recordkeeping requirements of the federal regulations published in the Federal Register, Vol. 45, No. 102, May 23, 1982; and WAC 296-62-14515 electrical hazards is amended to correct a spelling error. Amending chapter 296-155 WAC, construction workers safety standards as follows: WAC 296-155-145 and 296-155-220 construction workers safety standards are amended to reference the occupational safety and health standard in regard to noise exposure and respiratory protection. Amending chapter 296-306 WAC, safety standards for agriculture as follows: WAC 296-306-200 is amended to correct a typographical error. Amending chapter 296-350 WAC, administrative rules as follows: WAC 296-350-400 is amended to correct a typographical error.

This action is taken pursuant to Notice Nos. WSR 83-04-044, 83-05-024 and 83-13-006 filed with the code reviser on February 1, 1983, February 10, 1983, and June 2, 1983. These rules shall take effect at a later date, such date being September 12, 1983.

This rule is promulgated pursuant to RCW 49.17.040 and 49.17.050 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.
APPROVED AND ADOPTED July 13, 1983.

By Sam Kinville
Director

AMENDATORY SECTION (Amending Order 76-6, filed 3/1/76)

WAC 296-24-165 ~~FIXED AND PORTABLE POWER TOOL REQUIREMENTS.~~ Scope and application. All sections which include WAC 296-24-165 in the section number shall apply to the use of fixed and portable power tools for processing all materials, including, but not limited to, wood, metal, plastics, and other natural and synthetic material.

AMENDATORY SECTION (Amending Order 82-22, filed 6/11/82)

WAC 296-24-16503 ~~MACHINE CONSTRUCTION GENERAL.~~ (1) Each machine shall be so constructed as to be free from sensible vibration when the largest size tool is mounted and run idle at full speed.

(2) Arbors and mandrels shall be constructed so as to have firm and secure bearing and be free from play.

(3) Any automatic cutoff saw that strokes continuously without the operator being able to control each stroke shall not be used.

(4) Saw frames or tables shall be constructed with lugs cast on the frame or with an equivalent means to

limit the size of the saw blade that can be mounted, so as to avoid overspeed caused by mounting a saw larger than intended.

(5) Circular saw fences shall be so constructed that they can be firmly secured to the table or table assembly without changing their alignment with the saw. For saws with tilting tables or tilting arbors the fence shall be so constructed that it will remain in a line parallel with the saw, regardless of the angle of the saw with the table.

(6) Circular saw gages shall be so constructed as to slide in grooves or tracks that are accurately machined, to insure exact alignment with the saw for all positions of the guide.

(7) Hinged saw tables shall be so constructed that the table can be firmly secured in any position and in true alignment with the saw.

(8) All belts, pulleys, gears, shafts, and moving parts shall be guarded in accordance with the specific requirements of WAC 296-24-20501 through 296-24-20533.

(9) It is recommended that each power-driven ((woodworking)) machine be provided with a disconnect switch that can be locked in the off position.

(10) The frames and all exposed, noncurrent-carrying metal parts of portable electric ((woodworking)) machinery operated at more than 90 volts to ground shall be grounded and other portable motors driving electric tools which are held in the hand while being operated shall be grounded if they operate at more than 90 volts to ground. The ground shall be provided through use of a separate ground wire and polarized plug and receptacle.

(11) For all circular saws where conditions are such that there is a possibility of contact with the portion of the saw either beneath or behind the table, that portion of the saw shall be covered with an exhaust hood, or, if no exhaust system is required, with a guard that shall be so arranged as to prevent accidental contact with the saw.

(12) Revolving double arbor saws shall be fully guarded in accordance with all the requirements for circular crosscut saws or with all the requirements for circular rip saws, according to the kind of saws mounted on the arbors.

(13) No saw, cutter head, or tool collar shall be placed or mounted on a machine arbor unless the tool has been accurately machined to size and shape to fit the arbor.

(14) Combs (featherboards) or suitable jigs shall be provided at the workplace for use when a standard guard cannot be used, as in dadoing, grooving, jointing, moulding and rabbeting.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-16513 SELF-FEED CIRCULAR SAWS. (1) Feed rolls and saws shall be protected by a hood or guard to prevent the hands of the operator from coming in contact with the in-running rolls at any point. The guard shall be constructed of heavy material, preferably metal, and the bottom of the guard shall come down to within three-eighths inch of the plane formed

by the bottom or working surfaces of the feed rolls. This distance (three-eighths inch) may be increased to three-fourths inch, provided the lead edge of the hood is extended to be not less than ((5-1/2)) five and one-half inches in front of the nip point between the front roll and the work.

(2) Each self-feed circular rip saw shall be provided with sectional nonkickback fingers for the full width of the feed rolls. They shall be located in front of the saw and so arranged as to be in continual contact with the ((wood)) material being fed.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-16521 JOINTERS. (1) Each hand-fed planer and jointer with horizontal head shall be equipped with a cylindrical cutting head, the knife projection of which shall not exceed one-eighth inch beyond the cylindrical body of the head.

(2) The opening in the table shall be kept as small as possible. The clearance between the edge of the rear table and the cutter head shall be not more than one-eighth inch. The table throat opening shall be not more than ((2-1/2)) two and one-half inches when tables are set or aligned with each other for zero cut.

(3) Each hand-fed jointer with a horizontal cutting head shall have an automatic guard which will cover all the section of the head on the working side of the fence or gage. The guard shall effectively keep the operator's hand from coming in contact with the revolving knives. The guard shall automatically adjust itself to cover the unused portion of the head and shall remain in contact with the material at all times.

(4) Each hand-fed jointer with horizontal cutting head shall have a guard which will cover the section of the head back of the gage or fence.

(5) Each ((wood)) jointer with vertical head shall have either an exhaust hood or other guard so arranged as to enclose completely the revolving head, except for a slot of such width as may be necessary and convenient for the application of the material to be jointed.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-16527 ((WOOD)) SHAPERS AND SIMILAR EQUIPMENT. (1) The cutting heads of each ((wood)) shaper, hand-fed panel raiser, or other similar machine not automatically fed, shall be enclosed with a cage or adjustable guard so designed as to keep the operator's hand away from the cutting edge. The diameter of circular shaper guards shall be not less than the greatest diameter of the cutter. In no case shall a warning device of leather or other material attached to the spindle be acceptable.

(2) ~~((Cylindrical heads should be used whenever the nature of the work will permit. Single cutter knives in shaper heads shall not be used unless properly balanced.~~

~~((3))~~ All double-spindle shapers shall be provided with a spindle starting and stopping device for each spindle.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-16531 ~~PROFILE AND SWING-HEAD LATHES AND ((WOOD)) HEEL TURNING MACHINE.~~ (1) Each profile and swing-head lathe shall have all cutting heads covered by a metal guard. If such a guard is constructed of sheet metal, the material used shall be not less than one-sixteenth inch in thickness; and if cast iron is used, it shall not be less than three-sixteenths inch in thickness.

(2) Cutting heads on ((wood=))turning lathes, whether rotating or not, shall be covered as completely as possible by hoods or shields, which should be hinged to the machines so that they can be thrown back for making adjustments.

(3) Shoe last and spoke lathes, doweling machines, ((wood)) heel turning machines, and other automatic ((wood=))turning lathes of the rotating knife type shall be equipped with hoods enclosing the cutter blades completely except at the contact points while the stock is being cut.

(4) Lathes used for turning long pieces of ((wood)) stock held only between the two centers shall be equipped with long curved guards extending over the tops of the lathes in order to prevent the work pieces from being thrown out of the machines if they should become loose.

(5) Where an exhaust system is used, the guard shall form part or all of the exhaust hood and shall be constructed of metal of a thickness not less than that specified in subsection (1) of this section.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-16537 ~~MISCELLANEOUS ((WOODWORKING)) MACHINES.~~ (1) The feed rolls of roll type glue spreaders shall be guarded by a semicylindrical guard. The bottom of the guard shall come to within three-eighths inch of a plane formed by bottom or contact face of the feed roll where it touches the stock.

(2) Drag saws shall be so located as to give at least a ((4)) four-foot clearance for passage when the saw is at the extreme end of the stroke; or if such clearance is not obtainable, the saw and its driving mechanism shall be provided with a standard enclosure.

(3) For combination or universal ((woodworking)) machines each point of operation of any tool shall be guarded as required for such a tool in a separate machine.

(4) The mention of specific machines in WAC 296-24-16503 through 296-24-16535, inclusive, is not intended to exclude other ((woodworking)) machines from the requirement that suitable guards and exhaust hoods be provided to reduce to a minimum the hazard due to the point of operation of such machines.

AMENDATORY SECTION (Amending Order 82-22, filed 6/11/82)

WAC 296-24-16539 ~~INSPECTION AND MAINTENANCE OF ((WOODWORKING)) MACHINERY.~~ (1) Dull, badly set, improperly filed, or improperly tensioned saws shall be immediately removed from service, before they begin to cause the material to stick, jam, or kick back when it is fed to the saw at normal speed. Saws to which gum has adhered on the sides shall be immediately cleaned.

(2) All knives and cutting heads of ((woodworking)) machines shall be kept sharp, properly adjusted, and firmly secured. Where two or more knives are used in one head, they shall be properly balanced.

(3) Bearings shall be kept free from lost motion and shall be well lubricated.

(4) Arbors of all circular saws shall be free from play.

(5) Sharpening or tensioning of saw blades or cutters shall be done only by persons of demonstrated skill in this kind of work.

(6) Emphasis is placed upon the importance of maintaining cleanliness around ((woodworking)) machinery, particularly as regards the effective functioning of guards and the prevention of fire hazards in switch enclosures, bearings, and motors.

(7) All cracked saws shall be removed from service.

(8) The practice of inserting wedges between the saw disk and the collar to form what is commonly known as a "wobble saw" shall not be permitted.

(9) Push sticks or push blocks shall be provided at the work place in the several sizes and types suitable for the work to be done.

(10) The knife blade of jointers shall be so installed and adjusted that it does not protrude more than one-eighth inch beyond the cylindrical body of the head. Push sticks or push blocks shall be provided at the work place in the several sizes and types suitable for the work to be done.

(11) Whenever veneer slicers or rotary veneer-cutting-machines have been shutdown for the purpose of inserting logs or to make adjustments, operators shall make sure that machine is clear and other workmen are not in a hazardous position before starting the machine.

(12) Operators shall not ride the carriage of a veneer slicer.

AMENDATORY SECTION (Amending Order 78-10, filed 6/28/78)

WAC 296-27-020 ~~DEFINITIONS.~~ (1) "Act" means the Washington Industrial Safety and Health Act of 1973, chapter 49.17 RCW, as now or hereafter amended.

(2) The definitions and interpretations included in RCW 49.17.020 shall be applicable to such terms when used in this chapter, unless a different interpretation is clearly required by the context.

(3) "Recordable occupational injuries or illnesses of employees" means any occupational injury or illness of employees which result in:

(a) Occupational fatalities, regardless of the length of time between injury and death, or the length of the illness preceding the time of death (no recording is required for fatalities occurring after a termination of employment, except when recording may otherwise be required by a specific industrial safety and health standard adopted pursuant to the Act); or

(b) Lost workday cases, other than fatalities, that result in lost workdays (see subsection (6) of this section); or

(c) Occupational illnesses, or nonfatal cases without lost workdays which result in transfer to another job or termination of employment, or require medical treatment (other than first aid) or involve loss of consciousness or restriction of work or motion. This category also includes any diagnosed occupational illnesses which are reported to the employer but are not classified as fatalities or lost workday cases.

(4) "Medical treatment" means and includes treatment administered by a physician or by registered professional personnel under the standing orders of a physician. Medical treatment does not include first aid treatment even though provided by a physician or registered professional personnel.

(5) "First Aid" means any one-time treatment, and any follow-up visit or visits for the purpose of observation of minor scratches, cuts, burns, splinters and so forth which do not ordinarily require professional medical care. Such one-time treatment and follow-up visit or visits for the purpose of observation are considered first aid even though provided by a physician or registered professional personnel.

(6) "Lost workdays:"

(a) "Lost workdays - days away from work" means the number of days (consecutive or not) after the day of injury or illness which the employee would have worked but could not because of occupational injury or illness. The number of "lost workdays - days away from work", should not include the day of the injury, or the day the illness occurred, or any days which the employee was not scheduled to work; e.g. Saturday, Sunday, or holidays.

(b) "Lost workdays - days of restricted activity" means the number of workdays (consecutive or not) on which, because of the injury or illness:

(i) The employee was assigned to a temporary job; or

(ii) The employee worked at a permanent job less than full time; or

(iii) The employee worked at a permanently assigned job but could not perform all the duties normally assigned to that job.

The number of "lost workdays - days of restricted activity" should not include the day of the injury or the day the illness occurred, or any other days which the employee was not scheduled to work; e.g. Saturday, Sunday, or holidays, etc.

(7) "Establishment" means:

(a) A single physical location where business is conducted or where services or industrial operations are performed. (For example: A factory, mill, store, hotel, restaurant, movie theater, farm, ranch, bank, sales office, warehouse, or central administrative office.) Where distinctly separate activities are performed at a single

physical location, such as contract construction activities operated from the same physical location as a lumber yard, each activity shall be treated as a separate establishment.

(b) For firms engaged in activities such as agriculture, construction, transportation, communications, electric, gas or sanitary services, which may be physically disbursed, "establishment" means a place to which employees report each day.

(c) For employees who do not primarily report or work at a single establishment, and who are generally not supervised in their daily work, such as travelling salesmen, technicians, engineers, etc., "establishment" means the location from which they are paid, or the base from which employees operate to carry out their activities.

(8) Establishments classified in standard industrial classification codes (SIC) 52 through 89.

(a) Establishments whose primary activity constitutes retail trade; finance, insurance, real estate and services are classified in SIC's 52 through 89.

(b) Retail trades are classified as SIC's 52 through 59 and for the most part include establishments engaged in selling merchandise to the general public for personal or household consumption. Some of the retail trades are: automotive dealers, apparel and accessory stores, furniture and home furnishing stores, and eating and drinking places.

(c) Finance, insurance and real estate are classified as SIC's 60 through 67 and include establishments which are engaged in banking, credit other than banking, security dealings, insurance, and real estate.

(d) Services are classified as SIC's 70 through 89 and include establishments which provide a variety of services for individuals, businesses, government agencies, and other organizations. Some of the service industries are: personal and business services, in addition to legal, education, social, and cultural; and membership organizations.

(e) The primary activity of an establishment is determined as follows: For finance, insurance, real estate, and services establishments, the value of receipts or revenue for services rendered by an establishment determines its primary activity. In establishments with diversified activities, the activities determined to account for the largest share of production, sales or revenue will identify the primary activity. In some instances these criteria will not adequately represent the relative economic importance of each of the varied activities. In such cases, employment or payroll should be used in place of the normal basis for determining the primary activity.

~~(8)~~ (9) "WISHERS" means Washington Industrial Safety and Health Evaluation and Reporting System.

~~(9)~~ (10) "Occupational illness" means such illness as arises naturally and approximately out of employment under the provisions of the Act.

NOTE: Examples of occupational illnesses appear on the instruction page of Form OSHA No. 200.

~~(+0)~~ (11) "Occupational" means industrial and industrial means occupational.

(~~++~~) (12) "OSHA" means Occupational Safety and Health Administration.

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: 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 296-27-078/ ESTABLISHMENTS CLASSIFIED IN STANDARD INDUSTRIAL CLASSIFICATION CODES (SIC) 52 THROUGH 89, (EXCEPT 52 THROUGH 54, 76, 79 AND 80). An employer whose establishment is classified in SIC's 52 through 89, (excluding 52 through 54, 70, 75, 76, 79 and 80) need not comply, for such establishment, with any of the requirements of this section except the following:

(1) Obligation to report under WAC 296-27-090 concerning fatalities or multiple hospitalization accidents.

(2) Obligation to maintain a log of occupational injuries and illnesses under WAC 296-27-140, upon being notified in writing by the Bureau of Labor Statistics that the employer has been selected to participate in a statistical survey of occupational injuries and illnesses.

(3) The requirements of this section shall become effective January 1, 1984.

NEW SECTION

WAC 296-45-65038 UNDERGROUND RESIDENTIAL DISTRIBUTION (URD). (1) General. (a) Each employee shall be knowledgeable of the equipment provided for their use and shall at all times use this equipment only for the purpose intended.

(b) U.R.D. cables which are properly insulated for the voltages to which they are energized shall be considered as an effective barrier to protect the employees and table one (1) need not apply.

(i) Workers will take adequate precautions to avoid physical contact with energized U.R.D. cable by using approved procedures and/or protective devices.

(ii) When handling energized U.R.D. primary cables, the work shall be done with approved tools and/or procedures by two qualified employees.

(Exception: Switching is exempt from this rule.)

(iii) When terminators or load-break elbows are handled by a hot stick, there shall be two (2) qualified employees at the scene.

(c) When energized pad-mounted transformers or similar equipment are to be left unlocked and open, they shall be attended by a qualified employee.

(d) Approved tools and procedures shall be used to remove any debris, vines, weeds, etc., from an underground system.

(e) A primary and secondary system neutral on any energized circuit shall not be opened under any circumstances except from testing.

(f) Primary and secondary neutrals shall be firmly connected and grounded before the circuit or equipment is energized.

(g) Where different phases are in the same vault, enclosures, or parked in some manner that they could be looped, these phases shall be marked or identified.

(h) Bayonet fuses:

(i) Bayonet shall not be closed into suspected faults or overloads.

(ii) Submersible U.G. transformer installations will require other methods of energizing or de-energizing and bayonet fuses shall not be used for this purpose.

(iii) Bayonet fuses shall only be operated after pad-mount transformers have been properly vented.

(iv) Bayonet fuses shall only be operated in accordance with manufacturing design and rating capabilities.

(2) Opening and guarding holes. Whenever a cover is to be removed from a manhole or underground vault, or making excavations in places accessible to vehicular or pedestrian traffic, the following precautions shall be taken:

(a) Before removal or excavating, protective barriers or approved guards and warning signs shall be erected.

(b) After dark, approved lights, reflectors, or similar devices shall be used.

(c) Where permissible and practical, the truck shall also be placed to guard the work area.

(d) A blow torch or other open flame shall never be used to melt ice around a manhole or underground vault cover.

(e) Care shall be taken to prevent the possibility of vehicles coming in contact with the wires and equipment.

(3) Entering underground structures. Before entry into any manhole or underground vault, the following precautions shall be taken:

(a) Observe subsection (2), opening and guarding holes.

(b) Prior to entering an unvented underground vault or manhole, an inspection shall be made to determine if any hazardous conditions exist. Appropriate safeguards shall be applied as required prior to the performance of any work.

(c) No entry shall be permitted unless forced ventilation is provided or the atmosphere is found safe by testing for oxygen deficiency and for the presence of explosive gases or fumes.

(d) Where unsafe conditions are detected, by testing or other means, the work area shall be ventilated and/or otherwise made safe before entry.

(e) Provisions shall be made for a continuous supply of air as provided in WAC 296-62-110 through 296-62-11013.

(f) When forced ventilation is not used, a method of monitoring for oxygen deficiency and to detect the presence of any explosive gases or fumes shall be used.

(g) In any emergency when it becomes necessary for an employee to enter an underground vault where oxygen deficiency, toxic or explosive gases are present, the employee shall use approved respiratory equipment, and a safety belt to which there is attached a fire retardant life line, attended by a qualified person stationed at the underground vault opening.

(h) A watchman shall be kept at the surface when there is any hazard to the employees in the manhole and he should not leave the manhole unwatched until such

time as all employees are out and the cover has been replaced.

(i) Except in emergency conditions, a ladder shall always be used when entering or leaving an underground vault.

(4) Working in manholes and underground vaults. (a) No work shall be permitted to be done in any manhole or subway on any energized wire, cable, or appliance carrying more than 300 volts of electricity by less than two qualified persons who shall at all times, while performing such work, be in the same manhole or subway in which work is being done. This rule shall not apply to work on telephone, telegraph, or signal wires or cables.

(b) Cable in manholes or underground vaults shall be accessible to employees and a clear working space (see items (1)(b)(i) and (ii) of this section) shall be maintained at all times; and/or approved protective guards, barriers, etc. when installed and maintained in compliance with the rules of the Department of Labor and Industries shall be considered as providing adequate working clearance for cables over 5 k.v.

If a manhole and/or underground vault is determined to be unsafe by the man in charge, no work shall be done in the manhole and/or vault until the unsafe condition is corrected or de-energized.

(c) No work shall be performed on cables or equipment unless they have been properly identified by an approved method.

(d) Tools and materials shall not be thrown into or out of manholes or underground vaults, but shall be placed in proper receptacles and hoisted in and out by means of an approved method.

(5) Working on cables. (a) Before any work is to be performed on underground cables and apparatus carrying high voltage, they shall be de-energized with the following exceptions:

(i) Replacing fuses, operating switches, closing or opening load-break elbows, when approved protective devices are used.

(ii) Work in the high-voltage compartment of pad-mounted transformers and similar equipment installed above ground, provided the work is done by approved methods.

(b) Where multiple cables exist in an excavation or manhole, cables other than the one being worked on shall be protected.

(c) Only one energized conductor shall be worked on at any one time, and protective means shall be used to insulate or isolate it from all others.

(d) Any cables to be worked on shall be identified by approved testing unless its identification is obvious by reason of the distinctive appearance, such as, tags, color, or other approved methods.

(e) Where work is to be performed on de-energized cables or equipment, the employee directly in charge of the work shall be responsible for determining that the conductors or equipment is de-energized.

(f) After conductors or equipment are cleared for work and the proper clearances have been obtained (WAC 296-45-65023) tests shall be made to determine that the conductors or equipment are de-energized.

(g) When working on underground cables, the metallic sheath continuity shall be maintained by bonding across the opening or by equivalent means.

(h) When work is to be performed in manholes containing any wires or appliances carrying electrical current, they shall be in a sanitary condition.

(i) Insulated platforms or other protective devices shall be provided when work is to be done on energized wires or equipment in manholes.

(6) Grounding. A capacitance charge can remain in the high voltage cables after it has been disconnected from the circuit and a static-type arc can occur when grounds are applied to such cables.

(a) All high voltage cables and equipment that have been energized or could become energized shall be considered as energized until such cables have been grounded.

(b) Grounding shall be done at a point as near to the work locations as possible, except where their installations or use increases the working hazard.

(c) Grounds may be removed for test purposes.

(d) When work is to be done on cables or equipment of a high-voltage underground system, precautions to prevent back-feed shall be taken. This shall include either isolating or grounding of the secondary conductors.

(e) After testing the cable dead, approved grounding devices shall be used. They shall be first connected to a ground before being brought into contact with any de-energized conductors to be grounded. When removed they shall be removed from all circuit conductors before being disconnected from ground.

(f) After grounding the cable, if the workman is to work on cable between terminations, he must first spike the cable or use other approved methods of testing. If the cable is to be cut, it shall be cut only with approved hot cutters.

(7) Trenching and excavating. (a) During excavation or trenching, in order to prevent exposure of employees to the hazards created by damage to underground facilities, the man in charge shall make every effort to determine the location of such facilities and conduct the work in a manner designed to avoid damage.

(b) Trenching and excavating operations shall comply with the provisions of WAC 296-155-650 through WAC 296-155-665.

(c) All employees engaged in trenching and excavation operations shall have access at the work site to codes, and/or standards, applicable to such work or shall have been trained in the application of trenching and excavation standards.

(8) Pulling cables. When fishing conduits or ducts, it shall first be determined that the fish tape or wires will not contact any energized lines or equipment.

(9) Heating materials. Furnaces shall always be placed in a secure level position on the downhill side of the manhole to avoid spillage of hot metals or compounds in the manhole and/or underground vault.

(10) Definitions. (a) Load-break elbow - a connector designed to close and interrupt current on energized circuits within the design current and voltage rating.

(b) Dead-break elbow - a connector designed to be separated and engaged on de-energized circuits only.

(c) Underground network distribution system – an underground electrical installation fed from multiple primary sources directly associated with area-wide secondary network connected into a common grid.

(d) Underground residential distribution system (URD) – an electrical installation normally fed from a single primary source which may feed one or more transformers with secondaries not connected to a common grid.

AMENDATORY SECTION (Amending Order 80-20, filed 11/13/80)

WAC 296-62-07314 ✓ **MEDICAL SURVEILLANCE.** (1) At no cost to the employee, a program of medical surveillance shall be established and implemented for employees considered for assignment to enter regulated areas, and for authorized employees.

(2) Examinations.

(a) Before an employee is assigned to enter a regulated area, a preassignment physical examination by a physician shall be provided. The examination shall include the personal history of the employee, family and occupation background, including genetic and environmental factors.

(b) Authorized employees shall be provided periodic physical examination, not less often than annually, following the preassignment examination.

(c) In all physical examinations, the examining physician shall be requested to consider whether there exist conditions of increased risk, including reduced immunological competence, those undergoing treatment with steroids or cytotoxic agents, pregnancy and cigarette smoking.

(3) Records.

(a) Employers of employees examined pursuant to this subdivision shall cause to be maintained complete and accurate records of all such medical examinations. Records shall be maintained for the duration of the employee's employment. Upon termination of the employee's employment, including retirement or death, or in the event that the employer ceases business without a successor, records, or notarized true copies thereof, shall be forwarded by registered mail to the director.

(b) Records required by this section shall be provided upon request to employees, designated representatives, and the director (~~and upon request of an employee or former employee, to a physician designated by the employee or to a new employer~~) in accordance with WAC 296-62-05201 through 296-62-05209 and WAC 296-62-05213 through 296-62-05217. These records shall also be provided upon request to the director.

(c) Any employer who requests a physical examination of one of his employees or prospective employees as required by this section shall obtain from the physician a statement of the employee's suitability for employment in the specific exposure.

AMENDATORY SECTION (Amending Order 82-22, filed 6/11/82)

WAC 296-62-14515 ✓ **ELECTRICAL HAZARDS.** (1) Electrical circuits in the confined area which may

present a hazard shall be disconnected, locked out and tagged in accordance with WAC 296-62-14513(1)(a). All temporary lights shall be protected against damage and cords shall be heavy duty and kept clear of working spaces and walkways. Only low voltage, battery operated, or ground fault protected equipment shall be used on ~~((water-slides))~~ water-sides of boilers or when electrically conductive liquids are involved.

(2) Electric supply circuits, lighting, portable tools, and other equipment used where potentially hazardous concentrations of flammable vapors, gases or dusts are present or may develop shall conform to the current National Electric Code requirements.

(3) Portable electric tools shall be grounded or isolation transformers, ground fault interrupters or double insulated tools shall be required.

AMENDATORY SECTION (Amending Order 76-29, filed 9/30/76)

WAC 296-155-145 ✓ **OCCUPATIONAL NOISE EXPOSURE.** ~~((+))~~ Employees shall be protected against the effects of exposure to noise ~~((which exceeds the permissible noise exposure shown in Table 7 of this section))~~ and shall be provided in accordance with WAC 296-62-09011.

~~((2))~~ **Threshold Limit Values.** These threshold limit values refer to sound pressure levels that represent conditions under which it is believed that nearly all workers may be repeatedly exposed without adverse effect on their ability to hear and understand normal speech. The medical profession has defined hearing impairment as an average hearing threshold level in excess of 25 decibels (ANSI S3.6-1969) at 500, 1000, and 2000 Hz, and the limits which are given have been established to prevent a hearing loss in excess of this value. These values shall be used as a standard in the control of noise exposure.

TABLE 7

| Permissible Noise Exposures | |
|-----------------------------|----------------------|
| DURATION PER DAY HOURS | SOUND LEVEL DBA** |
| 8 | 90 |
| 6 | 92 |
| 4 | 95 |
| 3 | 97 |
| 2 | 100 |
| 1 1/2 | 102 |
| 1 | 105 |
| 3/4 | 107 |
| 1/2 | 110 |
| 1/4 | 115* |

*Ceiling Value: No exposure in excess of 115 dBA.

**Sound level in decibels as measured on a standard sound level meter operating on the A-weighting network with slow meter response.

(3) ~~Continuous or Intermittent.~~ The sound level shall be determined by a sound level meter, meeting the standards of the American National Standards Institute and operating on the A-weighting network with slow

meter response. Duration of exposure shall not exceed that shown in Table 7.

These values apply to total time of exposure per working day regardless of whether this is one continuous exposure or a number of short-term exposures but does not apply to impact or impulsive type of noises.

(4) Intermittent Exposure. When the daily noise exposure is composed of two or more periods of noise exposure of different levels, their combined effect shall be considered, rather than the individual effect of each. If the sum of the following fractions:

$$\frac{E_1}{T_1} + \frac{E_2}{T_2} + \dots + \frac{E_n}{T_n}$$

exceeds unity, then, the mixed exposure shall be considered to exceed the threshold limit value, E_1 indicates the total time of exposure at a specified noise level, and T_1 indicates the total time of exposure permitted at that level. Noise exposures of less than 90 dBA do not enter into the above calculations.

(5) Impulsive or Impact Noise. Impulsive or impact noise shall be those variations in noise levels which involve maxima at intervals greater than one (1) second. Where the intervals are less than (1) second, it shall be considered continuous. All impact and impulsive noise measurements should be made on the C-weighting network of a sound level meter in conjunction with an impact noise analyzer or oscilloscope. Exposure to impulsive or impact noise should not exceed 140 decibels peak sound pressure level (ceiling value).

(6) When employees are subjected to sound exceeding those listed in Table 7, feasible administrative or engineering controls shall be utilized. If such controls fail to reduce sound levels within the levels of Table 7, personal protective equipment shall be provided and used to reduce sound levels within the levels of the table. Insert-type ear protectors shall be initially fitted by a person trained in this procedure.

(7) In all cases where the sound levels exceed the values shown in Table 7 of this section, it is recommended that employees whose duties may subject them to these potentially harmful noise levels be provided with an audiometric examination at the time of employment and at reasonable intervals thereafter not exceeding an 18-month period.

(8) Employees employed in areas where the sound level is above the level deemed to be safe should cooperate in an audiometric testing program. Employees shall be informed of the test results by an authorized person.))

AMENDATORY SECTION (Amending Order 74-26, filed 5/7/74, effective 6/6/74)

WAC 296-155-220 RESPIRATORY PROTECTION. ((+)) General. ((a)) In emergencies, or when controls required by Part B of this Chapter either fail or are inadequate to prevent harmful exposure to employees, appropriate respiratory protective devices shall be provided by the employer and shall be used in accordance with WAC 296-62-071.

(((b) Respiratory protective devices shall be approved by the U.S. Bureau of Mines or acceptable to the Department of Labor and Industries or the U.S. Department of Labor for the specific contaminant to which the employee is exposed.

(2) Respirator Selection. (a) The chemical and physical properties of the contaminant, as well as the toxicity and concentration of the hazardous material, shall be considered in selecting the proper respirators.

(b) The nature and extent of the hazard, work requirements, and conditions, as well as the limitations and characteristics of the available respirators, shall also be factors considered in making the proper selection.

(c) The following table lists the types of respirators required for protection in dangerous atmospheres:

**TABLE C-4
SELECTION OF RESPIRATORS**

| Hazard | Respirator (See Note) |
|--|--|
| Oxygen deficiency | Self-contained breathing apparatus. Hose mask with blower. Combination air-line respirator with auxiliary self-contained air supply or an air storage receiver with alarm. |
| Gas and vapor contaminants immediately dangerous to life and health. | Self-contained breathing apparatus. Hose mask with blower. Air-purifying, full facepiece respirator with chemical canister (gas mask). Self-rescue mouthpiece respirator (for escape only). Combination airline respirator with auxiliary self-contained air supply or an air-storage receiver with alarm. |
| Not immediately dangerous to life and health. | Air-line respirator. Hose mask without blower. Air-purifying, half-mask or mouth-piece respirator with chemical cartridge. |
| Particulate contaminants immediately dangerous to life and health. | Self-contained breathing apparatus. Hose mask with blower. Air-purifying, full facepiece respirator with appropriate |

TABLE C-4 cont.

| Hazard | Respirator (See Note) |
|---|---|
| Not immediately dangerous to life and health. | filter. Self-rescue mouthpiece respirator (for escape only). Combination air-line respirator with auxiliary self-contained air supply or an air-storage receiver with alarm. |
| Combination gas, vapor, and particulate contaminants immediately dangerous to life and health. | Air-purifying, half-mask or mouthpiece respirator with filter pad or cartridge. Air-line respirator. Air-line abrasive-blasting respirator. Hose-mask without blower. |
| Not immediately dangerous to life and health. | Self-contained breathing apparatus. Hose mask with blower. Air-purifying, full facepiece respirator with chemical canister and appropriate filter (gas mask with filter). Self-rescue mouthpiece respirator (for escape only). Combination air-line respirator with auxiliary self-contained air supply or an air-storage receiver with alarm. |
| | Air-line respirator. Hose mask without blower. Air-purifying, half-mask or mouthpiece respirator with chemical cartridge and appropriate filter. |

~~NOTE: For the purpose of this part, "immediately dangerous to life and health" is defined as a condition that either poses an immediate threat to life and health or an immediate threat of severe exposure to contaminants, such as radioactive materials, which are likely to have adverse delayed effects on health.~~

~~equipment for use in atmospheres immediately dangerous to life shall be thoroughly trained in its use. Employees required to use other types of respiratory protective equipment shall be instructed in the use and limitations of such equipment.~~

~~(b) Respiratory protective equipment shall be inspected regularly and maintained in good condition. Gas mask canisters and chemical cartridges shall be replaced as necessary so as to provide complete protection. Mechanical filters shall be cleaned or replaced as necessary so as to avoid undue resistance to breathing.~~

~~(c) Respiratory protective equipment which has been previously used shall be cleaned and disinfected before it is issued by the employer to another employee. Emergency rescue equipment shall be cleaned and disinfected immediately after each use.))~~

AMENDATORY SECTION (Amending Order 82-10, filed 3/30/82)

WAC 296-306-200 **ROLL-OVER PROTECTIVE STRUCTURES (ROPS) FOR TRACTORS USED IN AGRICULTURAL OPERATIONS.** (1) Scope. Agricultural tractors manufactured after October 25, 1976, shall meet the requirements in this section.

(2) Roll-over protective structure. A roll-over protective structure (ROPS) shall be provided by the employer for each tractor operated by an employee. Except as provided in subsection (6) of this section, ROPS used on wheel-type tractors shall meet the test and performance requirements of WAC 296-306-250 through 296-306-25023 and ROPS used on track-type tractors shall meet the test and performance requirements of WAC 296-306-260 through 296-306-270. (See ROPS Design and Testing Criteria Addendum.)

(3) Seatbelts. (a) Where ROPS are required by this section, the employer shall:

- (i) Provide each tractor with a seatbelt which meets the requirements of this subsection;
- (ii) Require that each employee uses such seatbelt while the tractor is moving; and
- (iii) Require that each employee tightens the seatbelt sufficiently to confine the employee to the protected area provided by the ROPS.

(b) Each seatbelt shall meet the requirements set forth in Society of Automotive Engineers Standard SAE J4C, 1965 Motor Vehicle Seat Belt Assemblies,* except as noted hereafter:

- (i) Where a suspended seat is used, the seatbelt shall be fastened to the movable portion of the seat to accommodate a ride motion of the operator.
- (ii) The seatbelt anchorage shall be capable of withstanding tensile loading as required by WAC 296-306-275 through 296-306-275(2)(c).
- (iii) The seatbelt webbing material shall have a resistance to acids, alkalis, mildew, aging, moisture and sunlight equal to or better than that of untreated polyester fiber.

(4) Protection from spillage. Batteries, fuel tanks, oil reservoirs and coolant systems shall be constructed and located or sealed to assure that spillage will not occur which may come in contact with the operator in the event of an upset.

(3) Selection, Issuance, Use and Care of Respirators.
 (a) Employees required to use respiratory protective

(5) Protection from sharp surfaces. All sharp edges and corners at the operator's station shall be designed to minimize operator injury in the event of an upset.

(6) Exempted uses. Items (2) and (3) of this section do not apply to the following uses:

(a) "Low profile" tractors while they are used in orchards, vineyards or hop yards where the vertical clearance requirements would substantially interfere with normal operations, and while their use is incidental to the work performed therein.

(b) "Low profile" tractors while used inside a farm building or greenhouse in which the vertical clearance is insufficient to allow a ROPS equipped tractor to operate, and while their use is incidental to the work performed therein.

(c) Tractors while used with mounted equipment which is incompatible with ROPS (e.g., cornpickers, cotton strippers, vegetable pickers and fruit harvesters.)

(d) Track-type agricultural tractors whose overall width (as measured between the outside edges of the tracks) is at least three times the height of their rated center of gravity, and whose rated maximum speed in either forward or reverse is not greater than 7-miles per hour, when used only for tillage or harvesting operations and while their use is incidental thereto, and which:

(i) Does not involve operating on slopes in excess of 40 ((degrees)) percent from horizontal((:)); and

(ii) Does not involve operating on piled crop products or residue, as for example, silage in stacks or pits, and

(iii) Does not involve operating in close proximity to irrigation ditches, streams or other excavations more than two feet deep which contain slopes of more than 40 ((degrees)) percent from horizontal((:)); and

(iv) Does not involve construction-type operation, such as bulldozing, grading or land clearing.

(7) Remounting. Where ROPS are removed for any reason, they shall be remounted so as to meet the requirements of this subsection.

(8) Labeling. Each ROPS shall have a label, permanently affixed to the structure, which states:

(a) Manufacturer's or fabricator's name and address;

(b) ROPS model number, if any;

(c) Tractor makes, models, or series numbers that the structure is designed to fit; and

(d) That the ROPS model was tested in accordance with the requirements of this section.

(9) Operating instructions. Every employee who operates an agricultural tractor shall be informed of the operating practices contained in Exhibit A of this section and of any other practices dictated by the work environment. Such information shall be provided at the time of initial assignment and at least annually thereafter.

*Copies may be obtained from the Society of Automotive Engineers, 400 Commonwealth Drive, Warrendale, PA 15096.

EXHIBIT A

EMPLOYEE OPERATING INSTRUCTIONS

1. Securely fasten your seat belt if the tractor has a ROPS.

2. Where possible, avoid operating the tractor near ditches, embankments and holes.
3. Reduce speed when turning, crossing slopes and on rough, slick or muddy surfaces.
4. Stay off slopes too steep for safe operation.
5. Watch where you are going, especially at row ends, on roads and around trees.
6. Passengers, other than persons required for instruction or machine operation, shall not be permitted to ride on equipment unless a passenger seat or other protective device is provided.
7. Operate the tractor smoothly—no jerky turns, starts, or stops.
8. Hitch only to the drawbar and hitch points recommended by tractor manufacturers.
9. When tractor is stopped, set brakes securely and use park lock if available.

NOTE: See Number LI-414-28.

REPEALED: 296-24-13503 Color Specifications is repealed to mirror OSHA revocations.

WSR 83-15-018
EMERGENCY RULES
DEPARTMENT OF GAME
(Game Commission)

[Order 206—Filed July 13, 1983]

Be it resolved by the State Game Commission, acting at the Thunderbird Motel, 403 West 8th, Ellensburg, WA, that it does adopt the annexed rules relating to Mt. St. Helens' area hunting, fishing and trapping closure, WAC 232-28-60420.

We, the Washington State Game Commission, find that an emergency exists and that this 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 the emergency is the zones described are located in close proximity to Mt. St. Helens and in the past have received considerable damage to the wildlife resources and habitat from volcanic eruptions of Mt. St. Helens, and that damage has not been fully assessed. The closure should be maintained until harvestable populations of wildlife are determined to exist. Rapid evacuation in the area in the event of additional major volcanic activities would be complicated by the presence of larger numbers of people attracted to the area to take advantage of open hunting, fishing, and trapping seasons. Because of the above, it is necessary to close this area to hunting, fishing, and trapping. Such a closure will not result in an overescapement or surplus of game animals, game fish, game birds, or furbearing animals.

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

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 8, 1983.

By Vern Ziegler
Chairman, Game Commission

NEW SECTION

WAC 232-28-60420 MT. ST. HELENS' AREA HUNTING, FISHING, AND TRAPPING CLOSURE. Notwithstanding the provisions of WAC 232-28-705, WAC 232-28-805, WAC 232-28-207, WAC 232-28-506, WAC 232-28-106, WAC 232-28-605, and WAC 232-28-405, it shall be unlawful for any person to take, hunt for, fish for, trap for, or possess any game animal, game fish, game bird or furbearing animal in the Mt. St. Helens Hazard Zone areas described as follows:

VOLCANIC HAZARD ZONE 1

The Volcanic Hazard Zone 1 is described as follows:

Beginning at the southwest corner of Section 36, T9N, R4E; thence easterly to and along timberline (timberline described as having trees 20 feet or taller) to the Pine Creek Mudflow in Section 24, T8N, R5E; thence northeasterly to the northeast corner of said Section 24, T8N, R5E; thence northeasterly to the northeast corner of Section 7, T8N, R6E; thence northwesterly to the northeast corner of Section 26, T9N, R5E; thence north along section line to the top of divide separating the Lewis and Green River Drainage from the Toutle River Drainage; thence northerly along said divide to Norway Pass located in the north half (N-1/2) of Section 31, T10N, R6E; thence northerly to Bear Pass in Section 30, T10N, R6E; thence westerly to the headwaters of Coldwater Creek (Section 25, T10N, R5E); thence westerly along Coldwater Creek to the point where it crosses the Forest Service boundary (Section 31, T10N, R5E); thence north along the west boundary of the R5E line to the northeast corner of Section 36, T10N, R4E; thence west to the northeast corner of Section 33, T10N, R4E; thence northwesterly to the headwaters of the south fork of Hoffstadt Creek located in the south half (S-1/2) of Section 28, T10N, R4E; thence westerly along the north bank of this fork to its intersection with Hoffstadt Creek (Section 24, T10N, R3E); thence continuing westerly along the north bank of Hoffstadt Creek to the north high-water line of the impoundment of the Corps of Engineers' debris retaining structure (commonly known as the N-1 debris dam); thence westerly along the north high-water line to its intersection with the N-1 debris dam located in the north half (N-1/2) of Section 29, T10N, R3E; thence southwestward along the west fill base of the northerly segment of the N-1 debris dam to the point of intersection with the natural high ground; thence southwestward to the north end of the west fill base of the southerly segment (main structure); thence southerly along said fill base to its intersection

with the base of the high ground; thence westerly along the base of the hill to its intersection with the Weyerhaeuser 3001 Road; thence southerly and easterly along the east edge of the Weyerhaeuser 3001 Road to the intersection of Weyerhaeuser Roads 3001 and 3000 in the south half (S-1/2) of Section 32, T10N, R3E; thence south and east along the north edge of Weyerhaeuser Road 3000 continuing to the point where Weyerhaeuser Road 3000 intersects with the ridgeline on the north line of Section 27, T9N, R4E; thence southeasterly following the ridgeline to the west line of Section 36, T9N, R4E; thence southerly to the southwest corner of Section 36, T9N, R4E and the point of beginning.

VOLCANIC HAZARD ZONE 1A

The Volcanic Hazard Zone 1A is described as follows:

Beginning at the southwest corner of Section 36, T9N, R4E; thence easterly to and along timberline (timberline described as having trees 20 feet or taller) to the Pine Creek Mudflow in Section 24, T8N, R5E; thence northeasterly to the northeast corner of said Section 24, T8N, R5E; thence southerly along section lines to the intersection with Forest Development Road 8315; thence westerly along northern edge of FDR #8315 to the intersection with southwest corner of Section 25, T8N, R5E; thence westerly along section lines to the intersection with FDR #81 in Section 29, T8N, R5E; thence westerly along northern edge of FDR #81 to the intersection with Forest Service Trail #238; thence northwesterly along FST #238 to the intersection with FDR #8123 in Section 24, T8N, R4E; thence northerly along the easterly edge of FDR #8123 to its intersection with FST #238; thence northerly along FST #238 to national forest boundary in northwest 1/4 of Section 1, T8N, R4E; thence northerly to northwest corner of Section 1, T8N, R4E; thence easterly to southwest corner of Section 36, T9N, R4E, and the point of beginning.

WSR 83-15-019

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 83-65—Filed July 13, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is these regulations are necessary to maximize sport angler opportunity to harvest non-treaty Indian allocated fish intended for the recreational angler user group.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 13, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-56-11500C ANGLING—LAWFUL AND UNLAWFUL ACTS. Notwithstanding the provisions of WAC 220-56-115, effective July 15, 1983 through September 11, 1983 it is lawful for any one fisherman to fish with two fishing lines with no more than two lures per line while fishing for salmon in punchcard area 12, and in that portion of punchcard area 8 southeasterly of a line between East Point on Whidbey Island and the flashing light north of Lowell Point on Camano Island.

NEW SECTION

WAC 220-56-19000X SALTWATER SEASONS AND BAG LIMITS Notwithstanding the provisions of WAC 220-56-190, effective July 15, 1983 through September 11, 1983, the daily bag limit in punchcard area 12 is three salmon of any species, and chinook salmon must be not less than 22 inches in length, but there is no minimum size for other salmon. The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

**WSR 83-15-020
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed July 14, 1983]**

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 community options program entry system, amending WAC 388-83-200;

that the agency will at 2:00 p.m., Tuesday, August 23, 1983, in H-19, Third Floor Conference Room, Office Building #2, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 31, 1983.

The authority under which these rules are proposed is RCW 74.08.090.

The specific statute these rules are intended to implement is chapter 74.09 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 23, 1983.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration and Personnel
Department of Social and Health Services
Mailstop OB 14
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 Franklin, Olympia, Phone (206) 753-7015, by August 9, 1983. The meeting site is in a location which is barrier free.

Dated: July 14, 1983

By: David A. Hogan, Director
Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.
Re: Amending WAC 388-83-200.

Purpose of the Rule or Rule Change: To implement changes in the nursing home rates.

The Reason(s) These Rules are Necessary: Because the average nursing home rate has increased.

Statutory Authority: RCW 74.08.090.

Summary of the Rule or Rule Change: Remove the dollar amount so that the total cost of the plan can change as the nursing home rates change. Clarifies what income is considered for participation.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: James Sparks, Program Manager, Division of Medical Assistance, Phone: 234-7315, Mailstop: LK-11.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 1954, filed 3/30/83)

WAC 388-83-200 COMMUNITY OPTIONS PROGRAM ENTRY SYSTEM (COPEs) PROJECT. (See WAC 388-15-600.) (1) Eligible persons for the COPEs project are individuals age eighteen and over who:

(a) Meet the Title XIX categorically needy eligibility requirements for SSI related institutionalized individuals. See chapters 388-83 and 388-92 WAC. Income and resources of parents or spouses will not be considered available when determining eligibility or participation for a COPEs applicant or recipient;

(b) Are assessed by the department to require the level of care provided in a skilled nursing facility, intermediate care facility or an intermediate care facility for the mentally retarded;

(c) Have a plan of care approved by the department and the total cost for this plan of care including the MNIL for one person, is less than (~~eight hundred eighty one dollars per month~~) eighty percent of the department's state-wide average nursing home rate(??); and

(d) Are able and choose to live at home with community support services, or in a congregate care facility, or in a licensed adult family home.

(2) Income disregarded in determining eligibility is not available for participation in COPEs services.

(3) Available income (total income(-including)) less amounts disregarded in determining eligibility), of a COPEs participant living at home shall be allocated as follows:

(a) An amount equal to the medically needy income level for one person shall be protected for the maintenance needs of the recipient; or

(b) For an individual with a spouse or family at home, an amount shall be protected equal to the medically needy income level adjusted for the appropriate family size;

(c) Amounts for incurred medical expenses not subject to third party payment shall be protected, including:

(i) Medicare and other health insurance premiums, deductibles, or coinsurance charges; and

(ii) Necessary medical care recognized under state law but not covered under Medicaid;

(d) Income remaining after deductions in subsections ~~((2))~~ (3)(a), ~~((2))~~ (3)(b) and ~~((2))~~ (3)(c) of this section will be the participation amount for COPEs services. (See WAC 388-15-620).

~~((3))~~ (4) Income of a COPEs participant living in an adult family home or congregate care facility shall be allocated as for other eligible categorically needy persons in similar living situations.

WSR 83-15-021
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(General Provisions)

[Order 1991—Filed July 14, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to shellfish program certification fees, amending WAC 440-44-065.

This action is taken pursuant to Notice No. WSR 83-12-015 filed with the code reviser on May 24, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 43.20A-.055 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 13, 1983.

By David A. Hogan, Director
 Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1825, filed 6/4/82)

WAC 440-44-065 SHELLFISH PROGRAM CERTIFICATION FEES. (1) Annual certificate fees shall be:

| Type of Operation | Annual Fee |
|--------------------|------------------------|
| Reshipper | \$ 75 |
| Repacker | \$(+25) 200 |
| Shellstock Shipper | \$(+25) |
| 0 - 10 Acres | \$ 75 |
| 11 - 49 Acres | \$100 |
| 50 - 99 Acres | \$125 |
| 100 + Acres | \$175 |
| Shucker-Packer | \$(+25) |
| 1 - 5 Shuckers | \$125 |
| 6 - 10 Shuckers | \$150 |

| Type of Operation | Annual Fee |
|-------------------|------------|
| 11 - 15 Shuckers | \$175 |
| 16 + Shuckers | \$200 |

(2) Type of operations are defined as follows:

(a) "Reshipper" shall mean shippers (~~(who trans-ship))~~ transshipping shucked stock in original containers, or shellstock from certified shellfish shippers to other dealers or to final consumers. (Reshippers are not authorized to shuck or repack shellfish.)

(b) "Repacker" shall mean shippers, other than the original shucker, (~~(who pack))~~ packing shucked shellfish into containers for delivery to the consumer. A repacker may shuck shellfish or act as a shellstock shipper if the repacker has the necessary facilities.

(c) "Shellstock shipper" shall mean shippers (~~(who grow))~~ growing, (~~(harvest))~~ harvesting, (~~(buy))~~ buying, or (~~(sell))~~ selling shellstock. Shellstock shippers are not authorized to shuck shellfish or to repack shucked shellfish.

(d) "Shucker-packer" shall mean shippers (~~(who shuck))~~ shucking and (~~(pack))~~ packing shellfish. A shucker-packer may act as a shellstock dealer.

WSR 83-15-022
EMERGENCY RULES
GAMBLING COMMISSION
 [Order 135—Filed July 15, 1983]

Be it resolved by the Washington State Gambling Commission, acting at Ocean Shores, Washington, that it does adopt the annexed rules relating to the amending of WAC 230-20-060 and Emergency Order No. 131, filed April 15, 1983.

We, the Washington State Gambling Commission, find that an emergency exists and that this 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 the emergency is WAC 230-20-060 was initially proposed because prize payouts as percentages of gross receipts from the sale of bingo cards had increased to the extent that net income to licensed organizations was being significantly reduced. This amendment will extend the effective period of the emergency rule through September 30, 1983. A study committee of licensees is working to develop a permanent solution to the problem.

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

This rule is promulgated pursuant to RCW 9.46.070(11) and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 14, 1983.

By Elwin Hart
Deputy Director

AMENDATORY SECTION (Amending Emergency Order No. 131, filed April 15, 1983)

WAC 230-20-060 TEMPORARY PRIZE LIMITS FOR BINGO. (1) No bona fide charitable or non-profit organization, except when operating at an authorized agricultural fair, or other special event as authorized by the Commission, or under RCW 9.46.030(3) as now enacted or hereafter amended, shall operate a bingo game unless prize payouts as percentages of gross receipts from the same of bingo cards are not in excess of the below listed limits during the period April 1, 1983 through (~~June 30, 1983~~) September 30, 1983.

| Quarterly Gross Receipts Up To: | Prize Payout Limit |
|---------------------------------|--------------------|
| \$ 75,000 | No Limits |
| 125,000 | 80% |
| 187,500 | 78% |
| 250,000 | 77% |
| 375,000 | 76% |
| 500,000 | 74% |
| 625,000 | 72% |
| 750,000 | 70% |
| over \$750,000 | 68% |

(2) Each licensee which exceeds \$25,000 in monthly gross receipts or expects to exceed \$75,000 in quarterly gross receipts shall submit a monthly activity report during the effective period of this emergency rule. Such reports shall be received in the office of the commission no later than fifteen days following the end of the calendar month for which submitted and shall include the following information in the format indicated:

(Name of Licensee) (Month for Which Submitted)

a. Monthly gross receipts from the sale of bingo cards: _____

b. Total amount of cash prizes actually paid out during the month: _____

c. Total of the cost to the licensee of all merchandise prizes actually paid out during the month: _____

d. Prize payout percentage:
(Total prizes (b and c) divided by gross receipts) _____

e. Total number of sessions played weekly: _____

f. Average attendance per session: _____

(Signature of Chief Executive Officer) (Date)

(3) This emergency rule is considered necessary to preserve the general welfare of the public and to prevent the awarding of bingo prizes in such amounts that would significantly reduce net income to the licensed organizations. This emergency action is taken pending final action on the recommendations of a study committee of bingo licensees and agency staff.

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 83-15-023

PROPOSED RULES

DEPARTMENT OF TRANSPORTATION

[Filed July 15, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Transportation intends to adopt rules concerning the prequalification of ferry system contractors pursuant to chapter 133, Laws of 1983;

that the agency will at 10 a.m., Monday, September 12, 1983, in the Commission Board Room 1D16, Highway Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is chapter 133, Laws of 1983.

The specific statute these rules are intended to implement is chapter 133, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Dated: July 15, 1983

By: Duane Berentson
Secretary

STATEMENT OF PURPOSE

Title: Prequalification of ferry contractors, chapter 468-310 WAC.

Description of Purpose: The proposed rule implements chapter 133, Laws of 1983 relating to the prequalification of ferry system contractors. The purpose of the statute and the implementing rule is to assure that each ferry system construction and repair contract will be awarded to a competent and responsible contractor.

Statutory Authority: Section 2, chapter 133, Laws of 1983.

Summary of Rule: The rule prescribes the procedures by which ferry system contractors may be prequalified to bid on ferry system contracts. The rule prescribes the contents of the standard prequalification questionnaire and the financial statement, provides for filing of audited financial statements where the contractor seeks authority to bid on projects costing more than \$1,000,000. The rule provides criteria for determining an unsatisfactory record of performing previous contracts or an unsatisfactory record of integrity. The rule prescribes classifications of work which a contractor may be prequalified

to perform and the basis for establishing the dollar amount of work the contractor may perform. The rule provides for joint ventures and prescribes the procedure to be followed by a contractor who is denied prequalification or whose prequalification is revoked to obtain an administrative hearing.

Reason Supporting Proposed Action: The rule provides an orderly procedure for accomplishing the statutory purpose of assuring that ferry system contracts and repair contracts will be awarded to responsible and competent contractors.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Arthur Smelser, Marine Transportation Division, 3D18, Highway Administration Building, Olympia, WA 98504, (206) 753-6106.

Agency Proposing Rule: Washington State Department of Transportation.

Federal Law/Court Action: The proposed rule is not necessary because of federal law or federal or state court action.

Chapter 468-310 WAC

PREQUALIFICATION OF FERRY SYSTEM CONTRACTORS

NEW SECTION

WAC 468-310-010 GENERAL REQUIREMENTS. Contractors desiring to offer bids for the performance of contracts for the construction, improvement or repair of a ferry, ferry terminal, or other facility operated by the Washington state ferries or for the repair, overhaul, or the dry-docking of any ferry operated by Washington state ferries must first be prequalified by the Washington state department of transportation (hereinafter "department") and shall file a standard prequalification questionnaire and financial statement (hereinafter "prequalification questionnaire") using forms furnished by the department. The prequalification questionnaire shall include a report of the financial ability of the contractor, its organization, key personnel, equipment and plant facilities, and experience. Complete answers to all questions and the furnishing of all information as indicated by column headings or otherwise throughout the prequalification questionnaire are an essential part of compliance with these rules. A prequalification questionnaire from a contractor not previously prequalified under these rules, who desires to bid on a project must be received no later than 15 calendar days prior to the bid opening (or such other time as the department may specify with respect to any project) in order to receive consideration for that bid opening. The contractor shall authorize the department to obtain all information which it may deem pertinent with respect to the contractor's financial worth, assets and liabilities, and the adequacy of its performance of contracts performed by the contractor in whole or in part within the preceding three years. The department shall issue a certificate of prequalification to any contractor found to possess the qualifications prescribed.

Prequalification may be established in any calendar quarter and is renewable annually. The information submitted in the prequalification questionnaire will be used to establish the first prequalification, classification and maximum capacity ratings of the contractor for its current fiscal year or remaining portion thereof plus one additional calendar quarter. Thereafter prequalification will be renewed and when appropriate, modified in the first quarter of the contractor's fiscal year for the balance of the fiscal year plus one calendar quarter.

The department shall not make available for public inspection and copying financial information supplied by or on behalf of the contractor for the purpose or qualifying to submit a bid or proposal as provided herein. The foregoing restriction shall not, however, prohibit the department from: (1) giving such information in evidence or in pretrial discovery in any court action or administrative hearing involving the department or any other state agency and the contractor; (2) giving such information, for official purposes only, to the governor, the attorney general, or to any state agency dealing with public contracts; or giving any such information to the United States Internal Revenue Service or to the United States Department of Justice, for official purposes.

The department may at any time during which the certificate of prequalification is in effect demand a new prequalification questionnaire and if the same is not provided within sixty days of the date of request, the certificate of prequalification held by the contractor will be considered forfeited and the contractor will not be permitted to bid on contracts let by the department for those classes of ferry system construction or repair enumerated in subsection (8) of section 5 until such a new statement has been received by the department.

If at any time during the valid period of the certificate of prequalification the latest prequalification questionnaire on record with the department ceases to represent fairly and substantially the financial position or the equipment and plant facilities of the contractor to whom the certificate was issued, it shall be the responsibility of that contractor to so notify the department and to refrain from further bidding on ferry system construction or repair contracts until his prequalification has been confirmed or revised. Failure to give such notice will constitute a violation of these rules.

The department reserves the right to require a personal interview with any contractor when considering his qualifications.

NEW SECTION

WAC 468-310-020 CONTENTS OF STANDARD PREQUALIFICATION QUESTIONNAIRE AND FINANCIAL STATEMENT. The standard prequalification questionnaire and financial statement shall be prepared in duplicate. The original shall be transmitted to the assistant secretary for marine transportation and a copy shall be retained by the contractor applicant. The contractor shall provide the following information:

(1) The name, address, phone number, contractor registration number and type of organization (corporation, co-partnership, individual, etc.) of the contractor seeking prequalification.

(2) The contract size in dollars and the class or classes of work for which the contractor seeks prequalification (such as vessel dry-docking and hull repairs, vessel electrical repairs, etc.) as enumerated in subsection (8) of WAC 468-310-050.

(3) Ownership of the contractor and if a corporation, the name of the parent corporation (if any) and any affiliated companies or subsidiaries.

(4) An accurate and complete record of contracts in excess of \$10,000 performed in whole or in part within the preceding three years both in Washington and elsewhere, including subcontracts, giving the contract amount, the date completed, the class of work, the name, address and phone number of the owner/agency representative, and any liquidated damages assessed against the contractor by an owner arising out of the performance of the contract.

(5) The principal officers and key employees showing the number of years each engaged in the class or classes of work for which the contractor seeks prequalification. The department may request resumes of the principal officers and key employees of any contractor seeking prequalification certification for work in excess of \$1,000,000.

(6) A contractor applying for prequalification certification to perform work in excess of \$1,000,000 shall provide, in addition to the financial data required by the questionnaire, a copy of its financial statement for its last fiscal year as audited by an independent certified public accountant which shall include comparative balance sheets and income statements, a statement of retained earnings, supporting schedules and notes attached thereto, and the opinion of the independent auditor. The financial statement shall not be more than 12 months old when submitted. A contractor may submit a letter of credit from a financial institution acceptable to the department to augment its maximum capacity rating as provided in WAC 468-310-050. A contractor requesting prequalification certification to perform work in excess in \$2,000,000 shall submit copies of its audited annual statements for the previous three years.

(7) A list of all major items of equipment to be used in those classes of work for which prequalification certification is requested including the original cost, age, location and condition of such equipment. The schedule shall show whether the equipment is owned, leased or rented. All major items of useful equipment should be listed even though fully depreciated but no obsolete or useless equipment should be included. In the event the contractor seeks prequalification certification to perform work on ferry vessels, the schedule shall also describe plant facilities of the contractor including shipyards, dry docks, repair facilities and other plant facilities.

(8) Such other information as may be required by the prequalification questionnaire.

NEW SECTION

WAC 468-310-030 CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF PERFORMING PREVIOUS CONTRACTS. The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of performing previous contracts. In making such a determination the department shall consider the record of the contractor in performing any contract in excess of \$10,000 in value performed in whole or in part within the preceding three years in accordance with the following criteria, to wit, whether or not the contractor has with respect to such contract:

- (1) Demonstrated a satisfactory attitude toward contract obligations;
- (2) Furnished records, including but not limited to drawings, plans, manuals, and financial records as required by the contract;
- (3) Submitted all drawings and plans to the department for review and approval as required by the contract;
- (4) Fulfilled the requirements of any contractual guarantee or warranty;
- (5) Diligently pursued execution and completion of work or delivery of vessels in accordance with contractual time schedules as modified by extensions of time by the owner;
- (6) Cooperated with the owner in the performance of the contract including providing the owner access to the work for inspection and providing the owner timely notices of tests and trials as required by the contract;
- (7) Performed the contract in a workmanlike manner with adequate quality assurance;
- (8) Otherwise completed the contract in compliance with contract plans and specifications.

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 468-310-040 CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF INTEGRITY. The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of integrity in the performance of previous contracts or in connection with prequalification or bidding. In making such a determination, the department may consider any of the following as evidence of a lack of integrity:

- (1) Conviction of violating a federal or state antitrust law by bidrigging, collusion, or restraint of competition between bidders, or conviction of violating any other bid-related or contract-related federal or state law. Conviction of a contractor's principal officers and agents of any such offenses will be imputed to the contractor;
- (2) Willful concealment of any deficiency in the performance of a prior contract;
- (3) Falsification of information or submission of deceptive or fraudulent statements in connection with prequalification, bidding, or performance of a contract;
- (4) Debarment of the contractor by a federal or state agency or by a municipal corporation unless the period of the debarment has terminated;
- (5) Default on a previous contract.

NEW SECTION

WAC 468-310-050 CLASSIFICATION AND CAPACITY RATING. (1) Each contractor seeking prequalification under these rules will be classified for one or more of the classes of work listed in subsection 8 of this section and will be given a maximum capacity rating in accordance with its financial ability, the adequacy of its equipment and plant facilities to perform the class or classes of work for which it has sought prequalification, the extent of the contractor's experience in performing contracts of the class or classes for which prequalification is sought, and the adequacy of the experience and capability of the contractor's officers and key employees in performing contracts of the class or classes for which prequalification is sought. The maximum capacity rating will limit the quantity of uncompleted work which the contractor shall have under contract at any one time either as a prime contractor or a subcontractor.

(2) The maximum capacity rating for a contractor applying for a rating in excess of \$1,000,000 will be ten times the contractor's net worth as determined from the contractor's financial statement. The

maximum capacity rating for a contractor applying for a rating in excess of \$50,000 and up to and including \$1,000,000 will be ten times the contractor's net worth as set forth in the standard prequalification questionnaire and financial statement. A properly executed letter of credit from an acceptable financial institution may be considered as an asset increasing the contractor's maximum capacity rating by the amount of the credit, but without the use of a multiplier. The maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000 PROVIDED, That in all cases the contractor's maximum capacity rating may be reduced to an amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant, and experience.

(3) Consideration will be given to raising, by an amount not to exceed 50 per cent, the maximum capacity rating of a contractor who qualifies with respect to actual capacity based upon organization, personnel, equipment and plant facilities, and experience, upon receipt of evidence of a current bonding capacity of such additional amount with a corporate surety. Such evidence shall be in the form of a letter of commitment executed by an officer of the surety who is authorized to bind the surety. Notwithstanding the provisions of this subsection, the maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000.

(4) The certificate of prequalification issued by the department will establish a contractor's maximum capacity rating which will be subject to reduction by the total value of its current uncompleted work regardless of its location and with whom it may be contracted to determine the contractor's bidding capacity at the particular time. This bidding capacity shall be called "current capacity."

(5) In determining the current capacity of a contractor, the deduction for uncompleted work will include work subcontracted from others and the contractor will be given a credit for work sublet to others.

(6) In order that the department may have the necessary information to determine a contractor's current capacity, the contractor shall submit to the department for each contract for which it intends to submit a bid (at the time it requests a bid or proposal form) a certificate of the contractor's current capacity which will be prepared by it and executed under oath and which will be accompanied and supported by a Status of Contracts On Hand Report. In making this certification, the contractor certifies that its current capacity is sufficient to cover the amount of any single contract for which it has submitted a bid.

(7) Notwithstanding the provisions of this section, a contractor will be allowed to submit a bid for an amount up to \$50,000 on a class or classes of work for which it is prequalified without regard to any financial maximum capacity rating or financial current capacity rating: PROVIDED, That the contractor's current capacity may be reduced to an amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant facilities, and experience.

(8)(a) Construction, repair and maintenance work on ferry vessels and main ferry terminal buildings for which prequalification certification under these rules may be granted are classified as follows:

- Class 1 Vessel construction and renovation;
- Class 2 Dry-docking and hull repairs;
- Class 3 Vessel metal fabrication repairs;
- Class 4 Vessel electrical repairs;
- Class 5 Vessel miscellaneous repairs;
- Class 6 New terminal building construction and terminal building major reconstruction and remodeling;
- Class 7 Terminal building renovation and repairs;
- Class 8 Painting (terminal buildings only);
- Class 9 Roofing (terminal buildings only);
- Class 10 Terminal buildings - miscellaneous.

(b) A contractor currently prequalified under RCW 47.28.070 to perform those classes of work required in the construction, improvement and repair of ferry terminal facilities (other than main terminal buildings) will initially be deemed prequalified under these rules to perform such classes of work with the same capacity rating as approved by the department for highway related work.

NEW SECTION

WAC 468-310-060 REVIEW OF RESTRICTIONS IN PRE-QUALIFICATION CERTIFICATE. Any contractor dissatisfied with restrictions on the dollar amount or class of work approved in its prequalification certificate may file a complaint with the assistant secretary for marine transportation together with supporting

documentation. The assistant secretary or his designee shall review any such complaint and any data furnished by the contractor and may affirm or modify such restrictions in the prequalification certificate.

NEW SECTION

WAC 468-310-070 JOINT VENTURES. The department recognizes two distinct types of joint ventures for prequalification, classified as follows:

(1) Individual project joint venture: An association of two or more prequalified firms formed for the specific purpose of submitting a joint bid on a particular project. The bid of an individual project joint venture will be accepted provided all members of the joint venture are currently prequalified. At least 15 days prior to the date set for opening bids, the members of the joint venture must execute and file with the department, for its approval, a standard form of "individual project statement of joint venture" setting forth the name of the joint venture, the members of the joint venture, the title of the improvement and the names of those authorized to bind the joint venture. (Corporate minutes authorizing the joint venture must accompany the joint venture request for prequalification.)

(2) Continuing joint venture: An association of two or more firms formed for the purpose of submitting joint bids on projects to be let over a period of time. The bids of continuing joint ventures will be accepted if prequalification has been satisfactorily established by the following methods: A standard questionnaire and financial statement combining the assets and liabilities of all members of the venture shall be submitted in the name of the joint venture, together with a photostatic or certified copy of the joint venture agreement. Such agreement shall contain a provision which will unequivocally bind the parties, jointly and severally, to any joint venture contract entered into thereunder. It shall also specify the name under which the joint venture will operate and the names of those authorized to sign proposals, bonds, contracts, estimates and other documents and/or instruments in connection with the department's contracts. Corporate minutes authorizing the joint venture must accompany the joint venture request for prequalification. The department may require such further documentation as it may deem necessary. A continuing joint venture agreement will be executed as follows: An individual member of the joint venture shall sign in his individual capacity showing the name of the firm under which he is doing business. All partners both general and limited of a co-partnership shall sign under the name of the co-partnership. An authorized officer shall sign on behalf of a corporation with the corporate seal affixed. A certified copy of the resolution of the board of directors adopting the joint venture and authorizing the officer to enter into a joint venture agreement on behalf of the corporation shall accompany the agreement.

NEW SECTION

WAC 468-310-080 NONRENEWAL AND REVOCATION OF PREQUALIFICATION CERTIFICATE. The department may refuse to renew a contractor's prequalification certificate, or revoke a contractor's prequalification certificate in accordance with the criteria contained in WAC 468-310-030 and 468-310-040. In denying or revoking a contractor's prequalification certificate under this section or under WAC 468-310-030 or 468-310-040, the department shall specify the period of disqualification which shall not exceed three years. At the end of such period, the contractor may again apply for prequalification as provided in these rules.

NEW SECTION

WAC 468-310-090 NOTIFICATION AND OPPORTUNITY FOR A HEARING. Notification of the department's intent to (1) refuse to prequalify a contractor, (2) refuse to renew a contractor's prequalification certificate, or (3) to revoke a contractor's prequalification certificate will be made in writing and will be served upon the contractor by mail, properly addressed with postage prepaid. The intended action set forth in the written notification shall become final unless the contractor serves on the assistant secretary for marine transportation, a written request for a hearing thereon within 10 days after receipt of the notification. Upon receipt of such a request, the department shall afford the contractor a hearing in accordance with chapter 34.04 RCW relating to contested cases.

NEW SECTION

WAC 468-310-100 DELEGATION OF AUTHORITY. The assistant secretary for marine transportation is delegated authority to administer the provisions of chapter 133, Laws of 1981 and chapter 468-310 WAC. The assistant secretary for marine transportation is delegated authority to exercise all powers vested in the secretary of transportation by WAC 468-10-235 relating to the adoption of a final order granting, denying or revoking a prequalification certificate pursuant to chapter 133, Laws of 1983.

WSR 83-15-024

EMERGENCY RULES

DEPARTMENT OF TRANSPORTATION

[Order 81—Filed July 15, 1983]

I, Duane Berentson, secretary of the Department of Transportation, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the prequalification of ferry system contractors, chapter 468-310 WAC.

I, Duane Berentson, find that an emergency exists and that this 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 the emergency is that with the enactment of chapter 133, Laws of 1983 containing an emergency clause, the Department of Transportation was forbidden to award contracts for the ferry system except to contractors prequalified under the new act. It is urgent that these rules implementing the statute be adopted so that the department may prequalify contractors and proceed to award contracts.

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

This rule is promulgated pursuant to chapter 133, Laws of 1983 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 14, 1983.

By Duane Berentson
Secretary

Chapter 468-310 WAC

PREQUALIFICATION OF FERRY SYSTEM CONTRACTORS

NEW SECTION

WAC 468-310-010 GENERAL REQUIREMENTS. Contractors desiring to offer bids for the performance of contracts for the construction, improvement or repair of a ferry, ferry terminal, or other facility operated by the Washington state ferries or for the repair, overhaul, or the dry-docking of any ferry operated by Washington state ferries must first be prequalified by the

Washington state department of transportation (hereinafter "department") and shall file a standard prequalification questionnaire and financial statement (hereinafter "prequalification questionnaire") using forms furnished by the department. The prequalification questionnaire shall include a report of the financial ability of the contractor, its organization, key personnel, equipment and plant facilities, and experience. Complete answers to all questions and the furnishing of all information as indicated by column headings or otherwise throughout the prequalification questionnaire are an essential part of compliance with these rules. A prequalification questionnaire from a contractor not previously prequalified under these rules, who desires to bid on a project must be received no later than 15 calendar days prior to the bid opening (or such other time as the department may specify with respect to any project) in order to receive consideration for that bid opening. The contractor shall authorize the department to obtain all information which it may deem pertinent with respect to the contractor's financial worth, assets and liabilities, and the adequacy of its performance of contracts performed by the contractor in whole or in part within the preceding three years. The department shall issue a certificate of prequalification to any contractor found to possess the qualifications prescribed.

Prequalification may be established in any calendar quarter and is renewable annually. The information submitted in the prequalification questionnaire will be used to establish the first prequalification, classification and maximum capacity ratings of the contractor for its current fiscal year or remaining portion thereof plus one additional calendar quarter. Thereafter prequalification will be renewed and when appropriate, modified in the first quarter of the contractor's fiscal year for the balance of the fiscal year plus one calendar quarter.

The department shall not make available for public inspection and copying financial information supplied by or on behalf of the contractor for the purpose or qualifying to submit a bid or proposal as provided herein. The foregoing restriction shall not, however, prohibit the department from: (1) giving such information in evidence or in pretrial discovery in any court action or administrative hearing involving the department or any other state agency and the contractor, (2) giving such information, for official purposes only, to the governor, the attorney general, or to any state agency dealing with public contracts; or giving any such information to the United States Internal Revenue Service or to the United States Department of Justice, for official purposes.

The department may at any time during which the certificate of prequalification is in effect demand a new prequalification questionnaire and if the same is not provided within sixty days of the date of request, the certificate of prequalification held by the contractor will be considered forfeited and the contractor will not be permitted to bid on contracts let by the department for those classes of ferry system construction or repair enumerated in subsection (8) of section 5 until such a new statement has been received by the department.

If at any time during the valid period of the certificate of prequalification the latest prequalification questionnaire on record with the department ceases to represent fairly and substantially the financial position or the equipment and plant facilities of the contractor to whom the certificate was issued, it shall be the responsibility of that contractor to so notify the department and to refrain from further bidding on ferry system construction or repair contracts until his prequalification has been confirmed or revised. Failure to give such notice will constitute a violation of these rules.

The department reserves the right to require a personal interview with any contractor when considering his qualifications.

NEW SECTION

WAC 468-310-020 CONTENTS OF STANDARD PREQUALIFICATION QUESTIONNAIRE AND FINANCIAL STATEMENT. The standard prequalification questionnaire and financial statement shall be prepared in duplicate. The original shall be transmitted to the assistant secretary for marine transportation and a copy shall be retained by the contractor applicant. The contractor shall provide the following information:

(1) The name, address, phone number, contractor registration number and type of organization (corporation, co-partnership, individual, etc.) of the contractor seeking prequalification.

(2) The contract size in dollars and the class or classes of work for which the contractor seeks prequalification (such as vessel dry-docking and hull repairs, vessel electrical repairs, etc.) as enumerated in subsection (8) of WAC 468-310-050.

(3) Ownership of the contractor and if a corporation, the name of the parent corporation (if any) and any affiliated companies or subsidiaries.

(4) An accurate and complete record of contracts in excess of \$10,000 performed in whole or in part within the preceding three years both in Washington and elsewhere, including subcontracts, giving the contract amount, the date completed, the class of work, the name, address and phone number of the owner/agency representative, and any liquidated damages assessed against the contractor by an owner arising out of the performance of the contract.

(5) The principal officers and key employees showing the number of years each engaged in the class or classes of work for which the contractor seeks prequalification. The department may request resumes of the principal officers and key employees of any contractor seeking prequalification certification for work in excess of \$1,000,000.

(6) A contractor applying for prequalification certification to perform work in excess of \$1,000,000 shall provide, in addition to the financial data required by the questionnaire, a copy of its financial statement for its last fiscal year as audited by an independent certified public accountant which shall include comparative balance sheets and income statements, a statement of retained earnings, supporting schedules and notes attached thereto, and the opinion of the independent auditor. The financial statement shall not be more than 12 months old

when submitted. A contractor may submit a letter of credit from a financial institution acceptable to the department to augment its maximum capacity rating as provided in WAC 468-310-050. A contractor requesting prequalification certification to perform work in excess in \$2,000,000 shall submit copies of its audited annual statements for the previous three years.

(7) A list of all major items of equipment to be used in those classes of work for which prequalification certification is requested including the original cost, age, location and condition of such equipment. The schedule shall show whether the equipment is owned, leased or rented. All major items of useful equipment should be listed even though fully depreciated but no obsolete or useless equipment should be included. In the event the contractor seeks prequalification certification to perform work on ferry vessels, the schedule shall also describe plant facilities of the contractor including shipyards, dry docks, repair facilities and other plant facilities.

(8) Such other information as may be required by the prequalification questionnaire.

NEW SECTION

WAC 468-310-030 **CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF PERFORMING PREVIOUS CONTRACTS.** The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of performing previous contracts. In making such a determination the department shall consider the record of the contractor in performing any contract in excess of \$10,000 in value performed in whole or in part within the preceding three years in accordance with the following criteria, to wit, whether or not the contractor has with respect to such contract:

(1) Demonstrated a satisfactory attitude toward contract obligations;

(2) Furnished records, including but not limited to drawings, plans, manuals, and financial records as required by the contract;

(3) Submitted all drawings and plans to the department for review and approval as required by the contract;

(4) Fulfilled the requirements of any contractual guarantee or warranty;

(5) Diligently pursued execution and completion of work or delivery of vessels in accordance with contractual time schedules as modified by extensions of time by the owner;

(6) Cooperated with the owner in the performance of the contract including providing the owner access to the work for inspection and providing the owner timely notices of tests and trials as required by the contract;

(7) Performed the contract in a workmanlike manner with adequate quality assurance;

(8) Otherwise completed the contract in compliance with contract plans and specifications.

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 468-310-040 **CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF INTEGRITY.** The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of integrity in the performance of previous contracts or in connection with prequalification or bidding. In making such a determination, the department may consider any of the following as evidence of a lack of integrity:

(1) Conviction of violating a federal or state antitrust law by bidrigging, collusion, or restraint of competition between bidders, or conviction of violating any other bid-related or contract-related federal or state law. Conviction of a contractor's principal officers and agents of any such offenses will be imputed to the contractor;

(2) Willful concealment of any deficiency in the performance of a prior contract;

(3) Falsification of information or submission of deceptive or fraudulent statements in connection with prequalification, bidding, or performance of a contract;

(4) Debarment of the contractor by a federal or state agency or by a municipal corporation unless the period of the debarment has terminated;

(5) Default on a previous contract.

NEW SECTION

WAC 468-310-050 **CLASSIFICATION AND CAPACITY RATING.** (1) Each contractor seeking prequalification under these rules will be classified for one or more of the classes of work listed in subsection 8 of this section and will be given a maximum capacity rating in accordance with its financial ability, the adequacy of its equipment and plant facilities to perform the class or classes of work for which it has sought prequalification, the extent of the contractor's experience in performing contracts of the class or classes for which prequalification is sought, and the adequacy of the experience and capability of the contractor's officers and key employees in performing contracts of the class or classes for which prequalification is sought. The maximum capacity rating will limit the quantity of uncompleted work which the contractor shall have under contract at any one time either as a prime contractor or a subcontractor.

(2) The maximum capacity rating for a contractor applying for a rating in excess of \$1,000,000 will be ten times the contractor's net worth as determined from the contractor's financial statement. The maximum capacity rating for a contractor applying for a rating in excess of \$50,000 and up to and including \$1,000,000 will be ten times the contractor's net worth as set forth in the standard prequalification questionnaire and financial statement. A properly executed letter of credit from an acceptable financial institution may be considered as an asset increasing the contractor's maximum capacity rating by the amount of the credit, but without the use of a multiplier. The maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000 PROVIDED, That in all cases the contractor's maximum capacity rating may be reduced to an

amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant, and experience.

(3) Consideration will be given to raising, by an amount not to exceed 50 per cent, the maximum capacity rating of a contractor who qualifies with respect to actual capacity based upon organization, personnel, equipment and plant facilities, and experience, upon receipt of evidence of a current bonding capacity of such additional amount with a corporate surety. Such evidence shall be in the form of a letter of commitment executed by an officer of the surety who is authorized to bind the surety. Notwithstanding the provisions of this subsection, the maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000.

(4) The certificate of prequalification issued by the department will establish a contractor's maximum capacity rating which will be subject to reduction by the total value of its current uncompleted work regardless of its location and with whom it may be contracted to determine the contractor's bidding capacity at the particular time. This bidding capacity shall be called "current capacity."

(5) In determining the current capacity of a contractor, the deduction for uncompleted work will include work subcontracted from others and the contractor will be given a credit for work sublet to others.

(6) In order that the department may have the necessary information to determine a contractor's current capacity, the contractor shall submit to the department for each contract for which it intends to submit a bid (at the time it requests a bid or proposal form) a certificate of the contractor's current capacity which will be prepared by it and executed under oath and which will be accompanied and supported by a Status of Contracts On Hand Report. In making this certification, the contractor certifies that its current capacity is sufficient to cover the amount of any single contract for which it has submitted a bid.

(7) Notwithstanding the provisions of this section, a contractor will be allowed to submit a bid for an amount up to \$50,000 on a class or classes of work for which it is prequalified without regard to any financial maximum capacity rating or financial current capacity rating: **PROVIDED**, That the contractor's current capacity may be reduced to an amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant facilities, and experience.

(8)(a) Construction, repair and maintenance work on ferry vessels and main ferry terminal buildings for which prequalification certification under these rules may be granted are classified as follows:

- Class 1 Vessel construction and renovation;
- Class 2 Dry-docking and hull repairs;
- Class 3 Vessel metal fabrication repairs;
- Class 4 Vessel electrical repairs;
- Class 5 Vessel miscellaneous repairs;
- Class 6 New terminal building construction and terminal building major reconstruction and remodeling;

- Class 7 Terminal building renovation and repairs;
- Class 8 Painting (terminal buildings only);
- Class 9 Roofing (terminal buildings only);
- Class 10 Terminal buildings - miscellaneous.

(b) A contractor currently prequalified under RCW 47.28.070 to perform those classes of work required in the construction, improvement and repair of ferry terminal facilities (other than main terminal buildings) will initially be deemed prequalified under these rules to perform such classes of work with the same capacity rating as approved by the department for highway related work.

NEW SECTION

WAC 468-310-060 REVIEW OF RESTRICTIONS IN PREQUALIFICATION CERTIFICATE. Any contractor dissatisfied with restrictions on the dollar amount or class of work approved in its prequalification certificate may file a complaint with the assistant secretary for marine transportation together with supporting documentation. The assistant secretary or his designee shall review any such complaint and any data furnished by the contractor and may affirm or modify such restrictions in the prequalification certificate.

NEW SECTION

WAC 468-310-070 JOINT VENTURES. The department recognizes two distinct types of joint ventures for prequalification, classified as follows:

(1) Individual project joint venture: An association of two or more prequalified firms formed for the specific purpose of submitting a joint bid on a particular project. The bid of an individual project joint venture will be accepted provided all members of the joint venture are currently prequalified. At least 15 days prior to the date set for opening bids, the members of the joint venture must execute and file with the department, for its approval, a standard form of "individual project statement of joint venture" setting forth the name of the joint venture, the members of the joint venture, the title of the improvement and the names of those authorized to bind the joint venture. (Corporate minutes authorizing the joint venture must accompany the joint venture request for prequalification.)

(2) Continuing joint venture: An association of two or more firms formed for the purpose of submitting joint bids on projects to be let over a period of time. The bids of continuing joint ventures will be accepted if prequalification has been satisfactorily established by the following methods: A standard questionnaire and financial statement combining the assets and liabilities of all members of the venture shall be submitted in the name of the joint venture, together with a photostatic or certified copy of the joint venture agreement. Such agreement shall contain a provision which will unequivocally bind the parties, jointly and severally, to any joint venture contract entered into thereunder. It shall also specify the name under which the joint venture will operate and the names of those authorized to sign proposals, bonds, contracts, estimates and other documents and/or

instruments in connection with the department's contracts. Corporate minutes authorizing the joint venture must accompany the joint venture request for prequalification. The department may require such further documentation as it may deem necessary. A continuing joint venture agreement will be executed as follows: An individual member of the joint venture shall sign in his individual capacity showing the name of the firm under which he is doing business. All partners both general and limited of a co-partnership shall sign under the name of the co-partnership. An authorized officer shall sign on behalf of a corporation with the corporate seal affixed. A certified copy of the resolution of the board of directors adopting the joint venture and authorizing the officer to enter into a joint venture agreement on behalf of the corporation shall accompany the agreement.

NEW SECTION

WAC 468-310-080 NONRENEWAL AND REVOCATION OF PREQUALIFICATION CERTIFICATE. *The department may refuse to renew a contractor's prequalification certificate, or revoke a contractor's prequalification certificate in accordance with the criteria contained in WAC 468-310-030 and 468-310-040. In denying or revoking a contractor's prequalification certificate under this section or under WAC 468-310-030 or 468-310-040, the department shall specify the period of disqualification which shall not exceed three years. At the end of such period, the contractor may again apply for prequalification as provided in these rules.*

NEW SECTION

WAC 468-310-090 NOTIFICATION AND OPPORTUNITY FOR A HEARING. *Notification of the department's intent to (1) refuse to prequalify a contractor, (2) refuse to renew a contractor's prequalification certificate, or (3) to revoke a contractor's prequalification certificate will be made in writing and will be served upon the contractor by mail, properly addressed with postage prepaid. The intended action set forth in the written notification shall become final unless the contractor serves on the assistant secretary for marine transportation, a written request for a hearing thereon within 10 days after receipt of the notification. Upon receipt of such a request, the department shall afford the contractor a hearing in accordance with chapter 34.04 RCW relating to contested cases.*

NEW SECTION

WAC 468-310-100 DELEGATION OF AUTHORITY. *The assistant secretary for marine transportation is delegated authority to administer the provisions of chapter 133, Laws of 1981 and chapter 468-310 WAC. The assistant secretary for marine transportation is delegated authority to exercise all powers vested in the secretary of transportation by WAC 468-10-235 relating to the adoption of a final order granting, denying or revoking a prequalification certificate pursuant to chapter 133, Laws of 1983.*

WSR 83-15-025

ADOPTED RULES

DEPARTMENT OF LICENSING

(Securities Division)

[Order SDO-95-83—Filed July 15, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Highways-Licenses Building, 4th Floor, Olympia, Washington, the annexed rules relating to the regulation and exemption of securities, amending WAC 460-46A-020 availability of exemption, allowing the administrator to waive one class of stock limitation upon a showing that it is not necessary for the protection of investors; amending WAC 460-46A-040, maximum number of purchasers under exemption, raising maximum number of purchasers from twenty-five to forty; amending WAC 460-46A-080, stock options, excluding from the stock option limitation, any incentive stock option plans under Section 422A of the Internal Revenue Code, as amended, held by employees, who are not officers, directors or promoters of the issuer; amending WAC 460-46A-085, inapplicability of cheap and promotional share, and stock option, restrictions, removing the requirement that release of escrowed shares be conditioned upon an increase of the issuer's net worth by 300% of the proceeds of the limited offering, divided by the offering price per share in the limited offering and substituting in its stead, that (a) the per share net worth of the issue on a fully diluted basis under generally accepted accounting principles is at least 100 percent greater than the per share offering price under the limited offering exemption; or (b) the issuer has completed a firmly underwritten public offering of at least four million dollars of its common stock at a price per share of at least three times the price per share of the shares sold under the limited offering exemption; or (c) there shall exist an established trading market in the issuer's common stock for a period of at least ninety consecutive days in which the market price per share shall be greater than three times the price per share of the shares sold under the limited offering exemption; or (d) the owners of the shares shall pay for the shares held in escrow, an amount equal to one hundred and twenty percent of the price per share of shares sold under the limited offering exemption; amending WAC 460-46A-090, disclosure document, requiring two copies of Form LOE-82 to be filed with the securities administrator and requiring a copy of Form LOE-82 to be mailed to the accountant, who has reviewed, compiled and audited the financial statements included in the disclosure document; adopting WAC 460-46A-091, advertisements, allowing use of advertisements and announcements and requiring the filing of same if they do not meet the requirements of WAC 460-28A-025; amending WAC 460-46A-095, price of shares, allowing administrator to waive requirement that shares sold must be of the same class where good cause is shown; and amending WAC 460-46A-155, attorney to review document, eliminating the requirement that the attorney, reviewing the disclosure form to sign the disclosure form, but requiring the attorney to certify to the administrator that he or she has reviewed the responses to the questions in the form and

the responses set forth the type of information requested by the form. The attorney must submit an opinion to the administrator that shares to be sold are authorized and when issued will be validly issued, fully paid and nonassessable.

This action is taken pursuant to Notice No. WSR 83-12-038 filed with the code reviser on May 27, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 21.20.320(9) (see also RCW 21.20.450) and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 7, 1983.

By John Gonzalez
Director

AMENDATORY SECTION (Amending Order SDO-116-82, filed 10/5/82)

WAC 460-46A-020 ~~AVAILABILITY OF EXEMPTION.~~ Only corporations may use the limited offering exemption. The limited offering exemption may be used by an issuer more than once provided that the aggregate amount raised by all offerings by the issuer and its affiliates under the limited offering exemption shall not exceed \$500,000. (The foregoing notwithstanding, offerings by affiliates of the issuer under the limited offering exemption with respect to business ventures unrelated to that of the issuer occurring twenty-four months prior to or twenty-four months after the offering of the issuer under consideration shall not be included in calculating the \$500,000 limitation as to the issuer.) The limited offering exemption is available only if one class of stock is outstanding after the offering provided however, that upon written request, this requirement may be waived by the administrator as not being necessary under the circumstances for the protection of investors. The limited offering exemption may not be used for the offer and sale of debt securities. The limited offering exemption is not available if the issuer or its affiliates have previously sold securities of such issuer or affiliate under the provisions of RCW 21.20.210 (registration by qualification) or RCW 21.20.180 (registration by coordination) or of similar provisions of the securities or blue sky laws of any other state. The total amount of funds raised by the issuer and its affiliates under all exemptions, including the limited offering exemption, but excepting the statutory nonpublic offering exemption of RCW 21.20.320(1), may not exceed \$500,000 in any 12-month period during which the limited offering exemption is used.

AMENDATORY SECTION (Amending Order SDO-116-82, filed 10/5/82)

WAC 460-46A-080 ~~STOCK OPTIONS.~~ The maximum amount of stock options (except incentive

stock option plans under Section 422A of the Internal Revenue Code of 1954, as amended, held by employees, who are not officers, directors or promoters of the issuer) may not exceed ten percent of all outstanding shares of the same or similar class of the issuer after the completion of an offering based upon the limited offering exemption. The exercise price per share under such option must be at least equal to the price per share paid by the purchaser for similar shares sold under the limited offering exemption. ~~((Such))~~ Options subject to the restrictions of this provision may not be exercisable after three years, except that the option may be exercisable for up to five years if the exercise price per share in the fourth and fifth years is at least 120% of the price per share in the offering.

AMENDATORY SECTION (Amending Order SDO-116-82, filed 10/5/82)

WAC 460-46A-085 ~~INAPPLICABILITY OF CHEAP AND PROMOTIONAL SHARE, AND STOCK OPTION, RESTRICTIONS.~~ The above notwithstanding, the restrictions of WAC 460-46A-050, and 460-46A-080 shall not apply if the provisions of either paragraph (1), (2), (3) or (4) below apply:

(1) ~~((All of the investors in the limited offering fall within one or more of the following categories:))~~ The issuer has had significant earnings and operated at a profit during at least one of the last three fiscal years.

(2) All investors in the limited offering purchase for cash on the same terms and conditions, and the investors purchasing a majority of the securities sold in the limited offering fall within the following categories:

(A) Executive officers of the issuer;

(B) Persons who are then currently licensed to practice law, public accountants specializing in the securities area, registered securities broker-dealers, securities salespersons, registered investment advisors, investment advisor salespersons, in any jurisdiction; or

(C) Entities specified in RCW 21.20.320(8); or

~~((2) All investors in the limited offering purchase for cash on the same terms and conditions, and the investors purchasing a majority of the securities sold in the limited offering fall within categories (1), (2) or (3) above.))~~

(3) The excess amounts of cheap or promotional shares and options above the maximum limits established by WAC 460-46A-050 and 460-46A-080 shall be placed in ~~((an))~~ a five-year escrow established by order of the administrator ~~((allowing them to be released from escrow only if within 5 years the net worth of the issuer (under generally accepted accounting principles) increases above the amount of net worth of the issuer at the commencement of the offering;))~~

~~((A) In the case of promotional or cheap shares, the number of promotional or cheap shares released shall be a number equal to the amount such increase in net worth exceeds 300% of the proceeds of the limited offering, divided by the offering price per share in the limited offering; and~~

~~((B) In the case of options, the number of options released shall be those covering an underlying number of shares equal to the amount such increase in net worth~~

(after allowing for that applied to the release from escrow of any promotional or cheap shares) exceeds 300% of the proceeds of the limited offering, divided by the offering price per share in the limited offering)). Shares and options shall be released only upon the order of the administrator and under the following conditions:

(a) The per share net worth of the issuer on a fully diluted basis under generally accepted accounting principles is at least one hundred percent greater than the per share offering price under the limited offering exemption; or

(b) The issuer has completed a firmly underwritten public offering of at least four million dollars of its common stock at a price per share of at least three times the price per share of the shares sold under the limited offering exemption; or

(c) There shall exist an established trading market in the issuer's common stock for a period of at least ninety consecutive days in which the market price per share shall be greater than three times the price per share of the shares sold under the limited offering exemption; or

(d) The owners of the shares shall pay for the shares held in escrow, an amount equal to one hundred twenty percent of the price per share of shares sold under the limited offering exemption.

Those shares not released from escrow within the five-year escrow period shall be canceled and shall no longer be deemed outstanding shares of the issuer.

(4) Upon written request, such restrictions have been waived in writing by the administrator as not being necessary under the circumstances to protect investors against undue dilution.

AMENDATORY SECTION (Amending Order SDO-116-82, filed 10/5/82)

WAC 460-46A-090 DISCLOSURE DOCUMENT. Each offeree under the limited offering exemption must be furnished a disclosure document on a form provided by the securities administrator (called "Form LOE-82"). A copy of such disclosure document with all attachments must be furnished to prospective purchasers 24 hours before either agreeing to purchase the shares or making any payment of consideration, whichever is earlier. A manually signed copy of the disclosure document and an additional copy must be filed with the securities administrator at least 5 business days prior to commencement of the offering. If the financial statements attached to the disclosure document are audited, subject to review or compilation by an accountant, a copy of the disclosure document and all attachments shall be forwarded to the (auditor) accountant at the same time it is forwarded to the securities administrator. Certified mail, return receipt requested, is recommended. If during the course of an offering made under the limited offering exemption there shall occur an event which would materially affect the issuer, its prospects or properties, or otherwise materially affect the accuracy or completeness of the information contained in the disclosure document, the disclosure document shall be promptly revised to reflect such event, filed with the securities administrator as so revised, and used for all sales of shares in the offering thereafter.

NEW SECTION

WAC 460-46A-091 ADVERTISEMENTS. Advertisements and announcements may be used to solicit investors upon effectiveness of the exemption. Advertisements and announcements not meeting the requirements of WAC 460-28A-025 must be filed with the administrator at least five business days prior to use.

AMENDATORY SECTION (Amending Order SDO-116-82, filed 10/5/82)

WAC 460-46A-095 PRICE OF SHARES. All shares sold pursuant to the limited offering exemption must be sold for cash, must be of the same class (except where good cause is shown and agreed to in writing by the administrator), and must be offered and sold at the same price.

AMENDATORY SECTION (Amending Order SDO-116-82, filed 10/5/82)

WAC 460-46A-155 ATTORNEY TO REVIEW DISCLOSURE DOCUMENT. In order for the limited offering exemption to be available, an attorney, who is a member in good standing of a state bar association, must (sign the disclosure form required under WAC 460-46A-090. The attorney need not independently verify the accuracy or completeness of the information contained therein but must certify that he has reviewed the responses to the questions in the form and that (with the exception of the financial statements required under the form) the responses set forth the type of information requested by the form. He must further render an opinion) certify to the administrator that, although he or she has not undertaken to independently verify the accuracy or completeness of the information contained within the disclosure form required under WAC 460-46A-090, he or she has reviewed the responses to the questions in the form and that (with the exception of the financial statements required under the form) the responses set forth the type of information requested by the form. He or she must further submit an opinion to the administrator that the shares to be sold in the offering have been duly authorized and when issued upon payment of the offering price will be legally and validly issued, fully paid and nonassessable.

WSR 83-15-026

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 83-69—Filed July 15, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is harvestable numbers of sockeye salmon are available, and this regulation is adopted pursuant to the Columbia River Compact.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-32-05100W SEASONS—SALMON
Notwithstanding the provisions of WAC 220-32-051, 220-32-052 and 220-32-053, effective 6:00 p.m. July 15, 1983 through 12:00 noon July 18, 1983, it is lawful for fishermen possessing treaty Indian fishing rights under the Yakima Treaty, the Warm Springs Treaty, the Umatilla Treaty and the Nez Perce Treaty to take, fish for and possess salmon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Area 1H subject to the following provisions:

(1) Four and one-half inch maximum mesh restriction.

(2) No chinook salmon taken in this fishery may be used for commercial purposes, and all chinook salmon taken will count as part of the ceremonial and subsistence catch permitted by the Columbia River Comprehensive Management Plan.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-32-05100V SEASONS—SALMON
(83-64)

WSR 83-15-027
EMERGENCY RULES
DEPARTMENT OF FISHERIES

[Order 83-68—Filed July 15, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is run size information indicates strength is less than escapement goal for summer chinook salmon stocks.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-28-003G0G QUILLAYUTE RIVER
Effective immediately through August 31, 1983, it is unlawful for any fisherman, including treaty Indian fisherman, to take, fish for or possess salmon for commercial purposes from the waters of the Quillayute River or the tributaries of the Quillayute River.

WSR 83-15-028
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 83-67—Filed July 15, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7, 7A, 7C, 7D, 13A, Minter Creek, Skagit River above the confluence, Samish and White Rivers are required to protect depressed Canadian and U.S. chinook stocks. Restrictions in Areas 6D, 12, 12B, 7B, Nooksack and Dungeness Rivers provide protection for weak Puget Sound pink stocks. Area 6D and Dungeness River restrictions also provide chinook protection. Areas 6B and 9 restrictions provide Lake Washington sockeye protection and subsequent protection for pink salmon. Areas 10, 10B, 10C, 10D, 8 and Skagit River below the confluence of the Baker River require protection for Lake Washington and Baker River sockeye.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-28-305 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Areas 4B, 5, 6, and 6C - Drift gill net gear restricted to 5-7/8" maximum when open.

Area 6A - Gill net gear restricted to 5-7/8" maximum mesh when open.

*Areas 6B and 9 - Gill net gear restricted to 6-1/2" minimum mesh, and all other gear must immediately release all sockeye when open through July 16. Effective July 17-September 10, gill net gear restricted to 7" minimum mesh when open and purse seine gear is prohibited.

*Area 6D and Dungeness River - Effective July 17-September 17, closed to all commercial fishing.

*Areas 7, 7A, and 7D - Gill net gear restricted to 5-7/8" maximum mesh when open.

*Area 7B - Effective July 18-August 25, gill net gear restricted to 7" minimum mesh when open and purse seine gear is prohibited.

Area 7C - Closed to all commercial fishing southeasterly of a line from the mouth of Oyster Creek 237° true to a fishing boundary marker on Samish Island.

Area 8 - Effective through August 1, gill net gear restricted to 6-1/2" minimum mesh, and all other gear must immediately release all sockeye when open.

Area 10 - Effective through July 30, gill net gear restricted to 6-1/2" minimum mesh and all other gears must immediately release sockeye when open.

Areas 10B, 10C, 10D, and Cedar River - Closed to all commercial fishing.

*Areas 12 and 12B - Effective July 17-September 3, gill net gear restricted to 7" minimum mesh when open and purse seine gear is prohibited.

Area 13A - Effective through July 31, closed to all net gear in that portion north of a line from Allen Point to the southernmost point of land on the eastern shore of Glen Cove.

*Nooksack River - Mouth to Marietta Bridge, effective July 18-August 25, commercial net gear restricted to 7" minimum mesh when open; Upstream of the confluence of north and south forks closed to all net gear.

White River and Minter Creek - Closed to all net gear through July 31.

*Skagit River - Mouth to Baker River confluence, gill net gear restricted to 6-1/2" minimum mesh. All other gear must immediately release all sockeye when open; Upstream of Baker River confluence, closed to all commercial fishing.

Samish River - Closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative code is repealed:

WAC 220-28-304 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-60)

WSR 83-15-029

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 83-66—Filed July 15, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7, 7A, 7D provide the least restrictive regulations that allow protection of adult Canadian chinook salmon and allow fisheries under IPSFC control. Restrictions on trolling are consistent with regulations adopted by the Pacific Fishery Management Council for trolling in adjacent waters. All other Puget Sound areas are closed to all-citizen commercial fishing to prevent overharvest of salmon stocks.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-47-800 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. *Notwithstanding the provisions of Chapter 220-47 WAC, effective July 15, 1983, until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

**Area 4B - Troll gear restricted to plugs 6" or greater in length and gill net gear restricted to 5-7/8" maximum mesh, when open. Troll landings can have no more than one coho for every two chinook landed.*

**Areas 5, 6, 6A, 6C, 7, 7A, and 7D - Gill net gear restricted to 5-7/8" maximum mesh when open.*

**Areas 6B, 6D, 7B, 7C, 8, 8A, 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.*

WSR 83-15-030

PROPOSED RULES

DEPARTMENT OF TRANSPORTATION

[Filed July 18, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Transportation intends to adopt, amend, or repeal rules concerning an amendment to WAC 468-30-060, "rental of state highway lands and improvements" that would require rentals, as well as sales, to be at the economic (market) rate;

that the agency will at 10:00 a.m., Monday, September 12, 1983, in the Board Room, Transportation Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 47.12.120.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 12, 1983.

Dated: July 18, 1983

By: V. W. Korf
Deputy Secretary

STATEMENT OF PURPOSE

Title: WAC 468-30-060.

Description of Purpose: Revision of WAC 468-30-060, Rental of state highway lands and improvements, to bring existing rule in line with state law and attorney general opinions.

Statutory Authority: RCW 47.12.120.

Summary of Rule: Requires that rentals, as well as sales, must be at economic (market) rate.

Reason for Rule: This rule is necessary to amend the existing rule which provides that rental rates are to be based on a fractional percent of the purchase price. Attorney general opinions advise that rentals, as well as sales, must be at the economic (market) rate.

Agency Proposing Rule: Washington State Department of Transportation.

Department Personnel Responsible for Drafting and Implementation: Mr. Robert H. Barnard, Chief Right of Way Agent, Department of Transportation, Room 2D3, Transportation Building, Olympia, WA 98504, (206) 753-6052.

Agency Comments or Recommendations: None.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: No.

Small Business Economic Impact Statement: No impact - none required.

AMENDATORY SECTION (Amending DOT Order 10 & Comm. Order 1, Resolution 13, filed 12/20/78)

WAC 468-30-060 RENTAL OF STATE HIGHWAY LANDS AND IMPROVEMENTS. (1) All property acquired by the department of transportation and held for future highway or related purposes may be rented whenever the need of the land for construction shall be sufficiently far in the future as to permit occupancy by a party in possession on date of acquisition for at least one month or by a party not in possession on date of acquisition for at least two months. The sale or demolition of improvements shall be avoided (except with respect to those deemed unrentable or deemed to constitute a hazard) to insure that maximum rental revenue is obtained and the effects of right of way clearance on the community are reduced to a minimum. Full occupancy of rentable improvements shall be maintained to the maximum extent possible; however, improvements which are substandard or unsightly to the extent that they cannot be rented in three months after acquisition shall be disposed of by sale or demolition.

(2) Leases and rental agreements in furtherance of the policy set forth in subsection (1) of this section and pursuant to authority contained in chapter 162, Laws of 1949, shall be negotiated by the right of way division of the department of transportation where directed by the secretary of transportation. Said division shall prepare all necessary documents to accomplish such leases and shall submit same to the director for action thereon as indicated in subsection (4) of this section.

(3) The ~~((following))~~ rental rates are ~~((adopted as "minimum standard rental rates"))~~ based on the following:

(a) ~~((²Owner-occupied.² Improved properties occupied by the owners at time of acquisition by the state may be rented to such owner-occupants at a rate of 0.5 percent per month of the purchase price or award in condemnation (less damages to any remainder):))~~ The rental rate is economic rent as determined by either a market data report of rentals or a written determination by appraisal.

(b) ~~((²Tenant-occupied.² Improved properties occupied by tenants at time of acquisition by the state may be rented to such tenants at their existing rental rate reduced by the value of any utility payments or services furnished by the former landlord: PROVIDED, That such adjusted rental is at a rate not less than 0.7 percent per month of the purchase price or award in condemnation (less damages to any remainder):))~~ For those rentals subject to excise tax under the provisions of chapter 82.29A RCW, the tax is payable in addition to the determined rental rate.

(c) ~~((²Subsequent tenants.² Rentals to any party subsequent to vacation by the original occupant at time of acquisition by the state shall~~

be at a rate not less than 0.7 percent per month of the purchase price or award in condemnation (less damages to any remainder). Such rental rates shall exclude utilities which shall become the responsibility of the tenant, and shall require a waiver of any relocation assistance benefits.) The rental rate is evaluated as economic conditions require, but no more often than once per year.

(d) (~~"Owner-retained improvements." When, in the acquisition transaction, an owner retains improvements for subsequent removal from the right of way, occupancy after the agreed possession date shall be at a rate not less than 0.5 percent per month of the amount paid for land and loss or removal of improvements (i.e. other damages to be excluded).)~~) Where the acquired improvement is tenant occupied, the rental rate in effect at the time of acquisition shall continue for ninety days. Thereafter the rental rate shall be economic rent. Should the tenant be paying more than economic rent, the rent is to be immediately lowered to economic rent.

(e) (~~"Improvements purchased at auction." If improvements are purchased at public auction for removal from the right of way, occupancy after the agreed removal date shall be at a rate of not less than 0.7 percent per month of the price paid by the state for the parcel of land on which the improvement lies or fifteen dollars per month, whichever is greater.~~)

(f) (~~"Unimproved land." Unimproved land, not needed for construction, may be rented at not less than 0.7 percent per month of the price paid by the state for the parcel.)~~) The rent for the first month (pay period) is calculated and adjusted to the next closest first or fifteenth day. This adjusted rent and the last month's (pay period) rent are payable upon execution of the rental agreement.

(4) Authority to approve rental agreements:

(a) All rental agreements in which the rental rate equals or exceeds the "minimum standard rental rates" of the applicable provisions of subsection (3) of this section may be approved by the secretary of transportation or his designee.

(b) The following described agreements (i) and (ii) will not be considered under the provisions of subsection (3) of this section and may be approved by the secretary of transportation.

(i) Interim possession agreements—Interim agreements will give possession to a prospective air space lessee during the period prior to the formalization and approval of an air space lease. The agreements will provide interim rental at a negotiated figure and will be terminable on thirty days' notice.

(ii) Mutual benefits possession agreements—Mutual benefits possession agreements will involve those properties where the benefits to the state will equal those derived by the lessee and will be terminable on thirty days' notice. The value of mutual benefit will be determined by the secretary or his designee.

(5) Leases and rental agreements shall be subject to termination on a maximum of sixty days' written notice, provided, that the secretary or his designee may approve time extensions in specific cases.

WSR 83-15-031
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY
COLLEGE DISTRICT
 [Memorandum—July 15, 1983]

A special meeting of the board of trustees of the Seattle Community College District VI has been scheduled for Wednesday, July 20, 1983, at 7:30 p.m., in the District Office Board Room, 300 Elliott Avenue West, Seattle, WA 98119.

WSR 83-15-032
NOTICE OF PUBLIC MEETINGS
TRAFFIC SAFETY COMMISSION
 [Memorandum—July 15, 1983]

The Washington Traffic Safety Commission will meet at 10 a.m., Wednesday, July 27th in the Governor's Conference Room.

The meeting is planned to start at 10 a.m. and be completed by 11 a.m.

WSR 83-15-033
ADOPTED RULES
PLANNING AND
COMMUNITY AFFAIRS AGENCY
(Building Code Advisory Council)
 [Order 83-4—Filed July 18, 1983]

Be it resolved by the State Building Code Advisory Council, acting at Sea Tac Fire Station Conference Room, that it does adopt the annexed rules relating to state regulations for barrier free facilities, amending chapter 51-10 WAC.

This action is taken pursuant to Notice No. WSR 83-07-012 filed with the code reviser on March 9, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapters 19.27 and 70.92 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED June 15, 1983.

By E. Norman Sylvester
 Chairman

Reviser's note: The regulations for barrier-free facilities filed with this order are not capable of being reproduced in the Register and are therefore omitted pursuant to RCW 34.04.050(3). Copies may be obtained from the Planning and Community Affairs Agency, 9th and Columbia, Olympia, Washington 98504.

WSR 83-15-034
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF LICENSING
(Real Estate Commission)
 [Memorandum—July 15, 1983]

The Washington State Real Estate Commission, as required by RCW 42.30.075, hereby gives notice that the regularly scheduled meeting on September 29, 1983, will convene at 10:00 a.m. at the Spokane Convention Center, Room A, West 334 Spokane Falls Boulevard, Spokane, Washington. The meeting was originally scheduled to be held at the Sheraton-Spokane Hotel, North 322 Spokane Falls Ct., Spokane. The date and

time of the meeting remains the same as in the original notice.

WSR 83-15-035
NOTICE OF PUBLIC MEETINGS
COMMISSION ON
ASIAN AMERICAN AFFAIRS
 [Memorandum—June 30, 1983]

The commission's regular meeting scheduled for September 24, 1983, has been changed in its location from Everett to Yakima. This September 24th meeting will be held in the YV Community College Town and Gown Room in the HOPS Union Building, 16th and Nob Hill in Yakima. The meeting will begin at 10 a.m. until 3:00 p.m.

WSR 83-15-036
ADOPTED RULES
DEPARTMENT OF AGRICULTURE
 [Order 1802—Filed July 19, 1983]

I. M. Keith Ellis, director of agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules regarding warehousing and grain storage, chapters 16-212 and 16-224 WAC.

This action is taken pursuant to Notice No. WSR 83-12-063 filed with the code reviser on June 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 22.09 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By M. Keith Ellis
 Director

AMENDATORY SECTION (Amending Order 1423, filed 9/24/75)

WAC 16-212-110 ~~((WAREHOUSE BONDING REQUIREMENTS))~~ BONDS. (1) A bond of not less than ~~(((\$25,000))~~ fifty thousand dollars nor more than ~~(((\$500,000 is))~~ seven hundred fifty thousand dollars shall be required for each warehouseman and dealer licensed pursuant to chapter 22.09 RCW, ~~((Laws of 1963,))~~ the Washington Warehouse Act. The bond amount ~~((of such bond))~~ shall be computed at the rate of ~~(((\$0.18))~~ eighteen cents per bushel of licensed storage capacity or ~~((6%))~~ six percent of gross sales of agricultural commodities, whichever is higher.

(2) For ~~((the))~~ purposes of this ~~((act))~~ section, gross sales ~~((are limited to those))~~ include only sales of agricultural commodities ~~((stored, handled, and/or merchandised through a Washington state licensed warehouse. Sales will be determined from the last available statement and the director may consult with the warehouse committee and may apply a factor to the gross sales to reflect the current market trends))~~ purchased from producers covered under the act during the preceding fiscal year of that dealer.

AMENDATORY SECTION (Amending Order 1423, filed 9/24/75)

WAC 16-212-130 ~~((WAREHOUSEMAN))~~ NET WORTH REQUIREMENTS. A warehouseman must maintain an allowable net worth of ~~(((\$0.15))~~ twenty cents per bushel of licensed space, with a minimum of ~~(((\$10,000 is required for each warehouseman licensed pursuant to chapter 22.09 RCW, Laws of 1963, the Washington Warehouse Act))~~ twenty-five thousand dollars. A dealer must maintain an allowable net worth of four percent of sales of commodities purchased from producers, with a minimum of twenty-five thousand dollars. A warehouseman who is also a dealer must maintain the higher of these two requirements. For a warehouseman, any deficiency above the ~~(((\$10,000))~~ twenty-five thousand dollar minimum must be compensated for by increasing the amount of the ~~((warehouse))~~ warehouseman's bond by the amount of the deficiency, up to the seven hundred fifty thousand dollar maximum. For a dealer, any deficiency above the twenty-five thousand dollar minimum must be compensated for by increasing the amount of the dealer's bond by the amount of the deficiency regardless of the ~~(((\$500,000))~~ seven hundred fifty thousand dollar maximum ~~((as set forth in WAC 16-212-110))~~. In addition, warehousemen who are also dealers must maintain a current asset to current liability ratio of at least point nine to one. Deficiencies must be made up by providing additional bonding in the amount of the deficiency.

AMENDATORY SECTION (Amending Order 1624, filed 4/30/79)

WAC 16-212-160 ~~((FINANCIAL STATEMENTS. ((The department shall receive annually as close to the end of the warehouseman's fiscal year as practical but in no case later than six months, financial statements))~~ Each warehouseman and dealer shall submit to the department an annual financial statement which shall have been audited or reviewed by a certified or licensed public accountant ~~((which)).~~ The statement must be submitted to the department within four months after the conclusion of the warehouseman's or dealer's fiscal year. The statement shall include:

(1) A balance sheet.

(2) An income statement which includes annual gross sales of commodities from producers covered under the ~~((Washington Warehouse))~~ act ~~((chapter 22.09 RCW))~~.

(3) A statement of changes in financial position.

(4) Footnotes or schedule disclosure of:

(a) The total bushels(~~(/pounds)~~) received annually by commodity.

(b) The amount of each commodity in storage at end of year.

(c) The amount of each commodity held for depositors.

(d) The amount of each commodity in storage contracted to purchase.

(e) The amount of farm storage contracted but not delivered.

~~((f))~~ (f) The amount of each commodity sold but not shipped.

~~((g))~~ (g) The amount of new crop purchases and sales by commodity.

For purposes of this section, commodity refers to those commodities covered under the Washington Warehouse Act, chapter 22.09 RCW.

AMENDATORY SECTION (Amending Order 1532, filed 6/1/77, effective 7/2/77)

WAC 16-212-170 ~~((CONTRACT—MINIMUM REQUIREMENTS))~~ **DEALER RECORDS.** ~~((Contracts between depositors and warehouseman must contain as a minimum the following:))~~ Each dealer shall maintain the following records at a location as required by RCW 22.09.340:

(1) Contracts. Contracts issued to producers must:

(a) Be serially numbered.

~~((2))~~ (b) Clearly indicate the date title passes.

~~((3))~~ (c) Show the net price due (~~(seller)~~) the producer or charges to be deducted from the selling price.

~~((4))~~ (d) Show the date payment is due.

~~((5))~~ (e) Indicate the method of adjustment for over and under (~~(delivery)~~) deliveries.

~~((6))~~ Minimum acceptable grade without mutual consent as stipulated in contract.

(7) Show date paid.

~~((8))~~ (f) Show date paid.

(g) Be maintained in numerical sequence by month payment is due for outstanding contracts, and completed contracts must be filed numerically.

(2) Delayed price contracts. Delayed price contracts must contain the following information and be approved for use in advance by the department:

(a) Indicate in large type the date title will pass.

(b) Show the method for setting price.

(c) Show the date by which the commodity must be priced.

(d) State the method of setting the price if it is not priced by that date.

(e) Charges to be assessed.

(f) Commodity and quantity contracted.

(3) Purchase reports. Each dealer who purchases commodity from a producer must issue a purchase report to the producer at the time of payment which shall:

(a) Be prenumbered.

(b) Show commodity and quantity purchased.

(c) Show price and basis.

(d) Show discounts.

(e) Show itemized charges assessed the producer.

(f) Show the check number and date paid with one copy filed numerically.

(4) Producer ledger. Each dealer must maintain a producer ledger showing:

(a) The name of each producer from whom the dealer has purchased an agricultural commodity.

(b) The amount contracted with corresponding contract number.

(c) Scale ticket numbers, lot numbers and/or bills of lading to apply against the contract.

(d) The purchase voucher number.

(5) Monthly position—Country warehousemen dealers. Each country warehouseman who is also a dealer shall maintain a monthly position record by commodity in regard to producer purchases showing:

(a) The net buy/sell position.

(b) The amount of delayed price grain sold which the producer has not priced.

(c) The amount shipped which has not been paid for.

(6) Monthly position—Other dealers. All dealers not covered under the previous subsection shall maintain a monthly position record by commodity in regard to producer purchases showing:

(a) The amount purchased year to date.

(b) The amount outstanding on delayed price contracts.

(c) The amount contracted and delivered but not yet paid for.

AMENDATORY SECTION (Amending Order 1532, filed 6/1/77, effective 7/2/77)

WAC 16-212-180 ~~((SCALE TICKETS—MINIMUM REQUIREMENTS))~~ **WAREHOUSEMAN RECORDS.** Each warehouseman shall maintain the following records at a location required by RCW 22.09.340:

(1) A printed daily position record showing by commodity:

(a) The amount received.

(b) The amount shipped.

(c) Adjustments.

(d) The amount forwarded to other locations.

(e) The amount in storage.

(f) The amount belonging to depositors.

(g) The amount belonging to the warehouseman.

(2) A depositor ledger for each depositor showing:

(a) The amount deposited each day by scale ticket number.

(b) The amount transferred to warehouse receipts with the corresponding warehouse receipt number.

(c) The amount transferred to other locations.

(d) The amount purchased and purchase report number.

(e) The amount contracted to purchase and contract number.

(f) The amount delivered back to depositors.

(g) The lot numbers and grade.

(h) Any crop divisions.

(3) Scale tickets (~~(given a depositor upon initial delivery of a commodity shall contain))~~. In addition to the requirements in RCW ~~((22.09.010(12) the following))~~ 22.09.010(16), scale tickets must:

~~((1))~~ (a) Show location where (~~(commodities))~~ the commodity is deposited.

~~((2))~~ (b) Show that the commodity is insured for current market value.

~~((3))~~ (c) Plainly ~~((show))~~ indicate that it is NONNEGOTIABLE and NONTRANSFERABLE.

~~((4) File one copy)~~ (d) Be filed numerically ~~((by location))~~ in the main office.

(4) Shipments. Record of shipments out of a warehouse must be filed by warehouse location. Intra-company transfers must be on a prenumbered form and filed numerically by location.

AMENDATORY SECTION (Amending Order 1532, filed 6/1/77, effective 7/2/77)

WAC 16-212-195 INVENTORY REQUIREMENTS ~~((NEW CONSTRUCTION))~~. A warehouse not licensed prior to July 1, 1983, must meet the following requirements:

(1) Tanks and stices over ~~((200))~~ two hundred bushels per foot must have inventory holes situated in such a manner ~~((that))~~ as to allow the measurement of the high and low points of the commodity ~~((can be measured))~~.

(2) Conventional flat storage must have an overhead catwalk with a minimum of five feet of headroom.

NEW SECTION

WAC 16-212-215 SCALES. All scales used by warehousemen and dealers must be certified for accuracy annually by the department of agriculture. Scale testing for certification may be performed by the department or by an approved scale company. When scales are tested by the department a seal shall be placed on the scales. The seal shall be dated and shall indicate approval or rejection. When scales are tested by an approved scale company, a copy of a scale test report shall be forwarded to the department and a copy shall be maintained in the warehouseman's file.

NEW SECTION

WAC 16-212-220 SIGNS. A warehouseman shall post at each warehouse licensed under this act a conspicuous sign bearing the words "WASHINGTON BONDED WAREHOUSE" and of sufficient size to be easily read from thirty feet.

NEW SECTION

WAC 16-212-225 CHARGES. Warehousemen and dealers who receive commodities for storage, handling, or conditioning shall post conspicuously a schedule of all charges, moisture adjustment factors, and disposition and/or ownership of all by-products. A copy of all charges assessed and billed to each depositor shall be itemized and retained in a numerical file.

NEW SECTION

WAC 16-212-230 CERTIFICATES OF DEPOSIT. A certificate of deposit issued to the department in lieu of a bond shall not be released, canceled or discharged until three years after cancellation of the license unless the department determines that no outstanding claims exist for the subject period.

NEW SECTION

WAC 16-212-235 SEED WAREHOUSEMAN RECORDS. Each seed warehouseman handling or treating seed shall:

(1) Daily post to the daily position record all seed delivered out of or returned to a licensed facility. Such seed may be deducted from company-owned, open storage or by the canceling of negotiable receipts.

(2) A subsidiary ledger may be maintained for open storage seed accounts with a total figure posted in the grower ledger at the end of seeding.

(3) A warehouseman may not reduce receipted obligations for seed withdrawal without canceling the receipt.

(4) A warehouseman may deduct seed from the company position on the daily position record on a daily basis even though this may show a negative position: PROVIDED, That there is sufficient depositor withdrawals to cover the negative position.

(5) The grower ledger shall be adjusted as soon as practical after seeding or within thirty days.

NEW SECTION

WAC 16-224-025 EMERGENCY STORAGE. If the director determines that an emergency storage situation exists, a warehouseman may forward grain to other licensed warehouses for storage without canceling the depositor's negotiable receipt under the following conditions:

(1) The warehouseman must obtain department approval prior to shipment.

(2) The warehouseman must demonstrate to the department how he/she will be back in position within thirty days.

(3) The warehouseman must obtain a negotiable receipt in his/her name from the receiving warehouse.

AMENDATORY SECTION (Amending Order 1745, filed 7/17/81)

WAC 16-224-030 CONTEMPORARY STORAGE ~~((OUTSIDE))~~. ~~((The department of agriculture will allow the storing of))~~ (1) Grain may be stored outside the warehouseman's permanent enclosed storage space only under the following conditions:

~~((1))~~ (a) When the warehouseman has no permanent enclosed storage space available.

~~((2))~~ (b) The outside storage must be on ground properly landscaped to provide adequate drainage and must be approved by the department prior to its use.

~~((3))~~ (c) Stockpiles created by a licensed warehouseman at a location not filled through his/her permanent enclosed storage facility ~~((with))~~ must have a separate letter designation and license fee.

~~((4))~~ (d) For outside storage up to thirty-three and one-third percent of the warehousemen's permanent enclosed storage capacity, a ~~((new))~~ net worth of twenty-five cents per bushel must be maintained in addition to the net worth requirements of WAC 16-212-130.

~~((5))~~ (e) A warehouseman may request the department of agriculture to approve his/her outside storage in excess of thirty-three and one-third percent of his/her

permanent enclosed storage capacity ~~((and must))~~. The warehouseman shall maintain a net worth of thirty-five cents per bushel on this excess unless it contains adequate aeration and is covered with a covering approved by the department of agriculture ~~((PROVIDED, That if the excess contains acration and is covered with a covering approved by the department of agriculture))~~, in which case the net worth requirement will be twenty-five cents per bushel.

~~((6))~~ (f) All outside storage must be properly crowned and ~~((removed from))~~ must not be in contact with the side(s) of any building ~~((no later than))~~ or elevator after October 15 of the crop year.

~~((7))~~ (2) Violation of this regulation ~~((will be considered))~~ constitutes a violation of ~~((Title 22))~~ chapter 22.09 RCW and may result in the suspension of the warehouseman's license.

AMENDATORY SECTION (Amending Order 1750, filed 10/13/81)

WAC 16-224-040 ✓ **HISTORICAL DEPOSITOR.** Prior to allocating warehouse space on the basis of historical deposits, each warehouseman shall, for the purposes of the definition of "historical depositor" as set forth in RCW 22.09.010 ~~((15))~~ (12), file with the department of agriculture a policy statement setting forth the criteria that identifies a person who in the normal course of business operations has consistently made deposits, in the same warehouse, of commodities produced on the same land. Any subsequent changes in this policy shall be filed with the department.

WSR 83-15-037

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed July 19, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Agriculture intends to adopt, amend, or repeal rules concerning endrin use in apple orchards, chapter 16-228 WAC.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on July 29, 1983.

The authority under which these rules are proposed is RCW 17.21.030.

This notice is connected to and continues the matter in Notice No. WSR 83-12-044 filed with the code reviser's office on June 1, 1983.

Dated: July 19, 1983

By: Art G. Losey
Assistant Director

WSR 83-15-038
PROPOSED RULES
DEPARTMENT OF
NATURAL RESOURCES
[Filed July 19, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Commissioner of Public Lands intends to adopt, amend, or repeal rules concerning acquisition and management of grazing permits on state-owned range lands;

that the agency will at 9:30 a.m., Tuesday, August 23, 1983, in the Public Lands Building, Room 301, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 26, 1983.

The authority under which these rules are proposed is RCW 79.28.040 and 79.28.050.

The specific statute these rules are intended to implement is RCW 79.28.050 and 79.28.040.

Dated: July 1, 1983

By: J. A. Stearns
for Commissioner of Public Lands

STATEMENT OF PURPOSE

Title and Purpose of Rules: WAC 332-20-010 to 332-20-330 Grazing lands.

The Purpose of These Rules: To provide for maximum utilization of state-owned range land resources consistent with multiple use and with improved conservation of range habitat. These amended rules are updated in accord with forest service regulations.

Adopting Agency: Commissioner of Public Lands, Department of Natural Resources.

Statutory Authority: RCW 79.28.040 and 79.28.050.

Summary of Rules: The purpose of grazing permits is to allow maximum forage of state range lands while maintaining the soil in "good" condition as defined by the soil conservation service. Permits may be granted for a specific number of animal units and grazing season. Grazing fees are adjusted annually by relation to market prices of livestock for the previous year. Grazing permits transfer no right, title or interest in any lands or resources held by the Department of Natural Resources except authorized livestock forage.

Agency Personnel Responsible for Drafting: Ken Solt, Division Manager, Lands Division, Department of Natural Resources, Public Lands Building, Olympia, Washington 98504, (206) 753-2989, and Ted Klein, Lands Division, Southeast Area, Department of Natural Resources, 713 East Bowers Road, Ellensburg, Washington 98926, (509) 925-6131; Implementation: Lysle Parsons, Supervisor, Agriculture Section, Lands Division, Department of Natural Resources, Public Lands Building, Olympia, Washington 98504, (206) 753-5304; and Enforcement: Above-named personnel, Ryder Chronic, Area Manager, Northeast Area, Department of Natural Resources, P.O. Box 190, Colville, Washington 99114, (509) 684-5201, and Don Pless, Area Manager, Southeast Area, Department of Natural

Resources, 713 East Bowers Road, Ellensburg, Washington 98926, (509) 925-6131.

Proponent of Rules: Brian J. Boyle, Commissioner of Public Lands of the state of Washington.

Agency Comments: These amended comments are necessary since RCW 79.28.050 requires that grazing permits be patterned after U.S. Forest Service grazing regulations. Since these regulations were recently changed, Washington regulations necessarily must be amended also.

Small Business Impact: These regulations should not affect a significant portion of the livestock industry. Hence, an impact statement is not required.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-010 RANGE MANAGEMENT OBJECTIVES. The general objectives of the department in its management of state-owned range lands is to provide for the maximum utilization of the range resource consistent with the principles of multiple use and proper land conservation measures (~~((applicable thereto))~~). Coincident with ~~((this))~~ these general objectives, the department shall seek to:

- (1) Secure the highest return to the state under good management practices;
- (2) Perpetuate the ~~((organic))~~ natural resources on both state and related lands through wise use, protection, and development;
- (3) Provide the best practical, social, and economic correlation of the use of state lands with adjacent lands; and
- (4) Stabilize that part of the livestock industry which makes use of state land through administrative policy and management practices which conform to the requirements of practical operation(;
- ~~(5) Cooperate with land users on a district level through a decentralized administration organized and authorized to settle local problems in accordance with local conditions).~~

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-020 GRAZING MANAGEMENT. Management of state lands for grazing purposes will be based upon that grazing capacity which permits maximum forage utilization and maintains "good" condition range as defined by the soil conservation service. Grazing capacity will be established after consideration of historical stocking rates, forage utilization, range condition, and trend. Pertinent range research findings of Washington State University and the advice of the soil conservation service will be considered in the management of the grazing resources.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-030 DEFINITIONS. ~~((The following definitions are applicable to this resolution and shall be used in applications, reports, and grazing leases and permits issued in connection therewith))~~ For purposes of this chapter:

- (1) "Carrying capacity" is the acreage required to adequately provide forage for an animal unit (AU) for a specified period without inducing deterioration of vegetation condition or soil;
- (2) ~~((Stocking rate is the number of livestock allowed to graze on a given area for a prescribed period of time;~~
- (3) ~~Forage utilization is the degree of use made of the range plants for foraging animals;~~
- (4) ~~Current production is the total annual growth of the range plants;~~
- (5) ~~Usable forage is forage that is within reach of animals and would be consumed under proper grazing;~~
- (6)) "Range condition" is the relation between current and potential condition of the range site;
- ~~((7) A cattle)~~ (3) "Animal unit" (AU) is equal to one cow and ~~((calf))~~ her nursing calf or their equivalent;
- ~~((8) A)~~ (4) "Sheep unit" is equal to one ewe and ~~((one lamb))~~ her nursing lamb or their equivalent;
- ~~((9) A)~~ (5) "Free use permit" is a permit given in exchange for the use of land that is owned or controlled by a permittee and is within a permit range;
- ~~((10) An))~~ (6) "On and off permit" is a permit issued ~~((by))~~ to an owner of range land within a permit range which authorizes the use of

an entire range area ~~((that is owned by more than one owner, but is subject to joint operation and management, and))~~ but establishes no preference right;

~~((11) A)~~ (7) "Bonus bid" is a sum of money offered for a ~~((lease of))~~ grazing permit on state land in addition to regular annual ~~((rent at))~~ charges and is to be paid once at the time of the execution of the ~~((lease contract))~~ grazing permit;

(8) "Commissioner" means the commissioner of public lands;

(9) "Department" means the department of natural resources as defined in RCW 43.30.030;

(10) "Board" means the board of natural resources as defined in RCW 43.30.040;

(11) "Area" means the field administration unit of the department of natural resources;

(12) "Person" includes any public or private corporation as well as an individual or partnership;

(13) "Base ranch property" means a place on which to hold and feed the permitted units of livestock prior to and after the grazing season;

(14) "Nonuse" means that no livestock will be turned out on the permit range;

(15) "Demit" means that less than ninety percent of the permitted or allowed animal units are turned out on the permit range;

(16) "Crossing permit" is a temporary permit to allow livestock to utilize forage while crossing state-owned or controlled land;

(17) "Operational permit" is a temporary permit to allow horses or pack animals to be on state-owned or controlled land while operating a commercial enterprise.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-050 GRAZING ~~((LEASES—LEGAL AGE OF LESSEE))~~ PERMIT—QUALIFICATIONS. No person shall hold a ~~((lease))~~ permit on state land until ~~((he or she has))~~ they have attained ~~((his or her legal age or unless his or her signature is countersigned by his or her parent or legal guardian))~~ the age of eighteen. The applicant must have two years of experience in the grazing or handling of livestock or education in range or livestock management and financial resources to carry out the proposed grazing operation.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-160 PERMIT RANGE ALLOTMENTS. State lands ~~((with))~~ suitable for grazing may be divided into permit range allotments as may be deemed practical by the ~~((commissioner))~~ department. Allotments may include nonstate lands under special arrangements with the owner. For each allotment the ~~((commissioner shall))~~ department may:

- (1) Establish the kind and number of livestock to be permitted thereon;
- (2) Establish the period of grazing;
- (3) Regulate the entry of livestock; and
- (4) ~~((Allocate the range among permittees;~~
- (5)) Develop and establish the most practical and efficient methods of stock management, forage utilization, and range improvements(;
- (6) Prescribe any special conditions and requirements under which grazing permits may be issued or terminated)).

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-170 SPECIAL USE GRAZING PERMITS—~~((WHEN AUTHORIZED))~~ ISSUANCE. The ~~((commissioner))~~ department may issue special use grazing permits on range allotments under the following conditions ~~((and such other special requirements that may be prescribed in the best interests of the state;))~~:

- (1) Every person must submit an application ~~((in writing))~~ to the department ~~((to obtain))~~ for a special use grazing permit on state lands or other lands administered in connection therewith;
- (2) ~~((The regulations set forth in this resolution and those regulations adopted by the commissioner in accordance with this resolution shall be considered a part of every permit;~~
- (3)) The ~~((commissioner))~~ department may require ~~((that the owners of transient livestock or nonresidents of the state or persons who have violated the regulations of the department))~~ permittees to give good and sufficient bond to insure payment of all damages sustained by the state through violation ~~((or))~~ of regulations or terms of the permit;
- ~~((4) The commissioner may authorize the issuance of permits for the grazing of livestock for a period not exceeding five years;~~
- (5) Permits may be renewed as authorized by law;))

(3) Special use permits may be issued for a term not to exceed five years;

~~((6))~~ (4) Special use permits shall be validated each year by letter from the department to the permittee;

~~((7))~~ Free use permits will be given in exchange for lands used within a permit range;

(5) Special use permits may be issued for the following purposes:

~~((8))~~ (a) On and off permits may be issued ((to persons as the circumstances appear to justify;

~~((9))~~ Persons granted on and off permits shall be required)) and requirements imposed to herd or handle the livestock to prevent trespassing on range that is not subject to the permit;

~~((10))~~ (b) Crossing permits may be issued to those persons wishing to drive livestock across ((any portion of)) state lands or range allotments;

~~((11))~~ (c) Operational permits may be issued to persons for livestock actually needed in conducting permitted or commercial operations on state lands or range allotments ((for livestock actually needed in connection with such operations));

~~((12))~~ All existing permits for grazing on state lands and other lands administered in connection therewith, which are continued in force following the adoption of this resolution, shall be treated as having been issued under authority and subject to the conditions and restrictions of this resolution; and

~~((13))~~ (6) Special use permits may not be assigned or used by any person other than the permittee except by prior written consent of the ((commissioner)) department.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-180 PREFERENCE GRAZING PERMITS~~((= PREFERENCES))~~. A preference ~~((is a method of establishing eligible individuals))~~ establishes eligibility to persons for grazing permits on state range allotments. ~~((The terms preference and permit are not synonymous;))~~ A permit authorizes the grazing of livestock under specific conditions and expires on a specified date. A preference continues until cancelled or revoked. Preference~~(s)~~ permits are ~~((granted))~~ issued under the following ~~((general))~~ conditions:

(1) A ~~((preference permit for use of state lands may be acquired))~~ person may acquire such permit by authorized prior use, ~~((grant))~~ gift, or by transfer through purchase or inheritance of base ranch property or livestock;

(2) The ownership or control of base ranch property ~~((and improvements is required to secure or hold a preference permit))~~ must be maintained;

(3) A permittee must be the owner of the livestock placed on state ranges under his permit. Cattle must carry the brand of the person holding the preference permit;

(4) ~~((A preference may be cancelled, revoked, or suspended by the commissioner, when, in the best judgment of the commissioner, the interests of the state would thereby be served))~~ Preference permits may not be assigned or used by any person other than the permittee except by prior written consent of the department;

(5) No person~~((, company, corporation, partnership, marital community, or combination thereof))~~ shall hold a preference permit authorizing grazing in excess of 600 animal units; ~~((and))~~

(6) ~~((New and additional preferences will))~~ Preference permits may be ~~((drafted))~~ granted to the holders of temporary permits only after such temporary permits have been held for a minimum period of ~~((two))~~ five years;

(7) Nonuse of preference permits not in excess of three years for any seven-year period is permissible, provided approval of the department is first obtained and prescribed nonuse fees are paid; and

(8) Demits may be allowed provided approval of the department is first obtained and demit fees are paid.

NEW SECTION

WAC 332-20-191 GRAZING PERMITS—LEGAL EFFECT. Grazing permits transfer no right, title, or interest in any lands or resources held by the department except authorized livestock forage.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-200 GRAZING PREFERENCE PERMITS—((PREFERENCE ON)) ESTABLISHED RANGES. The ~~((commissioner))~~ department may grant preference permits for use of established livestock ranges upon consideration of the following factors:

(1) Authorized prior use;

(2) ~~((Commensurability))~~ Base ranch property;

(3) Capacity of the range; and

(4) ~~((Increased capacity of the range resulting from range improvement work performed at the permittee's expense and with the commissioner's written approval, in which event preference will be granted to the permittee responsible for the range improvement work))~~ Conversion of a temporary permit.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-210 TEMPORARY GRAZING PERMITS~~((= TEMPORARY PERMITS))~~. ~~((1))~~ Where either the permittee or the range does not qualify for a preference permit under ~~WAC 332-20-180, 332-20-190, and 332-20-200~~, a temporary permit will be issued for a maximum of five years:

~~((2))~~ In those instances) Where new permit range allotments are established or where additional area is added to existing allotments, a temporary grazing permit may be issued for a maximum of five years.

~~((3))~~ A temporary grazing permit will be issued on the basis of the highest cash bonus offer received by sealed ~~((bid))~~ or oral public auction bids from qualified applicants. An applicant must qualify in ~~((commensurability))~~ base ranch property and ownership of livestock.

~~((4))~~ Before a temporary grazing permit is offered for sealed or oral public auction bidding the carrying capacity ~~((and annual grazing fee))~~, permitted units, and grazing season for the range will be determined and advertised. The bidding will be on a cash bonus over and above the ~~((established))~~ annual grazing fee. Temporary grazing permits will be ~~((issued on an annual basis under subsections (2), (3), and (4), subject to))~~ annually validated and may be conditioned or limited by the department based upon range condition and carrying capacity.

NEW SECTION

WAC 332-20-215 FREE USE AUTHORIZATION. Free use authorization will be for a specific number of animal units and will be incorporated in department permits. Authorization will be given in exchange for grazing use of lands owned or controlled by a permittee and used within a permit range. Such land will be a part of the total permit and will allow other permittees use of the grazing resource.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-220 GRAZING PERMITS—FEES—((AUTHORIZED—PERIODIC)) ANNUAL ADJUSTMENTS. A fee will be charged for the grazing of all livestock on state lands. The grazing fee will be determined by use of a formula indicated below. The fees so established shall be adjusted annually by relation to market prices of livestock for the previous year. Further ~~((periodic))~~ adjustments ~~((shall))~~ in the formula may be made by the ~~((commissioner))~~ department as ~~((more accurate))~~ additional information or changing conditions require.

$$\text{Grazing fee formula: } \frac{((L \times S \times G \times P - \text{AUM Fee} \times M))}{M}$$

$$\text{AUM Fee} = \frac{L \times S \times G \times P (1 + \text{LHT}) + A}{\text{Grazing fee formula: } \frac{\text{AUM Fee} \times \text{Unit Equivalent} \times M}{M}}$$

M = AU Charge

Symbol explanation:

L – Proportion of average stockman's investment assigned to land.

S – Landlord's fair share of land income.

G – Average pound gain in livestock weight for permitted grazing season, cattle and sheep to be separately computed.

P – Average past year's selling price of livestock per pound from the reports of the Agricultural Marketing Service of the ~~((U.S.))~~ United States Department of Agriculture.

LHT – The leasehold tax as established by law and administered by the state department of revenue.

M – Number of months in permitted grazing season.

A – Permittee's share of assessments on permit range lands.

AUM Fee – Fee to be charged per animal unit month of grazing.

For purposes of unit equivalent per animal, the following ratios will apply:

| | | | |
|---------|---------------------------|------------|-------------|
| Cattle: | Cow and calf | 1.0 | Animal Unit |
| | <u>Cow</u> | <u>1.0</u> | |
| | <u>Bull</u> | <u>1.0</u> | |
| | Yearling | .66 | |
| | <u>Fall calf</u> | <u>.5</u> | |
| | Two year old | 1.0 | |
| | <u>Horses</u> | <u>1.5</u> | |
| Sheep: | Ewe and one lamb | 1.0 | Sheep Unit |
| | <u>Ewe and twin lambs</u> | <u>1.2</u> | |
| | <u>Ram</u> | <u>1.0</u> | |
| | <u>Ewe</u> | <u>1.0</u> | |
| | ((Horses: | 1.5)) | |

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-230 GRAZING ((FEES)) PERMITS—PAYMENT OF FEES IN ADVANCE. All grazing permit fees will be paid in advance of the opening date of grazing periods ((unless)) or as otherwise authorized by the ((commissioner)) department.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-250 ((VIOLATION)) GRAZING PERMIT—TERMINATION. The ((commissioner of public lands may revoke)) department may cancel or suspend grazing permits or preferences, in whole or in part, for a ((clearly established)) violation of the terms of the permit((; the regulations upon which it is based, or the written instructions of the department issued thereunder)) or of these regulations.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-260 ((APPEAL)) DECISION REVIEW ALLOWED. ((Appeal from any action)) Any decision by the department on range matters ((shall be made to the district administrator)) may be reviewed with the area manager of the respective ((district)) area. ((In case)) If the ((district administrator)) area manager cannot settle the matter, ((the complaint)) it will be forwarded ((by him)) to the ((field)) department supervisor. ((If satisfactory results are not accomplished thereby, the complaint may be referred in turn to the commissioner for decision after notice and opportunity for a hearing in accordance with the contested case provisions of the Administrative Procedure Act, chapter 34.04 RCW.))

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-270 ASSOCIATIONS AND BOARDS. In order to obtain a collective expression of views and recommendations of the state grazing permittees concerning the management and administration of state lands, and to encourage maximum participation by permittees in actual management of the range where not provided for by other regulations, the ((commissioner)) department shall ((provided)) provide for recognition of and cooperation with the various groups of permittees as follows:

- (1) Livestock associations with advisory boards representing the range users of state lands; and
- (2) Advisory boards without associations representing the range users of state land.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-290 INFORMAL RECOMMENDATIONS. The department recognizes the public interest in ((ownership)) its management of state lands and ((in the problems that may arise over)) the multiple use of these lands. The ((commissioner)) department is directed to give full consideration to the expressions of the views of any interested person(s), industry, or organization for the equitable solution of competing public interests.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-300 LAWS AND REGULATIONS RELATING TO LIVESTOCK. The department will cooperate with the state, county, and federal officers in the enforcement of all the laws and regulations relating to livestock health including:

- (1) Compliance with livestock quarantine regulations and such other sanitary measures as may appear necessary to prevent nuisances and ((insure)) ensure proper sanitary conditions on state range lands; and

- (2) Requiring owners of all livestock which are allowed to cross any state range lands to comply with local livestock laws of the state of Washington and the county where the state land is located.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-320 GRAZING PERMITS—RANGE IMPROVEMENT. ((Special use permits must be obtained or cooperative)) Agreements must be made with the department in connection with the construction of range improvements on state range lands ((by individuals or agencies other than the department itself. In each case a clause in the permit will clearly state whether the title to)). Such agreements must address ownership of the improvements ((will vest in the state or be retained by the permittee. Title to structural improvements, water tanks, troughs, cattle guards, fences, etc., built under special use permits may be retained by the permittee, however, where such improvements are constructed under a cooperative arrangement in which the state bears a part of the cost, title thereto will vest in the state. The construction of nonstructural improvements—such as drive-ways, trails, roads, etc.,—for performance of range improvement practices, reseeding, eradication of poisonous plants, etc., on state lands, shall not confer on the permittee the exclusive right to the improvement or the land on which such practices are carried on)) and its disposition at the end of the permit term. Grazing permit fees ((shall)) may be adjusted to compensate permittees for the construction of range improvements or performance of range conservation practices where prior written approval has been given by the ((commissioner)) department.

AMENDATORY SECTION (Amending Rules (part), filed 12/3/63)

WAC 332-20-330 MANAGEMENT AGREEMENT. The ((commissioner is authorized to)) department may enter into a coordinated resource management plan and other agreements with ((individuals, companies, corporations, partnerships, federal agencies, or state agencies and legal subdivisions)) any person for the protection, preservation, and use of ((range units made up of)) grazing areas in multiple ownership.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 332-20-040 REGULATIONS FOR GRAZING LEASES AND PERMITS.
- (2) WAC 332-20-060 GRAZING LEASES—LIMITATION OF LEASED AREA.
- (3) WAC 332-20-070 GRAZING LEASES—ASSIGNMENT OF.
- (4) WAC 332-20-080 GRAZING LEASES—IMPROVEMENTS BECOME PROPERTY OF STATE UPON CANCELLATION OF LEASE.
- (5) WAC 332-20-090 GRAZING LEASES—OWNERSHIP OF IMPROVEMENTS TO BE DESIGNATED.
- (6) WAC 332-20-100 GRAZING LEASES—RE-LEASE—APPLICATION—APPLICATION FOR LEASE BY A THIRD PARTY.
- (7) WAC 332-20-110 GRAZING LEASES—PRIOR LESSEE INFORMED OF THIRD PARTY APPLICATION.
- (8) WAC 332-20-120 GRAZING LEASES—PREFERENCE TO PRIOR LESSEE.
- (9) WAC 332-20-130 GRAZING LEASES—COOPERATION.
- (10) WAC 332-20-140 GRAZING LEASES—RENTAL.
- (11) WAC 332-20-150 GRAZING LEASES—TERMS OF LEASES AND RENTAL ADJUSTMENTS.
- (12) WAC 332-20-190 GRAZING PERMITS—SPECIAL CONDITIONS OF PREFERENCE.
- (13) WAC 332-20-240 GRAZING FEES—EXCEPTIONS TO USUAL FEES.
- (14) WAC 332-20-280 ORGANIZATION AND COMPOSITION OF ADVISORY BOARDS.
- (15) WAC 332-20-310 RANGE MANAGEMENT.

WSR 83-15-039
EMERGENCY RULES
COUNTY ROAD
ADMINISTRATION BOARD
 [Order 41—Filed July 19, 1983]

Be it resolved by the County Road Administration Board, acting at Gig Harbor, Washington, that it does promulgate and adopt the annexed rules relating to diversion of road fund levy.

We, the County Road Administration 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 counties are now in the process of adopting projects to be funded by the rural arterial trust account and those counties who have diverted money from the road fund will not be eligible for rural trust account funds.

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 County Road Administration Board as authorized in chapter 36.78 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 July 14, 1983.

By Charles J. Klarich
 Chairman

NEW SECTION

WAC 136-150-010 *PURPOSE*. Chapter 49, Laws of 1983, Extraordinary Session Sec. 14 provides that "Only those counties that during the preceding twelve months have spent all revenues collected for road purposes only for such purposes, including traffic law enforcement, as are allowed to the state by Article II, section 40 of the state Constitution are eligible to receive funds from the rural arterial trust account". This WAC chapter describes how this statutory language will be implemented by the CRABoard during the rural arterial program (RAP) funding process.

NEW SECTION

WAC 136-150-020 *DEFINITION OF "DIVERTED BOARD LEVY"*. RCW 36.33.220 permits a county legislative authority to budget and expend any portion of the county road property tax revenue for any service to be provided in the unincorporated area of the county. Such budgeted revenues are commonly referred to as "diverted road levy". The manner in which these revenues are to be budgeted is covered by a bulletin of the Office of the State Auditor.

NEW SECTION

WAC 136-150-030 *OBJECT OF DIVERTED ROAD LEVY*. Every county which has not spent diverted road levy within the time periods specified in -040 shall be eligible for the authorization of rural arterial trust account (RATA) funds by the CRABoard. Any county which has spent diverted road levy within the time periods specified in -040 only for the following purposes shall also be eligible for the authorization of RATA funds by the CRABoard:

- (1) All "road purposes" as defined in state law.
- (2) Traffic law enforcement or traffic policing as defined in the BARS Manual in account 521.70.
- (3) Debt service on bonds sold specifically to fund construction of roads, bridges and/or buildings used exclusively for road purposes.

Any county which has spent diverted road levy for other than the purposes stated above shall not be eligible for the authorization of RATA funds by the CRABoard.

NEW SECTION

WAC 136-150-040 *TIMING OF DIVERTED ROAD LEVY*. The Board shall not authorize the expenditure of RATA funds on any project in any county which has spent diverted road levy for other than the purposes stated in -030 within the previous twelve months. Any county which spends diverted road levy for other than the purposes stated in -030 between the time of RATA funding authorization for any project and the last receipt of RATA funds for any project shall be considered in violation of the law and this regulation and shall (1) be denied all future RATA participation in the project, and (2) be required to pay back all past RATA funds received for the project.

NEW SECTION

WAC 136-150-050 *CERTIFICATION AND FORFEIT/PAYBACK PROVISIONS*. The contract between CRAB and a county relative to a RAP project shall detail the method of repayment should a county be found in violation of -030. A county in such situation shall not be eligible for another RAP project authorization until its repayment obligations have been met. The contract shall also contain a certification by the county of compliance with this WAC chapter.

NEW SECTION

WAC 136-150-090 *FINAL AUDIT*. Every RAP project shall be subject to final examination and audit by the State Auditor. Whenever it is determined by such an audit that a county has been in violation of any provision of this chapter during the life of a RAP project, it shall be subject to the repayment provisions in -050.

NEW SECTION

WAC 136-150-100 *1983 BUDGET REVISIONS PERMITTED*. Counties which diverted road levy in their 1983 budgets and budgeted or spent such levy for other than the purposes stated in -030 may, by official action of the legislative authority, make the following

budget revisions for purposes of achieving RAP eligibility as of January 1, 1983:

(1) *Release for road expenditure any funds in the road budget reserved but not yet spent for diversion to the current expense fund; and/or*

(2) *Revise the current expense budget to eliminate any diversion for other than the purposes stated in -030; and/or*

(3) *Pay back to the road fund any diverted road levy spent for other than the purposes stated in -030.*

This section shall apply only to the 1983 budget year and shall expire on January 1, 1984.

WSR 83-15-040

PROPOSED RULES

DEPARTMENT OF LICENSING

(Securities Division)

[Filed July 19, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning the registration and regulation of securities, adopting and repealing sections in chapter 460-32A WAC, real estate programs, and repealing WAC 460-32A-010 through 460-32A-400 and certain definitions, WAC 460-10A-055 and 460-10A-070 through 460-10A-155. WAC 460-32A-410 Application; 460-32A-415 Definitions; 460-32A-420 Experience of sponsor; 460-32A-425 Net worth of sponsor; 460-32A-430 Reports to administrator; 460-32A-435 Liability of sponsor; 460-32A-440 Suitability standards for participants; 460-32A-445 Sales of appropriate persons; 460-32A-450 Maintenance of record of suitability; 460-32A-455 Minimum investment of participant; 460-32A-460 Fees, compensation and expenses; 460-32A-465 Organization and offering expenses; 460-32A-470 Investment in properties; 460-32A-475 Program management fee; 460-32A-480 Promotional interest; 460-32A-485 Real estate commissions on resale; 460-32A-490 Property management fee; 460-32A-495 Insurance services; 460-32A-500 Sales, leases, loans and related programs; 460-32A-505 Exchange of limited partnership interests; 460-32A-510 Exclusive agreements; 460-32A-515 Sales commissions on reinvestment and distribution; 460-32A-520 Expenses of the program; 460-32A-525 Reimbursement of costs; 460-32A-530 Other services by sponsor; 460-32A-535 Rebates, kickbacks and reciprocal arrangements; 460-32A-540 Commingling; 460-32A-545 Investments in other programs; 460-32A-550 Lending practices; 460-32A-555 Development or construction contract; 460-32A-560 Completion bond requirements; 460-32A-565 Requirement for real property appraisal; 460-32A-570 Nonspecific property programs; 460-32A-575 Minimum capitalization; 460-32A-580 Experience of sponsor; 460-32A-585 Statement of investment objectives; 460-32A-590 Period of offering and expenditure of proceeds; 460-32A-595 Special reports; 460-32A-600 Assessments; 460-32A-

605 Multiple programs; 460-32A-610 Rights and obligations of participants—Meetings; 460-32A-615 Voting rights of limited partners; 460-32A-620 Reports to holders of limited partnership interests; 460-32A-620 Access to records; 460-32A-630 Admission of participants; 460-32A-635 Redemption of program interests; 460-32A-640 Transferability of program interests; 460-32A-645 Assessments and defaults; 460-32A-650 Sales literature; 460-32A-655 Group meetings; 460-32A-660 Contents of prospectus; 460-32A-665 Use of forecasts; 460-32A-670 Forecasts for specified property programs; 460-32A-675 Realistic forecasts; 460-32A-680 Material information; 460-32A-685 Presentation of forecasts; 460-32A-690 Additional disclosures and limitations; 460-32A-695 Forecasts for unimproved property programs; 460-32A-700 Fiduciary duty; 460-32A-705 Deferred payments; 460-32A-710 Reserves; 460-32A-715 Reinvestment of cash flow and proceeds on distribution of property; 460-32A-720 Financial information required on application; 460-32A-725 Opinions of counsel; 460-32A-730 Provisions of the partnership agreement; and 460-32A-735 Sales of condominiums or units in real estate developments;

that the agency will at 10:00 a.m., Tuesday, September 6, 1983, in Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 9, 1983.

The authority for WAC 460-32A-410 through 460-32A-715 and 460-32A-725 through 460-32A-735 is RCW 21.20.450. The authority for WAC 460-32A-720 is RCW 21.20.180(8), 21.20.210(4) and 21.20.450.

The specific statutes the rules are intended to implement are as follows: RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-32A-410 through 460-32A-425, 460-32A-435, 460-32A-460 through 460-32A-530 and 460-32A-540 through 460-32A-735. RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450, 21.20.740 through 21.20.750 and 21.20.900 are for WAC 460-32A-430. RCW 21.20.010, 21.20.110, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-32A-440, 460-32A-445, 460-32A-450 and 460-32A-455. RCW 21.20.010, 21.20.020, 21.20.040 through 21.20.110, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-32A-535.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The department reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this

notice, an interested person may contact the person named below.

Correspondence relating to this office and the proposed rules should be addressed to:

Ralph R. Smith
P.O. Box 648
Olympia, WA 98504
(206) 753-6928

Dated: July 19, 1983

By: John Gonzalez
Director

STATEMENT OF PURPOSE

Name of Agency: Department of Licensing, Securities Division.

General Purpose of Rule: The rules shown below are proposed under the Securities Act of Washington, chapter 21.20 RCW, to implement guidelines adopted by the North American Securities Administrators Association. Adoption of these rules will make the law of Washington uniform with other states.

Description and Summary for Rules: Chapter 460-32A WAC, Real estate programs, adopting WAC 460-32A-410, setting forth the application of the rules of this chapter to registrations; adopting WAC 460-32A-415, setting forth specific definitions for use in this chapter; WAC 460-32A-420, requiring experience for sponsors of real estate programs; WAC 460-32A-425, requiring a sponsor to have a specified net worth to conduct a real estate program; WAC 460-32A-430, requiring reports, statements or other information to be filed with the administrator; WAC 460-32A-435, limiting the circumstances for indemnification of the sponsor and passing liability to limited partners; WAC 460-32A-440, setting financial suitability standards for prospective investors in real estate programs; WAC 460-32A-445, setting forth criteria to assure sales of real estate programs to investors who can reasonably benefit from them; WAC 460-32A-450, requiring sponsor or underwriters to maintain records of investor suitability; WAC 460-32A-455, requiring a minimum cash purchase except in specified cases; WAC 460-32A-460, providing that compensation to sponsors and their affiliates be reasonable and be disclosed and specifying types of compensation; WAC 460-32A-465, stating that all organizational and offering expenses shall be reasonable and comply with the statutes and general rules; WAC 460-32A-470, requiring the sponsor to commit a substantial portion of the program's capital to investment in property; WAC 460-32A-475, setting limits on the annual compensation allowable to a sponsor for managing the program; WAC 460-32A-480, allowing a reasonable promotional interest and management fee and setting forth conditions for taking these interests; WAC 460-32A-485, limiting real estate commissions on the resale of program property to competitive rate, not to exceed a specified amount depending on subordination to the investors; WAC 460-32A-490, setting maximum fees to be paid to sponsors or affiliates for managing properties; WAC 460-32A-495, allowing the sponsor to provide insurance on program properties if the sponsor is independently engaged in the insurance business; WAC 460-

32A-500, prohibiting purchase or lease of property by the sponsor except under specified conditions; WAC 460-32A-505, prohibits exchange of program limited partnership interests except under specified circumstances; WAC 460-32A-510, prohibits a sponsor from taking an exclusive agreement to sell program property; WAC 460-32A-515, prohibiting except as set forth in this chapter payment by a program of commissions to a sponsor for reinvestment or distribution of the proceeds of the sale, exchange or reinvestment of program property; WAC 460-32A-520, setting forth the method of billing and reimbursing the sponsor for the expenses of the program; WAC 460-32A-525, requiring a breakdown and verification of costs reimbursed to the sponsor in the prospectus and annual program reports; WAC 460-32A-530, prohibiting the performance of services other than those set forth in this chapter unless justified in accordance with standards of this rule; WAC 460-32A-535, prohibiting rebates, kickbacks and reciprocal arrangements to sponsor; WAC 460-32A-540, prohibiting commingling of program funds; WAC 460-32A-545, prohibiting investments by the program in other programs except as specified in the rule; WAC 460-32A-550, providing the limitations on financing by the sponsor to the program; WAC 460-32A-555, limiting the conditions under which the sponsor will be permitted to construct or develop properties; WAC 460-32A-560, requiring a completion bond or other arrangements to insure completion of construction for program; WAC 460-32A-565, requiring independent property appraisal for program properties; WAC 460-32A-570, setting forth the sections to follow for special rules dealing with nonspecified property programs; WAC 460-32A-575, setting forth one million dollars gross proceeds as minimum capitalization for a nonspecified property program; WAC 460-32A-580, providing for a nonspecified property program that the sponsor have five years experience in real estate business with two years in management and acquisition or demonstrate ability to manage nonspecified property program; WAC 460-32A-585, requiring a nonspecified property program to state the types of properties and scope of projects it will engage in and setting restrictions thereon; WAC 460-32A-590, limiting the length of offering to one year and requiring investment of proceeds in short-term securities for up to two years; WAC 460-32A-595, requiring special reports for nonspecified property programs showing investment of proceeds in properties and securities; WAC 460-32A-600, prohibiting installment or deferred payments, warrants and options in nonspecified property programs; WAC 460-32A-605, prohibiting a sponsor from offering more than one nonspecified property program at a time; WAC 460-32A-610, setting forth the procedures under which meetings of to be called; WAC 460-32A-615, setting forth the voting rights of limited partners on matters of amendment, dissolution, removal of sponsor and approval of sale of property; WAC 460-32A-620, requiring reports to limited partners and specifying the type of financial information required; WAC 460-32A-625, providing that program participants shall have access to records at all reasonable times; WAC 460-32A-630, setting forth the conditions and procedures under

which participants or their assignees are admitted to the program; WAC 460-32A-635, setting forth the circumstances under which program interests may be redeemed by the program; WAC 460-32A-640, prohibiting restrictions on assignability of interests and disfavoring restrictions on substitution of limited partners; WAC 460-32A-645, stating the conditions under which assessments of participants can be made, and the remedies of the program for defaults by participants; WAC 460-32A-650, stating that sales literature and advertising shall conform to the filing and disclosure standards imposed on corporate securities; WAC 460-32A-655, regulating the disclosures and conduct of group meetings; WAC 460-32A-660, directing that the prospectus shall comply with the Securities and Exchange Commission regulations; WAC 460-32A-665, providing with disclosure when forecasts may be used and when they are prohibited; WAC 460-32A-670, providing that forecasts for specified property programs may be included in the prospectus if they comply with the following rules; WAC 460-32A-675, requiring forecasts to be reasonable, set forth assumptions and be prepared in accordance with accounting standards; WAC 460-32A-680, setting the required information in forecasts; WAC 460-32A-685, requiring that forecasts display a statement that they are a prediction on assumption only and set forth certain risk factors; WAC 460-32A-609, requiring forecasts to be for specified period of time, have adequate disclosure of economic and tax effects and compute return to investors; WAC 460-32A-695, prohibiting forecasts for unimproved land, requiring schedule of deferred payments and if development a cash flow statement; WAC 460-32A-700, stating the sponsor's fiduciary duty; WAC 460-32A-705, setting forth the conditions under which deferred payments are allowed; WAC 460-32A-710, providing for a reasonable percentage of proceeds as reserves; WAC 460-32A-715, prohibiting reinvestment of cash flow and allowing reinvestment of proceeds on sale if taxes are met; WAC 460-32A-720, setting forth the financial information required for application and prospectus; WAC 460-32A-725, requiring opinion of counsel on tax and organization of limited partnership status; WAC 460-32A-730, set forth provisions of rules to be included in the partnership agreement; WAC 460-32A-735, setting forth the Securities and Exchange Commission release on condominiums and real estate developments; and repealing existing real estate program rules and definitions in their entirety.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Joan Baird, Assistant Director, Professional Licensing, 3rd Floor, Highways-Licenses Building, Olympia, WA, 234-1369 scan, 753-1369; and Ralph R. Smith, Administrator, Securities Division, 6th Floor, Highways-Licenses Building, Olympia, WA, 234-6928 scan, 753-6928.

Name of Organization Proposing Rules: These rules are proposed by the Department of Licensing, Securities Division.

Department Comments: These rules adopt the North American Securities Administrators Association Real Estate Program guidelines adopted April 15, 1980.

Reasons for Supporting the Proposed Rules: The rules adopt and expressly set forth guidelines for Real Estate Programs adopted by the North American Securities Administrators Association. If adopted these rules will aid issuers in registering Real Estate Programs in the state of Washington as well as other states.

Federal Law or Court Decisions: These rules are not necessary to comply with any federal law or federal or state court decision.

Small Business Economic Impact Statement: A small business economic impact statement has not been prepared because the department does not believe that any substantial economic impact is involved in adopting the North American Securities Administrators Association guidelines. These rules will not affect more than 20% of all industries, or more than 10% of the real estate operators or lessors industry. Any impact that the rules may have is intended to fall equally on all real estate programs. Comments regarding any possible economic impact on small business should be directed to Ralph R. Smith, Administrator of Securities, at the address or telephone above.

Reviser's note: The material contained in this filing will appear in the 83-16 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 83-15-041
PROPOSED RULES
DEPARTMENT OF LICENSING
(Securities Division)
[Filed July 19, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning the regulation and registration of securities:

| | | |
|-----|-----------------|------------------------------------|
| New | WAC 460-36A-100 | Definitions of terms. |
| New | WAC 460-36A-105 | Fairness of REIT offerings. |
| New | WAC 460-36A-110 | Trustees. |
| New | WAC 460-36A-115 | Investment policy. |
| New | WAC 460-36A-120 | Liability of shareholders. |
| New | WAC 460-36A-125 | Reports and meetings. |
| New | WAC 460-36A-130 | Special meetings. |
| New | WAC 460-36A-135 | Inspection of records. |
| New | WAC 460-36A-140 | Distributions. |
| New | WAC 460-36A-145 | Change in declaration of trust. |
| New | WAC 460-36A-150 | Termination of REIT. |
| New | WAC 460-36A-155 | Advisory contract. |
| New | WAC 460-36A-160 | Advisor compensation. |
| New | WAC 460-36A-165 | Total expenses. |
| New | WAC 460-36A-170 | Leverage. |
| New | WAC 460-36A-175 | Minimum capital. |
| New | WAC 460-36A-180 | Appraisal. |
| New | WAC 460-36A-185 | Indemnification. |
| New | WAC 460-36A-190 | Other limitations. |
| New | WAC 460-36A-195 | Implementation. |
| Rep | WAC 460-36A-010 | Amendment of declaration of trust. |
| Rep | WAC 460-36A-015 | Investment policy. |
| Rep | WAC 460-36A-020 | Minimum net capital. |
| Rep | WAC 460-36A-025 | Annual expenses. |
| Rep | WAC 460-36A-030 | Investment and activities. |

| | | |
|-----|-----------------|---|
| Rep | WAC 460-36A-035 | Period of investment advisory contract. |
| Rep | WAC 460-36A-040 | Number and election of trustees. |
| Rep | WAC 460-36A-045 | Removal of trustees. |
| Rep | WAC 460-36A-050 | Terms and conditions of securities. |
| Rep | WAC 460-36A-055 | Annual meetings. |
| Rep | WAC 460-36A-060 | Annual reports. |
| Rep | WAC 460-36A-065 | Inspection of records. |
| Rep | WAC 460-36A-070 | Disclosure on distribution. |
| Rep | WAC 460-36A-075 | Termination of trust. |
| Rep | WAC 460-10A-165 | Real estate investment trusts; |

that the agency will at 10:00 a.m., Tuesday, September 6, 1983, in Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 9, 1983.

The authority for WAC 460-36A-100 through 460-36A-190 is RCW 21.20.450. The authority under which the repeal of WAC 460-36A-010 through 460-36A-075 and 460-10A-165 are proposed is RCW 21.20.450, which directs that the director of the Department of Licensing may repeal rules and forms when necessary to carry out the provisions of chapter 21.20 RCW.

The specific statutes these rules are intended to implement are RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The department reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact the person named below.

Correspondence relating to this notice and the proposed rules should be addressed to:

Ralph R. Smith
Securities Administrator
P.O. Box 648
Olympia, Washington 98504
(206) 753-6928

Dated: July 19, 1983
By: John Gonzalez
Director

STATEMENT OF PURPOSE

Name of Agency: Department of Licensing, Securities Division.

General Purpose of Rule: The rules shown below are proposed under the Securities Act of Washington, chapter 21.20 RCW, to implement Real Estate Investment Trust guidelines adopted by the North American Securities Administrators Association. Adoption of these rules will make the law of Washington uniform with other states.

Description and Summary for Rules: Chapter 460-36A WAC, Real estate investment trusts, adopting WAC 460-36A-100, setting out and defining the specific terms to be used in this chapter; WAC 460-36A-105, stating that real estate investment trusts will be deemed fair and equitable if organized under the rules of this chapter and contain equitable voting rights; WAC 460-36A-110, setting out the requirement for election of independent trustees, the establishment of investment policies by trustees, the duties, responsibilities and prohibitions on trustees; WAC 460-36A-115, requiring the prospectus to contain a detailed statement of the investment and borrowing policies of the REIT as reviewed by the trustees; WAC 460-36A-120, requiring the declaration of trust to provide for nonassessable shares and limitation on shareholder liability; WAC 460-36A-125, requiring the REIT to send annual reports with audited financial statements and providing for an annual meeting of shareholders upon reasonable notice; WAC 460-36A-130, providing for special shareholder meetings upon the call of the chief executive officer, trustees or shareholders and setting forth the notice of procedures thereof; WAC 460-36A-135, requiring a list of names of shareholders be maintained and open to reasonable request during normal business hours consistent with the corporate law of the state of organization; WAC 460-36A-140, requiring the declaration of trust to state the manner in which shareholders distributions are to be determined; WAC 460-36A-145, prohibiting a change in the declaration of trust without consent of majority of the shares; WAC 460-36A-150, requiring the declaration of trust to provide for termination of the trust by vote of majority of shareholders; WAC 460-36A-155, setting forth the duty and criteria for the trustees to evaluate the performance of the trust advisor before entering into advisory contract; WAC 460-36A-160, stating the duty of the independent trustees to supervise and determine reasonableness of advisory compensation and setting forth factors for their determination; WAC 460-36A-165, providing that the declaration of trust shall set forth that the independent trustees determine and limit the expenses of the REIT, setting amounts of expenses which would be excessive and requiring quarterly publications to shareholders of certain costs; WAC 460-36A-170, stating that the total borrowings of a trust shall be reasonable and setting limits on borrowing; WAC 460-36A-175, setting forth the minimum amount of capital necessary prior to an initial public offering; WAC 460-36A-180, requiring the consideration to be paid for acquired properties to be based on fair market value as determined by trustees and by independent appraisers selected by the trustees; WAC 460-36A-185, directing that the trustees and advisor are fiduciaries and may not be exonerated from liability to investors for losses caused by gross negligence or willful misconduct; WAC 460-36A-190, prohibiting a trust from, under certain conditions, investing in property, commodities, mortgages and issuing redeemable equity securities, debt securities options or real estate contracts; WAC 460-36A-195, allowing for an existing trust to comply with these rules by making changes in the declaration of trust at the next regularly scheduled

shareholders meeting; and repealing existing sections WAC 460-36A-010 through 460-36A-075 and 460-10A-165.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Joan Baird, Assistant Director, Professional Licensing, 3rd Floor, Highways-Licenses Building, Olympia, WA, 234-1369 scan, 753-1369; and Ralph R. Smith, Administrator, Securities Division, 6th Floor, Highways-Licenses Building, Olympia, WA, 234-6928 scan, 753-6928.

Name of Organization Proposing Rules: These rules are proposed by the Department of Licensing, Securities Division.

Department Comments: These rules adopt the North American Securities Administrators Association Real Estate Investment Trust guidelines adopted April 28, 1981.

Reasons for Supporting the Proposed Rules: The rules adopt and expressly set forth guidelines for Real Estate Investment Trusts adopted by the North American Securities Administrators Association. If adopted these rules will aid issuers in registering Real Estate Investment Trusts in the state of Washington as well as other states.

Federal Law or Court Decisions: These rules are not necessary to comply with any federal law or federal or state court decision.

Small Business Economic Impact Statement: A small business economic impact statement has not been prepared because the department does not believe that any economic impact is involved in adopting the North American Securities Administrators Association guidelines. These rules will not effect 20% or more of all industries, or 10% or more of the real estate operators or lessors industry. Any impact that the rules may have is intended to fall equally on all real estate investment trusts. Comments regarding any possible economic impact on small business should be directed to Ralph R. Smith, Administrator of Securities, at the address or telephone number above.

Chapter 460-36A WAC

REAL ESTATE INVESTMENT TRUSTS

NEW SECTION

WAC 460-36A-100 **DEFINITIONS OF TERMS.** For the purposes of this chapter, the following definitions shall apply. (1) "Administrator" means the Administrator of Securities of the Department of Licensing.

(2) "Advisor" means the person(s) or entity responsible for directing or performing the day-to-day business affairs of a real estate investment trust (REIT), including a person or entity to which an advisor subcontracts substantially all such functions. To the extent the provisions of these rules are germane they shall apply to self-administered REITs.

(3) "Average invested assets" for any period shall mean the average of the aggregate book value of the assets of the trust invested, directly or indirectly, in equity interests in and loans secured by real estate, before reserves for depreciation or bad debts or other similar non-cash reserves computed by taking the average of such values at the end of each month during such period.

(4) "Declaration of trust" means the declaration of trust, certificate or articles of incorporation or other governing instrument pursuant to which a REIT is organized.

(5) "Independent trustee(s)" means the trustee(s) of a REIT who are not affiliated, directly or indirectly, with an advisor of the REIT, whether by ownership of, ownership interest in, employment by, any business or professional relationship with, or serves as an officer or director of, such advisor or an affiliated business entity of such advisor. Independent trustees shall also mean those who perform no other services for the REIT, except as trustee(s). An indirect relationship shall include circumstances in which a member of the immediate family of a trustee has one of the foregoing relationships with an advisor of the REIT or the REIT for which he or she serves as trustee.

(6) "Leverage" means the aggregate amount of indebtedness of a REIT for money borrowed (included purchase money mortgage loans) outstanding at any time, both secured and unsecured.

(7) "Net assets" means the total assets (other than intangibles) at cost before deducting depreciation or other non-cash reserves less total liabilities, calculated at least quarterly on a basis consistently applied.

(8) "Net income" for any period shall mean total revenues applicable to such period, less the expenses applicable to such period other than additions to reserves for depreciation or bad debts or other similar non-cash reserves.

(9) "Real estate investment trust" ("REIT") is a corporation, trust or association (other than a real estate syndication) which is engaged primarily in investing in equity interests in real estate (including fee ownership and leasehold interests) or in loans secured by real estate or both.

(10) "Shares" means shares of beneficial interest or of common stock of a REIT of the class that has the right to elect the trustees of such REIT.

(11) "Shareholders" of a REIT means the registered holders of its shares.

(12) "Total operating expenses" for any period shall mean all cash operating expenses, including additional expenses paid directly or indirectly by the REIT to the advisor, its affiliates, or third parties based upon their relationship with the REIT, including loan administration, servicing, engineering, inspection and all other expenses paid by the REIT, except the expense related to raising capital, for interest, taxes, and direct property acquisition, operation, maintenance and management costs.

(13) "Trustee(s)" means the member(s) of the board of trustees or directors or other body which manages the REIT.

(14) "Unimproved real property" means the property of a REIT which has the following three characteristics: (1) an equity interest in property which was not acquired for the purpose of producing rental or other operating income, (2) has no development or construction in process on such land, and (3) no development or construction on such land is planned in good faith to commence on such land within one year.

NEW SECTION

WAC 460-36A-105 **FAIRNESS OF REIT OFFERINGS.** The offer or sale of securities of a REIT may be deemed fair and equitable to public investors if any applicable statute of the jurisdiction in which the REIT is organized or its declaration of trust or any other operative instrument which may not be amended without the approval of the holders of at least a majority of the outstanding shares of the REIT contains provisions which satisfy the rules of this chapter 460-36A WAC. Registration applications not conforming to the rules of this chapter shall be looked upon with disfavor, unless for good cause shown specific rules are waived by the administrator. A public offering of equity securities of a REIT other than shares (i.e., voting shares) will be looked upon with disfavor unless it can be demonstrated that the shares of the REIT are publicly held. The voting rights per share of equity securities of the REIT (other than the publicly held equity securities of the REIT) sold in a private offering shall not exceed voting rights which bear the same relationship to the voting rights of the publicly held shares of the REIT as the consideration paid to the REIT for each privately offered REIT share bears to the book value of each outstanding publicly held share.

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 460-36A-110 **TRUSTEES.** (1) The REIT shall have a minimum of three trustees, each of whom (other than a trustee elected

to fill the unexpired term of another trustee) is elected by the shareholders of the REIT, for a term not exceeding one year. Independent trustees shall nominate replacements for vacancies amongst the independent trustees' positions.

(2) The trustees shall establish written policies on investments and borrowing and shall monitor the administrative procedures, investment operations and performance of the REIT and the advisor to assure that such policies are carried out. The trustees may establish such committees as they deem appropriate (provided the majority of the members of each committee are independent trustees).

(3) No trustee, officer, or advisor of the REIT or any person affiliated with such a person shall, directly or indirectly, purchase any asset from the REIT or acquire any asset for the purpose of reselling it to the REIT except,

(a) initially to accumulate a portfolio of investments for the REIT under circumstances which are fully disclosed, including the cost of such property to the affiliate, in the prospectus by which the shares of the REIT are first offered to the public, or

(b) thereafter, to purchase property to be acquired by the REIT upon completion of financing arrangements by the REIT.

(4) A trustee may be removed by the vote or written consent of the holders of a majority of the outstanding shares of the REIT and can be removed at a special meeting. The declaration of trust of the REIT shall provide for a call of a special meeting of shareholders for the purpose of removing a trustee in a manner consistent with the provisions of WAC 460-36A-130.

(5) The declaration of trust shall specifically charge the independent trustees of the REIT with a fiduciary duty to the shareholders to supervise the relationship of the REIT with the advisor. The declaration of trust shall set forth specific requirements for the approval by at least a majority of the independent trustees of matters to which this section and WAC 460-36A-115, 460-36A-125, 460-36A-155, 460-36A-160, 460-36A-165, 460-36A-170, 460-36A-180 and 460-36A-190 of this chapter relate.

NEW SECTION

WAC 460-36A-115 INVESTMENT POLICY. The prospectus or offering circular relating to each offering of securities of a REIT must contain a statement in reasonable detail (except in coordination offerings with the securities and exchange commission) of the investment policies and objectives of the REIT being followed at the time or intended to be followed by the trustees. Such registration statement of the securities of the REIT shall include an explanation of the borrowing policies of the REIT. The independent trustees shall review the investment policies of the REIT with sufficient frequency and at least annually to determine that the policies being followed by the REIT at any time are in the best interests of its shareholders. Each such determination and the basis therefor shall be set forth in the minutes of the trustees. All documents incorporated by reference in coordination filings shall be submitted to the administrator in connection with the application for registration of the REIT's securities.

NEW SECTION

WAC 460-36A-120 LIABILITY OF SHAREHOLDERS. The declaration of trust shall provide that (1) the shares of the REIT shall be non-assessable by the REIT whether a trust, corporation or other entity, (2) the shareholders of the REIT which is not a corporation shall not be personally liable on account of any of the contractual obligations undertaken by the REIT, and (3) all written contracts to which the REIT which is not a corporation is a party shall include a provision that the shareholder shall not be personally liable thereon.

NEW SECTION

WAC 460-36A-125 REPORTS AND MEETINGS. The REIT shall prepare an annual report concerning its operations for each fiscal year ending after the initial public offering of its securities containing financial statements prepared in accordance with generally accepted accounting principles which are audited and reported on by independent certified public accountants. Each annual report shall be mailed or delivered to each shareholder as of a record date after the end of such fiscal year and each holder of other publicly held securities of the REIT within 120 days after the end of the fiscal year to which it relates. There shall be an annual meeting of the shareholders of the REIT upon reasonable notice and within a reasonable period following

delivery of the annual report. The independent trustees shall take reasonable steps to insure that these requirements are met.

NEW SECTION

WAC 460-36A-130 SPECIAL MEETINGS. Special meetings of the shareholders may be called by the chief executive officer, by a majority of the trustees or by a majority of the independent trustees, and shall be called by any officer of the REIT upon written request of shareholders holding in the aggregate of not less than ten percent (10%) of the outstanding shares of the REIT entitled to vote at such meeting. The call of a special meeting shall state the nature of the business to be transacted and that no other business shall be considered at such meeting.

Upon receipt of a written request either in person or by registered mail stating the purpose(s) of the meeting requested by shareholders, the REIT shall provide all shareholders, within ten (10) business days after receipt of said request, written notice (either in person or by mail) of a meeting and the purpose of such meeting to be held on a date not less than twenty (20) nor more than sixty (60) days after receipt of said request, at a time and place convenient to shareholders.

NEW SECTION

WAC 460-36A-135 INSPECTION OF RECORDS. A list of the names and addresses of all shareholders shall be maintained as part of the books and records of the REIT. Inspection of the REIT books and records (including shareholder records) by the administrator shall be provided upon request upon reasonable notice and during normal business hours. Inspection of such books and records by shareholders shall be permitted to the same extent as permitted under law applicable to shareholders of a corporation organized in the jurisdiction in which the REIT is organized.

NEW SECTION

WAC 460-36A-140 DISTRIBUTIONS. The declaration of trust shall state the manner in which distributions to shareholders are to be determined.

NEW SECTION

WAC 460-36A-145 CHANGE IN DECLARATION OF TRUST. No change shall be made in the declaration of trust of the REIT without the vote or written consent of the holders of a majority of the outstanding shares.

NEW SECTION

WAC 460-36A-150 TERMINATION OF REIT. The declaration of trust shall provide for the termination of the REIT by a vote of shareholders holding a majority of its outstanding shares.

NEW SECTION

WAC 460-36A-155 ADVISORY CONTRACT. It shall be the duty of the trustees to evaluate the performance of the advisor before entering into or renewing an advisory contract. The criteria used in such evaluation shall be reflected in the minutes of such meeting. Each contract for the services of an advisor entered into by the trustees shall have a term of no more than one year. Each advisory contract shall be terminable by a majority of the independent trustees, or the advisor on sixty (60) days written notice without cause. In the event of the termination of such contract, the advisor will cooperate with the REIT and take all reasonable steps requested to assist the trustees in making an orderly transition of the advisory function. The qualifications of the advisor shall be set forth in the prospectus or offering circular relating to the initial public offering of the shares of the REIT and the trustees shall determine that any successor advisor possesses sufficient qualifications (1) to perform the advisory function for the REIT and (2) to justify the compensation provided for in its contract with the REIT.

NEW SECTION

WAC 460-36A-160 ADVISOR COMPENSATION. The independent trustees shall determine from time to time and at least annually that the compensation which the REIT contracts to pay to the advisor is reasonable in relation to the nature and quality of services performed. The independent trustees shall also supervise the performance of the advisor and the compensation paid to it by the REIT to

determine that the provisions of such contract are being carried out. Each such determination shall be based on the factors set forth below and all other factors such independent trustees may deem relevant and the findings of such trustees on each of such factors shall be recorded in the minutes of the trustees:

- (1) the size of the advisory fee in relation to the size, composition and profitability of the portfolio of the REIT;
- (2) the success of the advisor in generating opportunities that meet the investment objectives of the REIT;
- (3) the rates charged to other REITs and to investors other than REITs by advisors performing similar services;
- (4) additional revenues realized by the advisor and its affiliates through their relationship with the REIT, including loan administration, underwriting or broker commissions, servicing, engineering, inspection and other fees, whether paid by the REIT or by others with whom the REIT does business;
- (5) the quality and extent of service and advice furnished by the advisor.
- (6) the performance of the investment portfolio of the REIT, including income, conservation or appreciation of capital, frequency of problem investments and competence in dealing with distress situations, and
- (7) the quality of the portfolio of the REIT in relationship to the investments generated by the advisor for its own account.

NEW SECTION

WAC 460-36A-165 TOTAL EXPENSES. The declaration of trust shall provide that the independent trustees will determine, from time to time but at least annually, that the total fees and expenses of the REIT are reasonable in light of the investment experience of the REIT, its net assets, its net income, and the fees and expenses of other comparable advisors in real estate. Each such determination shall be reflected in the minutes of the meeting of the trustees.

The total operating expenses of the trust shall (in the absence of a satisfactory showing to the contrary) be deemed to be excessive if they exceed in any fiscal year the greater of two percent (2%) of its average invested assets or twenty-five percent (25%) of its net income for such year. The independent trustees shall have the fiduciary responsibility of limiting such expenses to amounts that do not exceed such limitations unless such independent trustees shall have made a finding that, based on such unusual or non-recurring factors which they deem sufficient, a higher level of expenses is justified for such year. Any such finding and the reasons in support thereof shall be reflected in the minutes of the meeting of the trustees.

Within sixty (60) days after the end of any fiscal quarter of the trust for which total operating expenses (for the twelve (12) months then ended) exceeded two percent (2%) of average assets or twenty-five percent (25%) of net income, whichever is greater, there shall be sent to the shareholders of the trust a written disclosure of such fact, together with an explanation of the factors the independent trustees considered in arriving at the conclusion that such higher operating expenses were justified.

In the event the independent trustees do not determine such excess expenses are justified, the advisor shall reimburse the REIT at the end of the twelve month period the amount by which the aggregate annual expenses paid or incurred by the REIT exceed the limitations herein provided.

The trust shall also publish to its shareholders quarterly (1) the ratio of the costs of raising capital during the quarter to the capital raised, and (2) the aggregate amount of advisory fees and the aggregate amount of other fees paid to the advisor and all affiliates of the advisor by the REIT and including fees or charges paid to the advisor and all affiliates of the advisor by third parties doing business with the REIT.

NEW SECTION

WAC 460-36A-170 LEVERAGE. The aggregate borrowings of the REIT, secured and unsecured, shall be reasonable in relation to the net assets of the REIT and shall be reviewed by the trustees at least quarterly. The maximum amount of such borrowings in relation to the net assets shall, in the absence of a satisfactory showing that a higher level of borrowing is appropriate, not exceed three hundred percent (300%). Any excess in borrowing over such 300% level shall be approved by a majority of the independent trustees and disclosed to shareholders in the next quarterly report of the REIT, along with justification for such excess.

NEW SECTION

WAC 460-36A-175 MINIMUM CAPITAL. Prior to the initial public offering, the net assets of the REIT shall be not less than the lesser of (1) ten percent (10%) of the total net assets upon completion of such public offering, or (2) \$200,000.

NEW SECTION

WAC 460-36A-180 APPRAISAL. The consideration paid for real property acquired by the REIT shall ordinarily be based on the fair market value of the property as determined by a majority of the trustees. In cases in which a majority of the independent trustees so determine, such fair market value shall be as determined by a qualified independent real estate appraiser selected by the independent trustees.

NEW SECTION

WAC 460-36A-185 INDEMNIFICATION. The trustees and advisor of the REIT shall be deemed to be in a fiduciary relationship to the public investors, and the prospectus or offering circular shall so state. Trustees and advisors shall not be exonerated from liability to investors for any losses caused by gross negligence or willful or wanton misconduct.

NEW SECTION

WAC 460-36A-190 OTHER LIMITATIONS. The REIT may not:

- (1) Invest more than ten percent (10%) of its total assets in unimproved real property or mortgage loans on unimproved real property.
- (2) Invest in commodities or commodity future contracts. Such limitation is not intended to apply to interest rate futures, when used solely for hedging purposes.
- (3) Invest in junior mortgage loans unless, by appraisal or other method that the independent trustees determine,
 - (a) the capital invested in such mortgage loan is adequately secured on the basis of the equity of the borrower in the property underlying such investment and the ability of the borrower to repay the mortgage loan, or
 - (b) such mortgage loan of the REIT is a financing device entered into by the REIT to establish the priority of its capital investment over the capital invested by others investing with the REIT in a real estate project. The trustees shall determine that any such junior mortgage loan is not and may not be made subordinate to a mortgage held by the advisor, an affiliate of the advisor, or a trustee of the REIT.
- (4) Issue redeemable equity securities.
- (5) Issue debt securities unless the historical debt service coverage (in the most recently completed fiscal year) as adjusted for known changes is sufficient to properly service that higher level of debt.
- (6) Issue options or warrants to purchase its shares at exercise prices less than the fair market value of such securities on the date of grant and for consideration (which may include services) that in the judgment of the independent trustees, has a market value less than the value of such option on the date of grant. In no event shall such options or warrants be exercisable later than five (5) years from the date of the issuance thereof. In addition, the aggregate number of shares issuable at any time upon exercise of outstanding options or warrants shall not exceed an amount equal to ten percent (10%) of the outstanding shares of the REIT on the date of grant of any options or warrants.
- (7) Invest more than one percent (1%) of its assets in real estate contracts of sale, unless such real estate contracts of sale are recordable in the chain of title.

NEW SECTION

WAC 460-36A-195 IMPLEMENTATION. To provide an orderly implementation of the rules of this chapter 460-36A WAC any changes that need to be made in the declaration of trust of the REIT in order to comply with these rules may be made at the next regularly scheduled meeting of the shareholders of the REIT.

REPEALER

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 460-36A-010 AMENDMENT OF DECLARATION OF TRUST.
- (2) WAC 460-36A-015 INVESTMENT POLICY.

- (3) WAC 460-36A-020 MINIMUM NET CAPITAL.
- (4) WAC 460-36A-025 ANNUAL EXPENSES.
- (5) WAC 460-36A-030 INVESTMENT AND ACTIVITIES.
- (6) WAC 460-36A-035 PERIOD OF INVESTMENT ADVISORY CONTRACT.
- (7) WAC 460-36A-040 NUMBER AND ELECTION OF TRUSTEES.
- (8) WAC 460-36A-045 REMOVAL OF TRUSTEES.
- (9) WAC 460-36A-050 TERMS AND CONDITIONS OF SECURITIES.
- (10) WAC 460-36A-055 ANNUAL MEETINGS.
- (11) WAC 460-36A-060 ANNUAL REPORTS.
- (12) WAC 460-36A-065 INSPECTION OF RECORDS.
- (13) WAC 460-36A-070 DISCLOSURE ON DISTRIBUTION.
- (14) WAC 460-36A-075 TERMINATION OF TRUST.
- (15) WAC 460-10A-165 REAL ESTATE INVESTMENT TRUSTS.

WSR 83-15-042
PROPOSED RULES
DEPARTMENT OF LICENSING
(Securities Division)
 [Filed July 19, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning the regulation and registration of securities, new chapter 460-34A WAC, Oil and gas programs; WAC 460-34A-010 Application; 460-34A-015 Definitions; 460-34A-020 Net worth, experience and investment requirements of sponsor; 460-34A-025 Participants suitability standards; 460-34A-030 Minimum investment; 460-34A-035 Fees, compensation and expenses; 460-34A-037 Organization and offering expenses; 460-34A-140 Promotional compensation; 460-34A-045 Program expenses; 460-34A-050 Transactions with affiliates; 460-34A-055 Farm-outs; 460-34A-060 Rights and obligations of participants; 460-34A-065 Accessibility and defaults; 460-34A-070 Voting rights of limited partners; 460-34A-075 Minimum program capital; 460-34A-080 Temporary investment of proceeds; 460-34A-085 Return of unused proceeds; 460-34A-090 Deferred payments; 460-34A-095 Cash redemption values; 460-34A-100 Future exchange; 460-34A-105 Reinvestment of revenues; 460-34A-110 Distribution of revenues; 460-34A-112 Selling of units; 460-34A-115 Sales materials and marketing restrictions; 460-34A-120 Contents of the prospectus; 460-34A-125 Financial information required on applications; 460-34A-130 Opinions of counsel; 460-34A-135 Liability of indemnification; and 460-34A-200 Regulation B filings;

that the agency will at 9:00 a.m., Tuesday, September 6, 1983, in Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 9, 1983.

The authority for WAC 460-34A-010 through 460-34A-070 and 460-34A-090 through 460-34A-200 is RCW 21.20.450. The authority for WAC 460-34A-075

through 460-34A-085 is RCW 21.20.250 and 21.20.450.

The specific statutes these rules are intended to implement are RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

The department reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact Ralph R. Smith, Administrator of Securities, whose address is set forth herein.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

Correspondence relating to this notice and the proposed rules should be addressed to:

Ralph R. Smith
 Securities Administrator
 P. O. Box 648
 Olympia, WA 98504
 (206) 753-6928

Dated: July 19, 1983

By: John Gonzalez
 Director

STATEMENT OF PURPOSE

Name of Agency: Department of Licensing, Securities Division.

General Purpose of Rule: The rules shown below are proposed under the Securities Act of Washington, chapter 21.20 RCW, to implement Oil and Gas Program guidelines developed and adopted by the North American Securities Administrators Association. Adoption of these rules will make the law of Washington uniform with other states.

Description and Summary for Rules: Chapter 460-34A WAC, Oil and gas programs, adopting WAC 460-34A-010, stating that the rules of this chapter apply to registrations of oil and gas programs and may waive if good cause is shown; WAC 460-34A-015, sets out and defines specific terms used in this chapter; WAC 460-34A-020, requiring sponsors of oil and gas programs to have a specified net worth based upon the sponsor's capital and relevant experience in management of oil and gas programs; WAC 460-34A-025, requiring and setting forth criteria of financial suitability for participants in oil and gas programs; WAC 460-34A-030, setting minimum investment amounts required of participants to invest in oil and gas programs; WAC 460-34A-035, stating that all compensation paid to a sponsor or affiliate shall be reasonable; WAC 460-34A-036, requiring all organization and selling expenses be paid from cash, be reasonable and not exceed fifteen percent of initial subscriptions; WAC 460-34A-040, providing that all

participation in revenues by the sponsor shall be reasonable and setting forth the compensation standards for programs including functional allocation drilling programs, subordinated or reversionary working interest drilling programs, income or purchase programs; WAC 460-34A-045, allowing payment of program expenses to be paid by or reimbursed to sponsor out of capital contributions and revenues and setting forth disclosure format for estimated program expenses; WAC 460-34A-050, regulating the sales to the purchases from the program of properties by the sponsor or its affiliates, restricting and prohibiting the sponsor or its affiliates from holding oil and gas interests in any prospect in which a program has an interest, and prohibiting the commingling of program funds; WAC 460-34A-055, requiring disclosure and setting the conditions on which the sponsor may farm-out program prospects; WAC 460-34A-060, setting forth the rights and obligations of investors to call meetings, receive annual and periodic reports, gain access to program records, and transfer program interests; WAC 460-34A-065, stating the conditions in which assessments of program interests may be made and defaults against investors can be taken; WAC 460-34A-070, setting forth the rights of the participants to amend, dissolve, remove and elect a new general partner, approve a sale of assets or cancel contracts of the program; WAC 460-34A-075, requiring the impounding of a minimum amount of funds to start an oil and gas program; WAC 460-34A-080, requiring the proceeds of an offering to be invested temporarily in short-term, liquid investments before investment in the operations of the program; WAC 460-34A-085, providing for the return of unused investor funds if not committed to the program's operations within one year; WAC 460-34A-090, allowing installment payments if consistent with program needs and if other conditions are met; WAC 460-34A-095, providing for redemption of program interests for cash only if based upon appraisal by independent petroleum consultants; WAC 460-34A-100, prohibiting the sponsor or its affiliates to offer an exchange of interests unless conditions and limitations are met; WAC 460-34A-105, prohibiting, except in certain circumstances, program provisions which require investors to reinvest cash distributions from the program; WAC 460-34A-110, directing the sponsor to make cash distributions to participants when the sponsor has funds which are not necessary to retain in the program and limiting the cash distributions to the sponsor to funds properly allocated to sponsor's account; WAC 460-34A-112, providing for cash sales commissions and prohibiting indeterminate compensation to brokers as well as compensation based on assessments of program interests; WAC 460-34A-115, requiring sales materials, except as filed with the Securities and Exchange Commission or between brokers, to comply with the provisions of corporate securities and requiring group meetings to make specific disclosures; WAC 460-34A-120, setting forth

the format and type of information to be included in the prospectus; WAC 460-34A-125, setting forth the required financial information including a balance sheet of the general partner and program and statements of income and cash flow for the program and corporate general partners; WAC 460-34A-130, providing that the application for registration shall contain opinion of counsel on the tax aspects of the program and the validity of the issuance of the interests in the program; WAC 460-34A-135, restricting the sponsor's ability to pass on to participants the liabilities of the program and limiting the circumstances in which sponsors can be indemnified for damages incurred; and WAC 460-34A-200, stating that all Federal Securities and Exchange Commission Regulation B filings must register by qualification under statute and these rules.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Joan Baird, Assistant Director, Professional Licensing, 3rd Floor, Highways-Licenses Building, Olympia, WA, 234-1369 scan, 753-1369; and Ralph R. Smith, Administrator, Securities Division, 6th Floor, Highways-Licenses Building, Olympia, WA, 234-6928 scan, 753-6928.

Name of Organization Proposing Rules: These rules are proposed by the Department of Licensing, Securities Division.

Department Comments: These rules are set forth in the Washington Administrative Code format, the North American Securities Administrators Association guidelines adopted by WAC 460-34A-300. In addition, these rules incorporate the October 31, 1979, addendum to the guidelines in proposed WAC 460-34A-045.

Reasons Supporting the Proposed Rules: The rules adopt and expressly set forth the guidelines for Oil and Gas Programs adopted by the North American Securities Administrators Association. If adopted, these rules will aid issuers in registering oil and gas programs in the state of Washington as well as other states.

These rules are not necessary to comply with any federal law or federal or state court decision.

A small business economic impact statement has not been prepared because the department does not believe that any economic impact is involved in expressly setting forth rules in a new chapter which has already been adopted in WAC 460-34A-300, and adopting the addendum to the October 31, 1979, North American Securities Administrators Association guidelines. Any impact that the rules may have is intended to fall equally on all oil and gas programs. Comments regarding any possible economic impact on small business should be directed to Ralph R. Smith, Administrator of Securities, at the address or telephone number above.

Reviser's note: The material contained in this filing will appear in the 83-16 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 83-15-043
ADOPTED RULES
DEPARTMENT OF LICENSING
(Securities Division)
 [Order SDO-90-83—Filed July 19, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at the Department of Licensing, the annexed rules relating to the regulation of securities, amending and correcting WAC 460-33A-015, definitions.

This action is taken pursuant to Notice No. WSR 83-11-023 filed with the code reviser on May 12, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Director, Department of Licensing as authorized in RCW 21.20.450.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By John Gonzalez
 Director

AMENDATORY SECTION (Amending Order SDO-7-83, filed January 13, 1983)

WAC 460-33A-015 DEFINITIONS. As used in this chapter:

(1) "Liquid assets" means cash and other non-pledged assets which are convertible into cash within a five-day period in the normal course of business.

(2) "Real property securities dealer" means a person who effects transactions involving real property securities for the person's own account or for the account of others.

(3) "Real property securities registration statement" means a registration that gives a general description of what is involved in the purchase of real property securities and the business of offering the real property securities including a description of the real property securities.

(4) "Real property securities salespersons" means a person other than a real property securities dealer who represents a real property securities dealer in effecting offers or sales of real property securities.

(5) "Real property securities" means:

(a) Notes and bonds secured by mortgage or trust deeds on real property or on a vendor's interest in a property sales contract or options granting the right to purchase any of the foregoing when offered or sold under an arrangement constituting an investment contract as described in WAC 460-33A-(045)017 provided that, notes or bonds secured by mortgages, deeds of trust, or a vendor's interest in a property sales contracts when given by a borrower to a lender at the time of the origination of the loan in the context of a loan transaction shall not, within the context of such transaction be included within the definition of real property securities.

(b) A partial interest in more than one mortgage, trust deed, or property sales contract acquired by an investor along with other investors.

(c) An interest of several investors in a single mortgage, trust deed or single property sales contracts.

(6) "Specific offering circular" means a document describing the specific real property securities offering, which is meant to accompany the general registration statement.

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 83-15-044
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed July 19, 1983]

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 Fees—Radioactive waste management facilities, adopting chapter 173-44 WAC, and Fees—Radioactive waste management facilities, repealing chapter 194-16 WAC.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 24, 1983, 2:00 p.m.

The authority under which these rules are proposed is chapter 19, Laws of 1983 1st ex. sess.; Title 43 RCW.

The specific statute these rules are intended to implement is chapter 19, Laws of 1983 1st ex. sess.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 19, 1983.

Dated: July 19, 1983

By: John F. Spencer
 Deputy Director

STATEMENT OF PURPOSE

Title: Adopting chapter 173-44 WAC and repealing chapter 194-16 WAC.

Description of Purpose: Proper perpetual care and maintenance of radioactive waste management facilities is required to protect public health, safety and welfare. This action transfers responsibility in chapter 194-16 WAC, Washington State Energy Office to chapter 173-44 WAC, Washington State Department of Ecology.

Statutory Authority: Title 43 RCW; chapter 19, Laws of 1983 1st ex. sess.

Summary of Rule: This action transfers fees charged by the Washington State Energy Office for financing the necessary perpetual care and maintenance of low-radioactive waste management facilities to the Department of Ecology.

Reasons Supporting Proposed Action: Chapter 19, Laws of 1983 1st ex. sess., promulgation of this regulation is further intended to satisfy the state's financial responsibilities to the U.S. government pursuant to the perpetual care agreement executed July 29, 1965, (formerly RCW 43.21F.075).

Agency Personnel Responsible for Drafting: Marta Wilder, PV-11, WDOE, Olympia, 98504, (206) 459-6049; Implementation and Enforcement: Don Provost, PV-11, WDOE, Olympia, 98504, (206) 459-6168.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: [No information supplied by agency]

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: [No information supplied by agency]

Small Business Economic Impact Statement: None (housekeeping transfer of responsibilities).

Chapter 173-44 WAC

FEES—RADIOACTIVE WASTE MANAGEMENT FACILITIES

NEW SECTION

WAC 173-44-010 PURPOSE AND SCOPE. The proper perpetual care and maintenance of radioactive waste management facilities is required to protect the public health, safety, and welfare. This chapter establishes the fees charged by the Washington State Department of Ecology for financing the necessary perpetual care and maintenance of radioactive waste management facilities. Promulgation of this regulation is further intended to satisfy the state's financial responsibilities to the United States government pursuant to the perpetual care agreement executed July 29, 1965.

NEW SECTION

WAC 173-44-020 AUTHORITY. This chapter is promulgated by the state Department of Ecology pursuant to authority granted in RCW 43.21F.045 and Chapter 19, Laws of 1983, El.

NEW SECTION

WAC 173-44-030 DEFINITIONS. (1) "Facility" means any site, location, structure, or property used or to be used for the storage, disposal, or burial of radioactive materials or waste, which lies within the one hundred acre tract described in the perpetual care agreement between the State of Washington and the United States government executed July 29, 1965.

(2) "Department" means the Washington State Department of Ecology.

(3) "Perpetual care and maintenance" means the activities necessary to stabilize and secure a closed facility during the perpetual care period, including but not limited to: Trench stabilization; upkeep of erosion control measures, fences, and warning signs; and sampling of monitor wells.

(4) "Sublessee" means a party to a sublease with the State of Washington for a portion of the one thousand acres of land, as described in the state's lease with the United States government executed September 10, 1964, lying within the Hanford Reservation.

NEW SECTION

WAC 173-44-040 PERPETUAL CARE AND MAINTENANCE FEE. (1) Any sublessee of the state who stores, disposes, or buries radioactive materials or waste at a facility shall pay a perpetual care and maintenance fee.

(2) The perpetual care and maintenance fee shall be one dollar seventy-five cents per cubic foot of radioactive material or waste buried or permanently stored at a facility.

NEW SECTION

WAC 173-44-050 PCM FEE—METHOD OF PAYMENT. (1) The perpetual care and maintenance fee shall be due on a quarterly basis for the quarters ending January 15, April 15, July 15, and October 15. All perpetual care and maintenance fee payments shall be paid within forty-five days after the due date.

(2) Perpetual care and maintenance payments shall be by check, draft, or money order payable to the Washington State Department of Ecology.

NEW SECTION

WAC 173-44-060 PCM FEE—DISPOSITION. (1) Upon receipt of perpetual care and maintenance fee payments, the department shall transmit such payments to the state treasurer for deposit in the perpetual maintenance account authorized by Chapter 19, Laws of 1983, El.

(2) Moneys in the perpetual maintenance account shall be invested by the state investment board in the same manner as other state moneys. Any interest accruing as a result of investment shall accrue to the perpetual maintenance account.

(3) The department shall maintain a segregated account of perpetual care and maintenance fee payments which are deposited in the perpetual maintenance account.

(4) The department, in consultation with the state radiation control agency, shall periodically evaluate the perpetual care and maintenance fee to determine whether it will provide adequate financing to assure perpetual care and maintenance of a closed facility. Any adjustments to the fees shall be made by rule adopted pursuant to Chapter 34.04 RCW.

NEW SECTION

WAC 173-44-070 SEVERABILITY. If any portion of this chapter or its application to any person or circumstance is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected.

REPEALER

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 194-16-010 PURPOSE AND SCOPE.
- (2) WAC 194-16-020 AUTHORITY.
- (3) WAC 194-16-030 DEFINITIONS.
- (4) WAC 194-16-040 PERPETUAL CARE AND MAINTENANCE FEE.
- (5) WAC 194-16-050 PCM FEE—METHOD OF PAYMENT.
- (6) WAC 194-16-060 PCM FEE—DISPOSITION.
- (7) WAC 194-16-070 SEVERABILITY.

WSR 83-15-045

ADOPTED RULES

DEPARTMENT OF ECOLOGY

[Order DE 82-37—Filed July 19, 1983]

I, Donald W. Moos, director of the Department of Ecology, do promulgate and adopt at the Department of Ecology, Lacey, Washington, the annexed rules relating to Washington forest practices rules and regulations, amending chapter 173-202 WAC.

This action is taken pursuant to Notice No. WSR 82-18-069 filed with the code reviser on September 1, 1982. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 76.09.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED October 15, 1982.
By Donald W. Moos
Director

WSR 83-15-046
ADOPTED RULES
DEPARTMENT OF ECOLOGY
[Order DE 82-42—Filed July 19, 1983]

AMENDATORY SECTION (Amending Order DE 76-32, filed 7/13/76)

WAC 173-202-020 CERTAIN WAC SECTIONS ADOPTED BY REFERENCE. The following sections of the Washington Administrative Code as now promulgated are hereby adopted by reference as part of this chapter in all respects as though the sections were set forth herein in full:

- WAC 222-12-010—Authority.
WAC 222-12-070—Enforcement.
WAC 222-12-090—Forest practice board manual.
WAC 222-16-010—General definitions.
WAC 222-16-020—Water categories.
WAC 222-16-030—Water typing system.
WAC 222-16-040—Temperature sensitive waters.
WAC 222-16-050—Classes of forest practices.
WAC 222-24-010(~~(3)~~, ~~(4)~~, ~~(5)~~)—Policy(~~(:~~ Road construction and maintenance)).
WAC 222-24-020(2), (3), (4)(~~(5)~~, ~~(6)~~, ~~(7)~~)—Road location (~~(and design)~~).
WAC 222-24-025(5), (6), (7), (8), (9)—Road Design.
WAC 222-24-030(2), (4), (5), (6), (8), (9), (10)—Road construction.
WAC 222-24-035(1)—Landing Location and Construction.
WAC 222-24-040(1), (2), (3), (4)—Water crossing structures.
WAC 222-24-050(~~(1)~~, ~~(2)~~, ~~(3)~~, ~~(4)~~, ~~(5)~~)—Road maintenance.
WAC 222-24-060(1), (2), (3), (6)—Rock quarries, gravel pits, borrow pits, and spoil disposal areas.
WAC 222-30-010—Policy: Timber harvesting.
WAC 222-30-020(2), (3)(c), (3)(e), (4)—Harvest unit planning & design.
WAC 222-30-030—Streambank integrity.
WAC 222-30-040—Temperature control.
WAC 222-30-050(1), (2), (3), (4)—Felling & bucking.
WAC 222-30-060(1), (2), (3), (4)(~~(5)~~)(c)—Cable yarding.
WAC 222-30-070(1), (2), (4), (6), (7), (8)—Tractor & wheeled skidding systems.
WAC 222-30-080(1), (2)—Landing cleanup.
WAC 222-30-100(1)(c), (4), (5)—Slash disposal.
WAC 222-34-040(~~(1)~~, ~~(2)~~, ~~(3)~~)—Site preparation and Rehabilitation
WAC 222-38-010—Policy: Forest chemicals.
WAC 222-38-020(1), (2), (3), (4), (5), (6), (10)—Handling, storage, application.

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.

I, John F. Spencer, deputy director of the Department of Ecology, do promulgate and adopt at the Department of Ecology, Lacey, Washington, the annexed rules relating to maximum environmental noise levels, amending chapter 173-60 WAC.

This action is taken pursuant to Notice No. WSR 82-22-089 filed with the code reviser on November 3, 1982. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 70.107 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED December 21, 1982.

By John F. Spencer
Deputy Director

AMENDATORY SECTION (Amending Order DE 77-1, filed 6/1/77)

WAC 173-60-020 DEFINITIONS. (1) "Background sound level" means the level of all sounds in a given environment, independent of the specific source being measured.

(2) "dBA" means the sound pressure level in decibels measured using the "A" weighting network on a sound level meter. The sound pressure level, in decibels, of a sound is 20 times the logarithm to the base 10 of the ratio of the pressure of the sound to a reference pressure of 20 micropascals.

(3) "Department" means the department of ecology.

(4) "Director" means the director of the department of ecology.

(5) "Distribution facilities" means any facility used for distribution of commodities to final consumers, including facilities of utilities that convey water, waste water, natural gas, and electricity.

(6) "EDNA" means the environmental designation for noise abatement, being an area or zone (environment) within which maximum permissible noise levels are established.

(~~(6)~~) (7) "Existing" means a process, event, or activity in an established area, producing sound subject to or exempt from this chapter, prior to the effective date of September 1, 1975.

(8) "Local government" means county or city government or any combination of the two.

(~~(7)~~) (9) "Noise" means the intensity, duration and character of sounds, from any and all sources.

(~~(8)~~) (10) "Person" means any individual, corporation, partnership, association, governmental body, state agency or other entity whatsoever.

~~((9))~~ (11) "Property boundary" means the surveyed line at ground surface, which separates the real property owned, rented, or leased by one or more persons, from that owned, rented, or leased by one or more other persons, and its vertical extension.

~~((10))~~ (12) "Racing event" means any motor vehicle competition conducted under a permit issued by a governmental authority having jurisdiction or, if such permit is not required, then under the auspices of a recognized sanctioning body.

~~((11))~~ (13) "Receiving property" means real property within which the maximum permissible noise levels specified herein shall not be exceeded from sources outside such property.

~~((12))~~ (14) "Sound level meter" means a device which measures sound pressure levels and conforms to Type 1 or Type 2 as specified in the American National Standards Institute Specification S1.4-1971.

~~((13))~~ (15) "Watercraft" means any contrivance, excluding aircraft used or capable of being used as a means of transportation or recreation on water.

AMENDATORY SECTION (Amending Order DE 77-1, filed 6/1/77)

WAC 173-60-050 ✓ EXEMPTIONS. (1) The following shall be exempt from the provisions of WAC 173-60-040 between the hours of 7:00 a.m. and 10:00 p.m.:

(a) Sounds originating from residential property relating to temporary projects for the maintenance or repair of homes, grounds and appurtenances.

(b) Sounds created by the discharge of firearms on authorized shooting ranges.

(c) Sounds created by blasting.

(d) Sounds created by aircraft engine testing and maintenance not related to flight operations: PROVIDED, That aircraft testing and maintenance shall be conducted at remote sites whenever possible.

(e) Sounds created by the installation or repair of essential utility services.

(2) The following shall be exempt from the provisions of WAC 173-60-040(2)(b):

(a) Noise from electrical substations and existing stationary equipment used in the conveyance of water, waste water, and natural gas by a utility.

(b) Noise from existing industrial installations which exceed the standards contained in these regulations and which, over the previous three years, have consistently operated in excess of 15 hours per day as a consequence of process necessity and/or demonstrated routine normal operation. Changes in working hours, which would affect exemptions under this regulation, require approval of the department.

(3) The following shall be exempt from the provisions of WAC 173-60-040, except insofar as such provisions relate to the reception of noise within Class A EDNAs between the hours of 10:00 p.m. and 7:00 a.m.

(a) Sounds originating from temporary construction sites as a result of construction activity.

(b) Sounds originating from forest harvesting and silvicultural activity.

(4) The following shall be exempt from all provisions of WAC 173-60-040:

(a) Sounds created by motor vehicles when regulated by chapter 173-62 WAC.

(b) Sounds originating from aircraft in flight and sounds that originate at airports which are directly related to flight operations.

(c) Sounds created by surface carriers engaged in interstate commerce by railroad.

(d) Sounds created by warning devices not operating continuously for more than five minutes, or bells, chimes, and carillons.

(e) Sounds created by safety and protective devices where noise suppression would defeat the intent of the device or is not economically feasible.

(f) Sounds created by emergency equipment and work necessary in the interests of law enforcement or for health safety or welfare of the community.

(g) Sounds originating from motor vehicle racing events at existing authorized facilities.

(h) Sounds originating from officially sanctioned parades and other public events.

(i) Sounds emitted from petroleum refinery boilers during startup of said boilers: PROVIDED, That the startup operation is performed during daytime hours whenever possible.

(j) Sounds created by watercraft.

(k) Sounds created by the discharge of firearms in the course of hunting.

(l) Sounds caused by natural phenomena and unamplified human voices.

(m) Sounds created by motor vehicles, licensed or unlicensed, when operated off public highways EXCEPT when such sounds are received in Class A EDNAs.

(n) Sounds originating from existing natural gas transmission and distribution facilities. However, in circumstances where such sounds impact EDNA Class A environments and complaints are received, the director or his designee may take action to abate by application of EDNA Class C source limits to the facility under the requirements of WAC 173-60-050(5).

~~((5) The following shall be exempt from all provisions of WAC 173-60-040 until February 1, 1978 or amended regulations are developed, whichever occurs sooner:~~

~~(a) Sounds originating from natural gas transmission facilities installed prior to September 1, 1975.)~~

(6) Nothing in these exemptions is intended to preclude the department from requiring installation of the best available noise abatement technology consistent with economic feasibility. The establishment of any such requirement shall be subject to the provisions of the Administrative Procedure Act, chapter 34.04 RCW.

WSR 83-15-047
ADOPTED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Order 188—Filed July 20, 1983]

Be it resolved by the State Personnel Board, acting at the Department of Personnel, 600 South Franklin, Olympia, WA 98504, that it does adopt the annexed rules relating to Salary—Maximum—(~~Overtime accumulation~~) Compensatory time, amending WAC 356-14-250.

This action is taken pursuant to Notice No. WSR 83-12-035 filed with the code reviser on May 27, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 41.06.150 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 14, 1983.

By Leonard Nord
 Secretary

AMENDATORY SECTION (Amending Order 65, filed 4/22/74)

WAC 356-14-250 **SALARY—MAXIMUM—**
(~~OVERTIME ACCUMULATION~~) COMPENSATORY TIME. The maximum (~~overtime~~) compensatory time accrual is limited to 320 hours in any 365 calendar days.

(1) (~~Overtime~~) Compensatory time exceeding these limitations shall be compensated monthly in cash.

(2) Cash compensation for (~~overtime~~) compensatory time shall be computed using the salary applicable to the employee at the time the (~~overtime~~) compensatory time was accrued.

(3) If any (~~overtime~~) compensatory time has not been liquidated within 365 days of accrual, the employee will be compensated in cash for that (~~overtime~~) compensatory time, except that all (~~overtime~~) compensatory time accumulated during a fiscal biennium shall be compensated in cash at the end of that biennium (June 30 of each odd-numbered year) if it has not been previously liquidated in cash or compensatory time.

WSR 83-15-048
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

Amd WAC 356-15-090 Schedule/shift change—Provisions and compensation.
 Amd WAC 356-18-060 Paid sick leave—Use.
 Amd WAC 356-30-270 Probationary period—Dismissal—Notice—Rights acquired;

that the agency will at 10:00 a.m., Thursday, August 11, 1983, in the Board Hearing Room, Department of Personnel, 600 South Franklin, Olympia, WA 98504, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 9, 1983.

This notice is connected to and continues the matter in Notice Nos. WSR 83-12-035 and 83-13-090 filed with the code reviser's office on May 27, 1983, and June 17, 1983.

Dated: July 19, 1983

By: Leonard Nord
 Secretary

WSR 83-15-049
PROPOSED RULES
OFFICE OF
FINANCIAL MANAGEMENT
 [Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Office of Financial Management intends to adopt, amend, or repeal rules concerning adding several new sections to chapter 82-50 WAC, paydates for state employees. These new sections will establish official semi-monthly pay dates for state employees in compliance with chapter 28, Laws of 1983 1st ex. sess. (2nd Substitute House Bill 295). The rules will establish the following: (1) The official semi-monthly pay dates for use in calendar year 1984; (2) The three major categories of exceptions that may be authorized to (1); (3) OFM's ability to terminate certain exceptions to (1); and (4) An effective date. A repealer of the existing sections of chapter 82-50 WAC, paydates for state employees is proposed. This repealer is proposed to be effective January 11, 1984, and will terminate the rules relating to monthly pay on the date following payment of the last monthly pay;

that the agency will at 9:30 a.m., Wednesday, August 24, 1983, in Conference Room A, 1st Floor, House

Office Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 42.16.010 and 42.16.017.

The specific statute these rules are intended to implement is RCW 42.16.010 and 42.16.017.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 24, 1983.

Dated: July 19, 1983
By: Donald G. Meyer
Deputy Director
for Joe Taller
Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): Chapter 82-50 WAC, Paydates for state employees, consisting of the following: The adoption of the following new sections: WAC 82-50-011 Purpose, 82-50-021 Official lagged, semi-monthly paydates established; 82-50-031 Exceptions; 82-50-032 Termination of exceptions; and 82-50-041 Effective date. The repeal of the following existing sections: WAC 82-50-010 Purpose; 82-50-020 Paydates established; 82-50-030 Exceptions; and 82-50-040 Effective date.

Statutory Authority: RCW 42.16.010 and 42.16.017.

Specific Statute that the Rule is Intended to Implement: RCW 42.16.010 and 42.16.017.

Summary of the Rules: This notice proposes to do two things. First, it proposes to add several new sections to chapter 82-50 WAC, Pay dates for state employees, in order to implement a system of semi-monthly pay for all state officers and employees as mandated in chapter 28, Laws of 1983 1st ex. sess. (2nd Substitute House Bill 295). Secondly, it proposes to repeal all existing sections of chapter 82-50 WAC, Pay dates for state employees, that relate to the current monthly payroll system. The repeal of these existing sections will occur only after the last monthly pay has been made on January 10, 1984, as required by section 5, chapter 28, Laws of 1983 1st ex. sess. (2nd Substitute House Bill 295).

Reasons Supporting the Proposed Rules: These proposed new rules are needed to ensure compliance with the legislative directive to establish official, lagged semi-monthly pay dates through the administrative hearing process. Additionally, these proposed new rules are needed to authorize, as allowed by law, both a mechanism whereby exceptions to the official, lagged semi-monthly pay dates may be granted and a mechanism whereby the exceptions may be terminated. The repeal of the existing rules is needed to eliminate unnecessary rules once the state has changed from a monthly to a semi-monthly payroll system.

Involved Agency Personnel for Drafting, Implementation and Enforcement: Mr. Collum C. Liska, Senior Policy Coordinator, Accounting and Fiscal Services Division, Office of Financial Management, 4th Floor, Insurance Building, MS AQ-44, Olympia, Washington 98504, Phone: (206) 753-7723.

Name of Involved Agency Proposing the Rules: Office of Financial Management.

Agency Comments: None.

The rule is not necessary to comply with a federal law or a federal or state court decision.

Other Information: None.

Small Business Economic Impact Statement: Not attached since these proposed rules are not applicable to the Regulatory Fairness Act.

Chapter 82-50 WAC PAY DATES FOR STATE EMPLOYEES

NEW SECTION

WAC 82-50-011 PURPOSE. The purpose of this chapter is to implement RCW 42.16.010(1) which mandates the director of the office of financial management to establish pay dates through the administrative hearing process. The chapter establishes pay dates, exceptions to the mandatory pay dates, and a mechanism whereby exceptions may be terminated.

NEW SECTION

WAC 82-50-021 OFFICIAL LAGGED, SEMI-MONTHLY PAY DATES ESTABLISHED. Unless exempted otherwise under the provisions of WAC 82-50-031, the salaries of all state officers and employees shall be paid on a lagged, semi-monthly basis for the official twice-a-month pay periods established in RCW 42.16.010(1) that begin January 1, 1984. The following are the official lagged, semi-monthly pay dates for calendar year 1984:

Wednesday, January 25, 1984
Friday, February 10, 1984
Friday, February 24, 1984
Friday, March 9, 1984
Monday, March 26, 1984
Tuesday, April 10, 1984
Wednesday, April 25, 1984
Thursday, May 10, 1984
Friday, May 25, 1984
Monday, June 11, 1984
Monday, June 25, 1984
Tuesday, July 10, 1984
Wednesday, July 25, 1984
Friday, August 10, 1984
Friday, August 24, 1984
Monday, September 10, 1984
Tuesday, September 25, 1984
Wednesday, October 10, 1984
Thursday, October 25, 1984
Friday, November 9, 1984
Monday, November 26, 1984
Monday, December 10, 1984
Monday, December 24, 1984

NEW SECTION

WAC 82-50-031 EXCEPTIONS. The salaries of all state officers and employees shall be paid on a schedule consistent with the provisions of WAC 82-50-021 with the following exceptions:

(1) Schedules for the payment of compensation on dates other than those established in WAC 82-50-021 are authorized for those state officers and employees with written contracts currently in force which explicitly specify payroll dates other than those established in WAC 82-50-021 until the contracts in effect on the effective date of this rule expire or are renegotiated: PROVIDED, That no state agency, office, or institution shall hereafter contract or agree to any payroll dates other than as specified in WAC 82-50-021 and no state agency, office or institution shall agree to any extension of a contract specifying payroll dates other than those set in WAC 82-50-021 without amending the contract to delete any reference to payroll dates other than those established by WAC 82-50-021.

(2) Schedules for the payment of compensation on pay dates other than those established in WAC 82-50-021 may be authorized in writing by the director of the office of financial management, or the director's designee, in the following instances:

- (a) For short-term, intermittent, noncareer state employees;
- (b) For student employees of institutions of higher education; and
- (c) For liquor control agency managers who are paid a percentage of monthly liquor sales.

(3) Schedules for the payment of compensation on pay dates other than those established in WAC 82-50-021 may be authorized by the director of the office of financial management, or the director's designee, only upon the written request of the agency head, or the agency head's designee, and only for the purpose of maintaining a lagged, semi-monthly pay date schedule of shorter duration than the official lagged, semi-monthly pay date schedule established in WAC 82-50-021: PROVIDED, That the official pay periods established by RCW 42.16.010(1) are in effect.

NEW SECTION

WAC 82-50-032 TERMINATION OF EXCEPTIONS. Pursuant to the approval authority over granting of exceptions provided in RCW 42.16.010(2) and pursuant to the approval authority over all agency and state payroll systems provided in RCW 42.16.017, the director of the office of financial management, or the director's designee, may, upon ninety calendar days written notice to the affected agency head, terminate any exceptions granted under the provisions of WAC 82-50-031 (2) and (3). The affected agency then shall have an additional ninety calendar days to conform to the provisions of WAC 82-50-021.

NEW SECTION

WAC 82-50-041 EFFECTIVE DATE. This rule is effective August 24, 1983: PROVIDED, That WAC 82-50-021 applies only to the official twice-a-month pay periods beginning January 1, 1984.

REPEALER

Effective January 11, 1984, the following sections of the Washington Administrative Code are repealed:

- (1) WAC 82-50-010 PURPOSE.
- (2) WAC 82-50-020 PAY DATES ESTABLISHED.
- (3) WAC 82-50-030 EXCEPTIONS.
- (4) WAC 82-50-040 EFFECTIVE DATE.

WSR 83-15-050
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning WAC 296-15-250, new rule to protect the department's interests and the interests of those parties who are beneficiaries of its orders, by representation in all cases where those orders are appealed to the Board of Industrial Insurance Appeals;

that the agency will at 10:00 a.m., Thursday, August 25, 1983, in the Conference Room, First Floor, General Administration Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 1, 1983.

The authority under which these rules are proposed is RCW 51.04.020.

The specific statute these rules are intended to implement is RCW 51.52.100.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 25, 1983.

The agency reserves the right to modify the text of this proposed rule prior to the public hearing thereon or in response to written and/or oral comments thereon received prior to or during the public hearing. Written and/or oral submissions may also contain data, views and arguments concerning the effect of the proposed rule or amendments of the rule on economic values, pursuant to chapter 43.21H RCW.

Correspondence relating to this notice and proposed rule attached should be addressed to:

Sam Kinville, Director
 Department of Labor and Industries
 General Administration Building
 Olympia, Washington 98504

Dated: July 20, 1983

By: Sam Kinville
 Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): WAC 296-15-250 Representation in self-insured appeals.

Statutory Authority: RCW 51.04.020.

Specific Statute that Rule is Intended to Implement: RCW 51.52.100.

Summary of the Rule(s): To protect the department's interests and the interests of those parties who are beneficiaries of its orders, by representation in all cases where those orders are appealed to the Board of Industrial Insurance Appeals. This election by the department to appear and defend its orders shall apply to orders issued by the department in cases involving self-insured employers and their claimants.

Reasons Supporting the Proposed Rule(s): To provide self-insured employers and claimants with the same benefits in all appeals which are presently provided for state fund employers and claimants.

The Agency Personnel Responsible for the Drafting, Implementation and Enforcement of the Rule: Richard A. Slunaker, Assistant Director, Industrial Insurance, General Administration Building, Olympia, WA 98504, (206) 753-6308.

Name of the Person or Organization, Whether Private, Public or Governmental, that is Proposing the Rule: Department of Labor and Industries.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rule: No further comment.

The rule is not necessary to comply with federal law or federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or Its Purpose: No further comment.

Small Business Impact Statement: This statement pertains to revisions in chapter 296-15 WAC, proposed by the Department of Labor and Industries to become

effective October 1, 1983, and is prepared to conform with Section 3 (2) and Section (4) of the Regulatory Fairness Act (chapter 6, Laws of 1982). The proposed rule change pertains to firms who self-insure their workers' compensation benefit obligations. Small businesses seldom qualify as self-insurers because they lack the extensive financial resources and long term continuity of operation which are prerequisites for self-insurance. Therefore, the rule has negligible impact on small businesses.

NEW SECTION

WAC 296-15-250 REPRESENTATION IN SELF-INSURED APPEALS The department has determined that in order to protect its interests and the interests of those parties who are beneficiaries of its orders, it should be represented in all cases where those orders are appealed to the Board of Industrial Insurance Appeals. Pursuant to the authority granted in RCW 51.52.100, the department shall, through the office of the Attorney General, appear in all proceedings before the Board of Industrial Insurance Appeals to defend its orders. This election by the Department to appear and defend its orders shall apply to orders issued by the department in cases involving self-insured employers and their claimants.

WSR 83-15-051
PROPOSED RULES
DEPARTMENT OF
NATURAL RESOURCES

[Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Natural Resources intends to adopt, amend, or repeal the rules concerning the indexing of stumpage rates to be paid on state timber sales sold on a scale basis on or after October 1, 1983, implementing RCW 79.01.126;

that the agency will at 10:00 a.m., Tuesday, August 23, 1983, in the Senate Ways and Means Hearing Room, Room 103, Public Lands Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 26, 1983, at 10:00 a.m.

The authority under which these rules are proposed is RCW 79.01.126.

The specific statute these rules are intended to implement is RCW 79.01.126.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 24, 1983.

Dated: July 19, 1983

By: Brian J. Boyle

Commissioner of Public Lands

STATEMENT OF PURPOSE

Title and Purpose of Rules: WAC 332-140-200 Introduction and definitions; 332-140-210 Market indexes established; 332-140-220 Price to be paid for timber removed; and 332-140-230 Payments and adjustments.

The Purpose of the Proposed Regulations: To implement the provisions of RCW 79.01.126. That statute

provides for the adjustment or indexing of stumpage rates to be paid by purchasers of state timber sales on lands under the jurisdiction of the Department of Natural Resources. The regulations (WAC 332-140-210) establish the indexes to be used for the species of timber to be indexed. Stumpage rate adjustment only applies to "major" species. These regulations (WAC 332-140-210) also define what species of timber are major.

Summary of Rules: The regulations establish indexes for major species of timber, define the timber to be indexed and provide for the adjustment in stumpage prices to be paid for timber removed from scale sales sold after October 1, 1983.

Proponent of Rules: The Department of Natural Resources.

Agency Personnel Responsible for Drafting: Edward R. Summerfield, Assistant Manager, Timber Sales Division, Department of Natural Resources, Public Lands Building, Olympia, Washington 98504, (206) 753-5334; Implementation and Enforcement: Roy E. Friis, Manager, Timber Sales Division, Department of Natural Resources, Public Lands Building, Olympia, Washington 98504, (206) 753-5334.

Small Business Impact: No impacts on small businesses will occur as a result of these regulations. Any impacts on small businesses are a result of the statute (RCW 79.01.126) itself as opposed to the regulations.

NEW SECTION

WAC 332-140-200 INTRODUCTION AND DEFINITIONS. (1) Implementation of RCW 79.01.126. These regulations, WAC 332-140-200 through WAC 332-140-230, are promulgated by the department of natural resources for the purpose of implementing RCW 79.01.126, which provides for the adjustment of contract bid prices on timber sales sold on a scale basis having a minimum appraisal value over twenty thousand dollars and which are auctioned on or after October 1, 1983. Stumpage rate adjustment shall apply only to major species of timber removed.

(2) Definitions. As used in these regulations and in RCW 79.01.126, where applicable:

(a) "Coast publication" means the market indexes published by the Western Woods Products Association in its publication known as the PNW Coast Lumber Price Index.

(b) "Inland publication" means the market indexes published by the Western Wood Products Association in its publication known as the Inland Lumber Price Index.

(c) "Contract bid price" for a given species of timber means the price for that species bid by the purchaser or set in the contract where bidding is not allowed on that species.

(d) "Department" means the department of natural resources.

(e) "Market index change amount" means the same in these regulations as it is defined in RCW 79.01.126(2).

(f) Timber "removed" means and includes only timber that is taken from the sale area.

(g) "Timber removed during a calendar quarter" shall be determined using the date the timber removed is scaled as provided for in the contract.

NEW SECTION

WAC 332-140-210 MARKET INDEXES ESTABLISHED. (1) Following the conclusion of each calendar quarter, the department shall establish the amount of each market index for that quarter for the species of timber listed below. These species are determined to be the major species, for which reasonably available and reliable market price information is available. Each index amount shall be established by extracting from the appropriate Western Wood Products Association index the quarterly average prices per thousand board feet. The major species will be indexed to the following indexes:

(a) Douglas fir and larch. For Douglas fir situated west of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "Douglas fir" index of the Coast publication. For Douglas fir and larch situated east of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "dry Douglas fir-larch" index of the Inland publication. Larch situated west of the cascade crest is not a major species and shall not be subject to adjustment of the contract bid price.

(b) Hemlock/true fir. For the hemlocks and true firs situated west of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "hem-fir" index of the Coast publication. For the hemlocks and true firs situated east of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "white fir (hem-fir)" index of the Inland publication.

(c) Ponderosa pine. For ponderosa pine situated east of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "coast-inland north ponderosa pine" index of the Inland publication. Ponderosa pine situated west of the cascade crest is not a major species and is not subject to adjustment of the contract bid price.

(d) White pine. For white pine situated east of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "Idaho white pine" index of the Inland publication. White pine situated west of the cascade crest is not a major species and is not subject to adjustment of the contract bid price.

(e) Engelmann spruce and lodgepole pine. For Engelmann spruce and lodgepole pine situated east of the cascade crest, the market index shall be the appropriate quarterly price extracted from the "white woods" index of the Inland publication. Engelmann spruce and lodgepole pine situated west of the cascade crest are not major species and are not subject to adjustment of the contract bid prices.

(2) Other species not indexed. Species other than those listed above are not major species. There is no readily available and reliable market information for such species and they are not subject to adjustment of the contract bid price.

(3) Cull volume not indexed. Cull logs, including utility logs as defined in the contract, of all species are not major species. There is no readily available and reliable market information for such logs and they are not subject to adjustment of the contract bid price.

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 332-140-220 PRICE TO BE PAID FOR TIMBER REMOVED. The rate to be paid by the purchaser for each species of timber subject to adjustment of the contract bid price shall be the contract bid price plus or minus the market index change amount, as appropriate, but not less than sixty-five percent of the contract bid price.

NEW SECTION

WAC 332-140-230 PAYMENTS AND ADJUSTMENTS. The periodic payments made by the purchaser for timber removed during a given quarter shall be based upon the adjusted price for previous quarter, except that for removals during the quarter in which the sale is sold, the price used shall be the contract bid price. Following the establishment of the market index for the quarter, the appropriate adjustments will be made to the payments for the timber removed during that quarter.

WSR 83-15-052

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Agriculture intends to adopt, amend, or repeal rules concerning the marketing order for Washington seed potatoes, chapter 16-520 WAC;

that the agency will at 7:30 p.m., Thursday, September 1, 1983, in the Lynden City Hall Meeting Room, Lynden, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on October 21, 1983.

The authority under which these rules are proposed is chapter 15.66 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 1, 1983.

Dated: July 19, 1983

By: Roger L. Roberts

Special Programs Administrator

STATEMENT OF PURPOSE

Title: Amending chapter 16-520 WAC.

Description of Purpose: Increase the assessment on Washington seed potatoes to not less than three cents or more than five cents per hundredweight. Reduce the number of board members required for a quorum.

Statutory Authority: Chapter 15.66 RCW.

Summary of Rule: Amends WAC 16-520-020 to increase assessments to generate funds for advertising and research; reduces the number of board members required for a quorum from five to four.

Reasons Supporting Proposed Action: Current assessment rate is not adequate to support increased costs of advertising and research. In addition, the board is having difficulties meeting present quorum requirements.

Agency Personnel Responsible for Drafting: Roger L. Roberts, Special Programs Administrator, Agricultural Development Division, Washington State Department of Agriculture, 406 General Administration Building, AX-41, Olympia, WA 98504, (206) 753-5046; Implementation and Enforcement: Washington Seed Potato Commission, P. O. Box 286, Lynden, WA 98264, (206) 354-4670.

Persons Proposed Rule: Washington seed potato producers by petition to the director of agriculture as required in RCW 15.66.050.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Rule is not a result of federal law or state court action.

Economic Impact Statement: None.

AMENDATORY SECTION (Marketing Order, Article II, effective 10/1/56)

WAC 16-520-020 SEED POTATO COMMISSION—STRUCTURE, POWERS, DUTIES, AND PROCEDURE. (1) Establishment and membership. A seed potato commission is hereby established to administer this marketing order which shall be composed of five members who shall be producers elected by the producers as provided in the act, and two members who shall be appointed by the elected producer members. In addition, the director shall be an ex officio member of the commission.

(2) Membership qualifications. Commission members shall be citizens and residents of this state, over the age of twenty-five years and producer members of the commission shall be producers of seed potatoes in the state of Washington. The qualifications of producer members of the commission as herein set forth must continue during their term of office. Members appointed by the elected producers shall be

either seed potato producers, others active in matters relating to seed potatoes or persons not so related.

(3) Term of office; initial commission. The term of office of commission members shall be three years from the date of their election and until their successors are elected and qualified so that one-third of the terms will commence as nearly as practicable each year provided, however, that the initial members of the commission shall serve from the effective date of this marketing order in terms terminating as follows: Two producer members, being positions 1 and 2 shall be elected for one year terms terminating June 30, 1957; two producer members, being positions 3 and 4 shall be elected for 2 year terms terminating June 30, 1958; and one producer member, being position 5 shall be elected for a 3 year term terminating June 30, 1959.

The appointed members of the initial commission shall be elected by a majority of the elected commissioners at the first meeting of said commission. One appointed member being position 6, shall be appointed for a two year term expiring June 30, 1958, and one appointed member, being position 7, shall be appointed for a three year term, expiring June 30, 1959.

(4) Nomination and election of commission members. (a) Not earlier than March 19 and not later than April 3 of each year, the director shall give notice by mail to all producers that a vacancy or vacancies will occur in the commission and call for nominations. Nominating petitions shall be signed by five persons qualified to vote for such candidates. Such notice shall state the final date for filing said petitions which shall be not earlier than April 7 and not later than April 12 of such year.

(b) The director shall submit ballots by mail to all producers in the district wherein the vacancy will occur not earlier than April 17 and not later than May 2 of each year. Ballots shall be returned not later than June 1 of such year. Such mailed ballot shall be conducted in a manner so that it shall be a secret ballot in accordance with rules and regulations to be promulgated by the director.

(c) With respect to the initial seed potato commission, the director shall call for nominations in the notice of his decision following the hearing designated in the act. The ballot specified herein shall be forwarded to the producers at the time the director's proposed marketing order is mailed to the producers for their referendum assent.

(d) Except with respect to the initial seed potato commission, the members of the commission not elected by the producers shall be elected by a majority of the commission within ninety days prior to the expiration of the term.

(5) Vacancies.

(a) To fill any vacancy occasioned by the failure to qualify of any person elected by the producers as a member of the commission, or in the event of the death, removal, resignation or disqualification of any member, the director shall call for nominations and conduct such election in the manner provided in subsection (4) of this section.

(b) To fill nonelective vacancies caused by other reasons than the expiration of the term, the new members shall be elected by the commission at its first meeting after the occurrence of the vacancy.

(6) Powers and duties of commission. The commission shall have the following powers and duties:

(a) To administer, enforce, direct and control the provisions of this marketing order and of the act relating thereto;

(b) To elect a chairman and such other officers as the commission may deem advisable; and to select subcommittees of commission members;

(c) To adopt, rescind, and amend rules and regulations reasonably necessary for the administration and operation of the commission and the enforcement of its duties under this marketing order;

(d) To employ and discharge at its discretion such administrators and additional personnel, attorneys, advertising and research agencies and other persons and firms that it may deem appropriate and pay compensation to the same;

(e) To acquire personal property and lease office space and other necessary real property and transfer and convey the same;

(f) To institute and maintain in its own name any and all legal actions, including actions by injunction, mandatory injunction or civil recovery, or proceedings before administrative tribunals or other governmental authorities necessary to carry out the provisions of the act and of this marketing order;

(g) To keep accurate records of all its receipts and disbursements, which records shall be open to inspection and audit by the department and other legal agencies of the state and make annual reports therefrom to the state auditor;

(h) To borrow money and incur indebtedness;

(i) To make necessary disbursements for routine operating expenses;

(j) To collect the assessments of producers as provided in this marketing order and to expend the same in accordance with and to effectuate the purposes of the act and this marketing order.

(k) To prepare a budget or budgets covering anticipated income and expenses to be incurred in carrying out the provisions of this marketing order during each fiscal year;

(l) To accept and receive gifts and grants and expend the same to effectuate the purposes of the act and this order;

(m) To exercise such other powers and perform such other duties as are necessary and proper to effectuate the purposes of the act and of this order.

(7) Procedure for commission.

(a) The commission may by resolution establish a headquarters which shall continue as such unless and until so changed by the commission, at which headquarters shall be kept the books, records and minutes of the commission meetings.

(b) The commission shall hold at least two regular meetings during each fiscal year with the time and date thereof to be fixed by the resolution of the commission.

(c) The commission may hold such special meetings as it may deem advisable and shall establish by resolution the time, place and manner of calling such special meetings with reasonable notice to the members, provided, however, that the notice of any special meeting may be waived by a waiver thereof signed by not less than a quorum of the membership.

(d) Any action taken by the commission shall require the majority vote of the members present provided a quorum is present.

(e) A quorum of the commission shall consist of at least ~~((five))~~ four members.

(f) No members of the commission shall receive any salary or other compensation from the commission, except that each member shall be paid a specified sum to be determined by resolution of the commission, which rate shall not exceed \$20.00 per day for each day spent in actual attendance at or traveling to and from meetings of the commission or on special assignments for the commission, together with subsistence and travel expense of the rate allowed by law to state employees.

(8) Limitation of liability of commission members and employees. Obligations incurred by the commission and any other liabilities or claims against the commission shall be enforced only against the assets of the commission in the same manner as if it were a corporation and no liability for the debts or actions of the commission shall exist against either the state of Washington or any subdivision or instrumentality thereof or against any other commission established pursuant to the act or the assets thereof or against any member officer, employee or agent of the commission in his individual capacity. The members of the commission, including employees thereof, shall not be held responsible individually in any way whatsoever to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as principal, agent, person, or employee, except for their own individual acts of dishonesty or crime. No such person or employee shall be held responsible individually for any act or omission of any other member of the commission. The liability of the members of the commission shall be several and not joint and no member shall be liable for the default of any other member.

AMENDATORY SECTION (Marketing Order, Article IV, effective 10/1/56)

WAC 16-520-040 ASSESSMENTS AND ASSESSMENT FUNDS. (1) Assessments levied. ~~((On and after the effective date of this order))~~ Beginning December 1, 1983, there is hereby levied and there shall be collected by the commission, as provided in ~~((the act))~~ chapter 15.66 RCW, upon all seed potatoes grown in the state an annual assessment ~~((of one cent per hundredweight))~~ which shall be paid by the producer thereof upon each and every hundredweight of seed potatoes sold, processed, delivered for sale or processing by him or stored or delivered for storage when such storage or delivery for storage ~~((shall be))~~ is outside the boundaries of this state ~~((provided, however, that)).~~ The assessment shall be four cents per hundredweight from December 1, 1983 until August 31, 1984. The assessment shall then be set by the seed potato commission at a regular meeting before July 15th of each year, to become effective from September 1st of the same year to August 31st of the following year. The assessment shall not be less than three cents or more than five cents per hundredweight. No assessment ~~((shall))~~ may be collected on the following:

(a) Seed potatoes of a producer's own production used by him on his own premises for seed, feed or personal consumption;

(b) Seed potatoes donated or shipped for relief or charitable purposes; or

(c) Sales on a producer's premises by a producer direct to a consumer of five hundred pounds or less of seed potatoes from a producer's own production.

No assessment levied or made collectable by the act under this order shall exceed three percent of the total market value of all such seed potatoes sold, processed or delivered for sale or processing by all producers of seed potatoes for the fiscal year to which the assessment applies.

(2) Collection of assessment.

(a) All assessments made and levied pursuant to the provisions of the act under this marketing order shall apply to the respective producer who shall be primarily liable therefore. To collect such assessments, the commission may require:

(i) Stamps to be known as "Washington seed potato commission stamps" to be purchased from the commission and fixed or attached to the containers, invoices, shipping documents, inspection certificates, releases or receiving receipts or tickets. Any such stamps shall be canceled immediately upon being attached or fixed and the date of such cancellation shall be placed thereon;

(ii) Handlers receiving seed potatoes from the producer, including warehousemen and processors, to collect producer assessments from producers whose production they handle and all monies so collected shall be paid to the commission on or before the twentieth day of the succeeding month for the previous month's collections. Each handler shall at such times as by rule and regulation required, file with the commission a return under oath on forms to be furnished by the commission, stating the quantity of seed potatoes handled, processed, delivered and/or shipped during the period prescribed by the commission.

(iii) Payment of producer assessments before the seed potatoes are shipped off the farm or payments of assessments at different or later times and in such event, any person subject to the assessment shall give such adequate assurance or security for its payment as the commission shall require.

(b) The commission is authorized to make reasonable rules and regulations in accordance and conformity with the act and with this section to effectuate the collection of assessment. On or before the beginning of each marketing season, the commission shall give reasonable notice to all producers, handlers and other affected persons of the method or methods of collection to be used for that marketing season.

(c) No affected units of seed potatoes shall be transported, carried, shipped, sold, stored or otherwise handled or disposed of until every due and payable assessment herein provided for has been paid and the receipt issued or stamp canceled, but no liability hereunder shall attach to common carriers in the regular course of their business. When any seed potatoes for which exemption as provided in subsection (1) of this section is claimed are shipped either by railroad or truck, there shall be plainly noted on the bill of lading, shipping document, container or invoice, the reasons for such exemptions.

(d) Any producer or handler who fails to comply with the provisions of this section as herein provided shall be guilty of a violation of this order.

(3) Funds.

(a) Monies collected by the seed potato commission pursuant to the act and this marketing order as assessments shall be used by the commission only for the purposes of paying for the costs or expenses arising in connection with carrying out the purposes and provisions of the act and this marketing order.

(b) At the end of each fiscal year the commission shall credit each producer with any amount paid by such producer in excess of three percent of the total market value of all seed potatoes sold, processed, delivered for sale or processing or delivered for storage or stored when such storage or delivery for storage was outside the boundaries of this state during that period. Refund may be made only upon satisfactory proof given by the producer in accordance with reasonable rules and regulations prescribed by the director.

**WSR 83-15-053
PROPOSED RULES
DEPARTMENT OF
GENERAL ADMINISTRATION**

[Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of General Administration intends to adopt, amend, or repeal rules concerning state purchasing division, chapter 236-48 WAC, dealing with the solicitation of bids and the awarding of contracts. In addition, new language is offered in the area of credit cards for use by state personnel, the operation of the cooperative purchasing program and the application of an in-state preference as directed by the legislature during the 1983 session;

that the agency will at 2:00 p.m., Wednesday, August 24, 1983, in the Conference Room, First Floor, General Administration Building, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is chapter 43.19 RCW.

The specific statute these rules are intended to implement is RCW 43.19.190(11).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 24, 1983.

Dated: July 20, 1983

By: Harold G. Lloyd

Director

STATEMENT OF PURPOSE

In accordance with RCW 34.04.045 we are hereby filing a statement of proposed WAC changes and their intent. For simplicity we will follow the paragraphs as outlined in the aforementioned RCW.

The Department of General Administration, through its state purchasing division, is amending current state purchasing division rules dealing with the solicitation of bids and the awarding and administering of contracts. In addition, new language is being offered in the area of credit cards for use by state personnel, the operation of the cooperative purchasing program and the application of an in-state preference as directed by the legislature during the 1983 session.

The titles of the rules being modified are chapters 236-48 and 236-49 WAC, state purchasing division, dealing solely with the operation of the state's purchasing system as administered by the Department of General Administration, state purchasing division.

Statutory authority for specific rules rests in chapter 43.19 RCW and more specifically in RCW 43.19.190(11).

The purpose and reasons for the changes contained in the enclosed rules fall into five different categories. These categories, with the sections of chapters 236-48 and 236-49 WAC being amended or added, are as follows:

Category 1 – Clarifying and correcting technical language

WAC 236-48-004 Procedures followed in the solicitation of bids; 236-48-011 Public notice; 236-48-012 Bidding or quoting time; 236-48-024 Removal or suspension; 236-48-041 Telegraphed bids; 236-48-051 Telephoned bids; 236-48-071 Form of bid; 236-48-079 Standard specifications; 236-48-082 Request for samples, descriptive literature; 236-48-093 Award; 236-48-097 Standard notice of award; 236-48-098 Rejection; 236-48-099 Acceptance of terms; 236-48-123 Disclosure of bid information; 236-48-131 Cancellation of invitation to bid or rejection of all bids; 236-48-166 Renewal; 236-48-167 Additions or deletions to the contract; 236-48-192 Sealed bid—Surplus property; 236-48-197 Withdrawal from sale or rejection of bids—Surplus property; 236-48-198 Sale of surplus property to state elected officials or employees; and 236-48-240 Late payments.

Category 2 – Change direct buy limits as directed by the Supply Management Advisory Board

WAC 236-48-005 Exceptions to competitive formal sealed bid procedure.

Category 3 – Implement new language supporting legislative mandates

WAC 236-48-085 In-state preference bids; 236-48-096 Preference—Institutional industries, sheltered workshops and recycled paper; 236-48-250 Use of credit cards; 236-48-251 Distribution of credit cards; 236-48-252 Credit limits; 236-48-253 Payment of credit card bills; and 236-48-254 Gasoline credit cards.

Category 4 – Incorporate new technical language pertaining to bids and contracts

WAC 236-48-124 Minor informalities or irregularities in bids or quotes; 236-49-060 Cooperative purchasing; and 236-49-161 Cooperative purchasing program fee.

Category 5 – Repeal unnecessary code language

WAC 236-48-022 Criteria for qualification.

The agency contact person responsible for drafting and implementation of these rules is Sam Reid, 216 General Administration Building, Olympia, Washington, telephone number 753-6461.

The organization proposing these rule changes is the Department of General Administration, state purchasing division.

No agency recommendations or comments.

Small business economic impact statement (reference RCW 19.85.040). The Regulatory Fairness Act, chapter 19.85 RCW, does not apply to these revisions made to the state purchasing division rules and regulations as described in chapter 236-48 WAC as all companies doing business with the state do so on a voluntary basis.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-004 PROCEDURE FOLLOWED IN THE SOLICITATION OF BIDS. Whenever practicable the governing standard for state purchases is one of competitive bids in combination with a

formal sealed bid procedure. The state purchasing division mails invitations to bid to a sufficient number of prospective bidders to elicit adequate competition, such vendors being drawn from established vendor lists and from any other source thought to be of advantage to the state. Invitations to bid may call for bid prices with and without trade-in.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-005 EXCEPTIONS TO COMPETITIVE FORMAL SEALED BID PROCEDURE. (1) Emergency purchase. Emergency purchases need not be procured through a formal sealed bid procedure. Unless revoked by the state purchasing division, all agencies have the delegated authority to make emergency purchases if notice of such a purchase and the reason therefor is transmitted to the state purchasing division immediately after the purchase is made.

(2) Purchases not exceeding \$2500. Purchases not exceeding \$2500 may be secured by other than a formal sealed bid procedure unless the director specifically requires a formal sealed bid.

(3) Single source or special facilities, services or market conditions. Purchases which are clearly and legitimately limited to a single source of supply and purchases involving special facilities, services, or market conditions may be acquired through direct negotiation.

(4) Used equipment. The purchase of used equipment from private vendors is generally considered by the state purchasing division to be a purchase falling within the exception set forth in subsection (3) of this regulation. A purchasing or supply activity desiring to purchase used equipment shall be responsible to determine what used equipment is available on the market and properly record this search. In the case of a purchase involving used equipment for less than (~~(\$200)~~) \$400, the purchase request must fully justify the acquisition of used equipment. Appraisals are not required. In the case of purchases involving (~~(\$200)~~) \$400 to \$2500 the agency must submit at least two written (~~(appraisals)~~) appraisals with the purchase request. In the case of purchases exceeding \$2500 three written appraisals are required with the purchase request. The purchase request file must contain justification for the acquisition of used equipment. All appraisals must be from competent firms or persons not associated with the vendor or purchaser which certify that the agreed upon price represents a fair market value for the equipment. The appraisals will normally be made by individuals or firms knowledgeable of a particular market, not just knowledgeable of the equipment.

(5) Purchases from sheltered workshops, institutional industries and other vendors who, under law, receive a preference.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-011 PUBLIC NOTICE. A listing or copy of all purchases being made through formal sealed bid by or through the state purchasing division shall be posted in the foyer of the office of the State Purchasing Division, Room 216, General Administration Building, Olympia, Washington 98504. Purchases (~~(unique to)~~) acquired by one (agency) college or university shall be posted or otherwise publicized by the purchasing office of that (agency) college or university.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-012 BIDDING OR QUOTING TIME. The bidding or quoting time shall be as determined by the buyer involved. All invitations to bid shall provide sufficient time to allow bidders an opportunity to prepare and submit their bid. The buyer shall have the discretion to lengthen or shorten bid or quote times, should special circumstances or needs dictate a shorter or longer time frame. When extending or shortening the time allowed to submit a bid or quote the buyer is to issue an addendum notifying vendors of the revised opening/due date. If it is determined that regular mail will not reach bidders in time to respond, the buyer shall attempt to notify each prospective bidder by telephone. All bids must be received by the time specified for bid opening. No deviations will be allowed. Late bids will be returned unopened. Quotations must be received by close of the normal business day on the date indicated. Late quotations will neither be considered nor returned to vendors.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-024 REMOVAL OR SUSPENSION. The director may remove or suspend a vendor from any vendor list for cause. Examples of reasons for removal or suspension include but are not limited to the following:

- (1) Illegal act(s);

(2) ~~((Failure to respond, without good cause, to three (3) consecutive Invitations to Bid of the same commodity description)) Repetitive failure to respond to invitations to bid;~~

- (3) Unreasonable number of "No Bid" responses;
- (4) Any material failure to perform, e.g., delivery, quality;
- (5) Any significant detrimental change in supplier status, e.g., financial condition, lines carried, service ability;
- (6) Unauthorized product substitution, or representation of an alternate as an equal; or
- (7) Discriminatory practices.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-041 TELEGRAPHED BIDS. Telegraphed bids will not be accepted unless approved in advance by the buyer. Telegraphed withdrawals of bids will be accepted on all bids, provided they are received in written form before the opening of bids.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-051 TELEPHONE BIDS. Telephone bids will not be accepted unless solicited under emergency purchase procedures. Telephone withdrawals of bids will not be accepted.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-071 FORM OF BID. To receive consideration, bids and quotes shall be made on the form provided by the state purchasing division, or on a letter containing the information and conditions of the appropriate form. If a letter form is used it must meet the satisfaction of the buyer, be properly headed and signed, properly marked on the outside of the envelope, and received by the time specified.

~~((A))~~ Bids ~~((and quotes))~~ must be filled out in ink or with type-writer and properly signed by an authorized representative of the vendor. All changes and/or erasures shall be initialed in ink. The buyer may declare that a quotation (not a bid) prepared in pencil is a minor informality and may accept and consider a clear pencil quotation. Unless accompanied by satisfactory evidence of a vendor's desire to be bound by his bid, such as a signed cover letter or a bond, unsigned bids ~~((or quotes))~~ will be rejected on opening.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-079 STANDARD SPECIFICATIONS. Specifications contained in the invitation to bid will, where practical, be nonrestrictive so as to provide an equal basis for competition and participation by an optimum number of qualified bidders. Unless otherwise specifically provided in the invitation to bid, reference to any equipment, material or supplies by trade name, make, or catalog number, shall be regarded as establishing a standard of quality and shall not be construed as limiting competition. All bids which offer a different trade name, make, or catalog number must state whether the item offered is an equal or an alternate, and literature which describes the item offered must be provided when available. The final decision as to whether an item is an equal or a satisfactory alternate shall rest with the state purchasing division. In the absence of a bidder's statement of a bid being an "alternate" it shall be evaluated as an "equal".

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-082 REQUEST FOR SAMPLES, DESCRIPTIVE LITERATURE. The state purchasing division reserves the right to ask for samples, competitive demonstrations, and/or descriptive literature at bidder's expense. If not received within a reasonable period of time, a bid may be rejected. If not destroyed in testing or required for quality control, bidders may request return of samples at their expense. Unclaimed samples shall become the property of the state sixty days after respective bidders have been notified to pick up their samples or to advise shipping instructions.

NEW SECTION

WAC 236-48-085 IN-STATE PREFERENCE BIDS. In accordance with the Laws of 1983 and chapter 43.19 RCW, the director of general administration shall compile a list of each state, relating to state purchasing, which statutes or regulations the director believes grant a preference to vendors located within that state or to goods manufactured within that state. This list shall be updated on an annual

basis and shall include only those states with currently active in-state preference clauses for procuring goods and services and the list shall contain the percentage of preference allowed. States with only reciprocity legislation will not be included on the list. The state purchasing division will be responsible for the official compilation of the list and notification to impacted state agency, college and university purchasing offices. The notification shall be made by state purchasing division circular letter.

For the purposes of determining whether to assess a percentage penalty against a vendor's bid, and the amount of that penalty, the buyer in charge of the bid will consider only the business address from which the bid was submitted. It is recognized that under certain circumstances this will adversely affect vendors with in-state operations whose bids are prepared centrally in an out-of-state office.

Buyers will add the appropriate percentage penalty to each bid bearing the address from a state with in-state preference rather than subtracting a like amount from Washington state vendors.

This action will be used only for bid analysis and award. In no instance shall the increase be paid to a vendor whose bid is accepted.

This WAC section applies only to formal invitations to bid solicited in accordance with chapter 43.19 RCW.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-093 AWARD. A contract shall be awarded to the lowest responsible bidder based upon the following criteria:

(1) The price, including sales tax, compensatory tax, and the effect of term discounts (not less than ~~((+5))~~ twenty calendar days after receipt of goods ~~((and taxes))~~ or correct invoice, whichever is later) but excluding business and occupation tax. Price may be determined by life cycle costing if so indicated in the invitation to bid.

(2) The quality of the articles proposed to be supplied, their conformity with specifications and the purposes for which they are required.

(3) The ability, capacity and skill of the bidder to perform the contract or provide the services required.

(4) The character, integrity, reputation, judgment, experience and efficiency of the bidder.

(5) Whether the bidder can perform the contract within the time specified.

(6) The quality of performance of previous contracts or services.

(7) The previous and existing compliance by the bidder with the laws relating to the contract or services.

(8) Servicing resources, capability and capacity.

(9) Lack of uniformity or interchangeability if such factors are important.

(10) The energy efficiency of the product as projected throughout the anticipated useful life of the product.

(11) Such other information as may be secured having a bearing on the decision to award the contract.

~~((+2))~~ All things being equal, tie bids shall be resolved by a flip of a coin in the presence of witnesses.)

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-096 PREFERENCE—INSTITUTIONAL INDUSTRIES, SHELTERED WORKSHOPS AND RECYCLED PAPER. Preference shall be given ~~((;))~~ to the extent allowed by law ~~((;))~~:

(1) To those materials, equipment, supplies, and services provided by industries authorized and approved by the ~~((Institutional Industries Commission))~~ department of corrections. ~~((Agencies are encouraged to purchase))~~ (2) Products and services manufactured or provided by sheltered workshops and programs of the department of social and health services ~~((at))~~ (as required by law, fair market prices will be as determined by the state purchasing division.) (3) To paper products containing recycled paper if the bids for recycled paper do not exceed the lowest bid offered by suppliers of paper products that are not recycled. Paper products that may be recycled or reused shall be purchased if quality, price, and grade are otherwise equal to other paper products bid. Agencies shall, to the maximum extent economically feasible, purchase paper products with fifty percent of the total weight consisting of post consumer waste. Exceptions are when printing or duplicating equipment cannot accept paper containing this amount or when use of this paper affects the printing quality.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-097 STANDARD ~~((CERTIFICATE))~~ NOTICE OF AWARD. A standard ~~((certificate of award))~~ contract, or in the

case of a direct purchase, a purchase order or field order, will normally be mailed to the successful ~~((vendor))~~ bidder.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-098 REJECTION. No notice will be sent to unsuccessful bidders submitting higher bid/quote pricing than awarded. Bidders whose bids are rejected for noncompliance will be notified of the reasons for such rejection.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-099 ACCEPTANCE OF TERMS. Acceptance shall be expressly limited to the terms and conditions of the contract/bid prescribed by the state purchasing division. All material alterations, additional or different terms proposed by the bidder shall be and are rejected unless otherwise provided for in writing by the director or his designee.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-123 DISCLOSURE OF BID INFORMATION. After award the bids of all bidders shall be open to public inspection at the offices of the state purchasing division during normal office hours. Copies will be made available upon request to the bid supervisor ~~((for a reasonable charge sufficient to compensate the Division for the cost of making such copies))~~. The vendors must provide a stamped self addressed envelope. Unless noted to the contrary in a bid specification the state purchasing division assumes no responsibility for the confidentiality of submitted bids.

NEW SECTION

WAC 236-48-124 MINOR INFORMALITIES OR IRREGULARITIES IN BIDS OR QUOTES. The director of purchasing and material control or his designee reserves the right to waive minor informalities or irregularities as defined in WAC 236-48-003. Minor informalities or irregularities may be corrected by the director or his designee after clearly noting the reasons for the action in the purchase file.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-131 CANCELLATION OF INVITATION TO BID OR REJECTION OF ALL BIDS. The state purchasing division reserves the right to reject all bids or to cancel an invitation or request, however, every effort will be made to guard against such an occurrence. Examples of reasons for cancellation of an invitation, or request, or rejection of all bids are:

- (1) Inadequate or ambiguous specifications.
- (2) Specifications have been revised.
- (3) Supplies or services being ~~((processed))~~ purchased are no longer required.
- (4) Change in agency requirements.
- (5) All bids are deemed unreasonable or sufficient funds are not available.
- (6) Bids were not independently arrived at, or were submitted in bad faith.
- (7) A determination is made that all the necessary requirements of the bid process have not been met.
- (8) Insufficient competition.
- (9) For reasons which indicate that cancellation or rejection of all bids is clearly in the best interest of the state.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-166 RENEWAL. If basic contract provisions allow, a vendor and the state purchasing division may covenant and agree that the contract in question may be renewed for predetermined periods by the state purchasing division under the same terms and conditions of the original contract.

The buyer shall have discretion to renew, the reasons for renewal being documented. The vendor shall be notified in writing of the intent to renew ~~((no later than 30 days))~~ prior to the termination date of the existing or renewed contract. If the vendor does not wish to have the contract renewed, he shall so notify the state purchasing division in writing ~~((immediately, and in any event, not less than fifteen days after the notification of intent to renew))~~ renewals, to be effective, must be

reduced to writing and signed by authorized representatives of both the vendor and state.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-167 ADDITIONS OR DELETIONS TO THE CONTRACT. Within reason, the state purchasing division ~~((my))~~ may increase or decrease the items or quantities specified in a contract.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-192 SEALED BID—SURPLUS PROPERTY. Public notice shall be given of the sealed bid and the date set for public bid openings. ~~((The Invitation to Bid may call for bid prices with and without trade-in.))~~ In addition, information will be provided to interested parties describing the merchandise in question, together with an opportunity for inspection of the same.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-197 WITHDRAWAL FROM SALE OR REJECTION OF BIDS—SURPLUS PROPERTY. The state ~~((Purchasing Division))~~ may withdraw from sale the item(s) scheduled for disposal at any time prior to the formation of a contract. The state ~~((Purchasing Division))~~ may also reject any or all bids if the best interests of the state so require.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-198 SALE OF SURPLUS PROPERTY TO STATE ELECTED OFFICIALS OR EMPLOYEES. Surplus property available for disposal under the provisions of RCW 43.19.1919 shall not be sold to state elected officials, officers or employees, except at public sale: PROVIDED, HOWEVER, An item valued at less than \$400 and declared surplus of a personal nature such as a chair, desk or bookcase, which in some way depicts or represents the office in which he has served, may be sold to an elected official after leaving office at private sale for its fair market value: PROVIDED FURTHER, That a retiring commissioned officer of the Washington state patrol or other state-wide law enforcement activity may purchase his or her career service revolver at private sale for its current fair market value.

AMENDATORY SECTION (Amending Order 77-2, filed 1/28/77)

WAC 236-48-240 LATE PAYMENTS. The purchaser should make payment expeditiously in order to benefit from prompt payment discounts. If purchaser fails to make timely payment, vendor may invoice for a minimum of one dollar or one percent per month on the amount overdue. Complaints made to the state purchasing division with regard to late payment will be referred to the purchaser. For effective communication and supervision, copies of correspondence dealing with delays in payment should be directed to the buyer in charge of the contract.

NEW SECTION

WAC 236-48-250 USE OF CREDIT CARDS. All credit cards, other than those for gasoline, vehicle rental, travel, and telephone, shall be ordered by the director of an agency or his designee. It shall not be mandatory upon an agency to obtain credit cards.

NEW SECTION

WAC 236-48-251 DISTRIBUTION OF CREDIT CARDS. Agency heads (or their designees) shall institute a system for responsibility, control and distribution of credit cards within each agency. Control shall be so structured that, upon request of the state purchasing division, each agency will be able to report the number of cards used, the type of cards used, the amount of purchases made by card within a stated time together with any problems they have encountered.

NEW SECTION

WAC 236-48-252 CREDIT LIMITS. When an agency determines that the use of credit cards will be to its advantage, the source will be the existing state contract with a financial institution. The contract establishes a credit limit of \$2,500 for each ordering agency. Within the agency, the director will establish the credit limit for each card ordered, with the aggregate credit limit for each agency to be no

more than \$2,500. Any requests for exception to this monetary limit must be made in writing by the agency head to the director of state purchasing, who will approve or deny.

NEW SECTION

WAC 236-48-253 PAYMENTS OF CREDIT CARD BILLS. Statements received from the financial institution or firm issuing credit cards shall be handled in the same manner as an invoice bearing a prompt payment discount. Payments shall be made in full each month to avoid late payment penalties imposed by credit card issuers.

NEW SECTION

WAC 236-48-254 GASOLINE CREDIT CARDS. Whenever possible, users of state gasoline credit cards shall utilize self-service pumps when servicing state vehicles.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 236-48-022 CRITERIA FOR QUALIFICATION.

NEW SECTION

WAC 236-49-060 COOPERATIVE PURCHASING. Under the authority of chapter 39.34 RCW, political subdivisions may enter into an interlocal cooperative purchasing agreement with the state purchasing division. Participation is voluntary—A political subdivision may use state contracts and the state purchasing division need not make all contracts available.

NEW SECTION

WAC 236-49-061 COOPERATIVE PURCHASING PROGRAM FEE. In order to distribute contract copies to political subdivisions in a current mode similar to state agencies distribution, it is necessary to require payment of an annual fee to cover costs. When the nature of a contract requires that the political subdivision orders be prepared by the state purchasing division, an additional charge per order processed may be assessed.

WSR 83-15-054
EMERGENCY RULES
DEPARTMENT OF REVENUE
[Order IT 83-1—Filed July 20, 1983]

I, Donald R. Burrows, director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 458-65 WAC, state of Washington Uniform Unclaimed Property Act of 1983 rules.

New WAC 458-65-020 Use of department forms.
New WAC 458-65-030 Simultaneous reporting and remittance of unclaimed property.
New WAC 458-65-040 Maturity of automatically renewable instruments.

I, Clarence A. Borley, Director, Inheritance Tax Division, find that an emergency exists and that this 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 the emergency is the immediate need for holders of unclaimed property to submit reports and in so doing need guidelines for filing these reports. This becomes necessary as a result of recent legislation which became effective June 30, 1983.

These 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 Department of Revenue as authorized in section 38, chapter 179, Laws of 1983.

The undersigned hereby declares that the agency 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) in the adoption of these rules.
APPROVED AND ADOPTED July 20, 1983.

By Clarence A. Borley, Director
Inheritance Tax Division

NEW SECTION

WAC 458-65-020 USE OF DEPARTMENT FORMS. 1. The report of unclaimed property required by the Uniform Unclaimed Property Act of 1983 must be on forms provided by or approved by the Department.

2. The report, entitled Report of Unclaimed Property, is to be filed with the Department prior to November 1 each year (prior to May 1 by life insurance companies), and it becomes delinquent on that date if it has not been filed and an extension of time to file has not been given written approval by the department. Each report filed must be verified, which is accomplished by simultaneously filing the department supplied verification and checklist.

3. In some instances, computer printouts can be accepted in place of the department supplied report of unclaimed property. However, essentially the same format must be used and prior written approval by the department is required. It should be emphasized that the filing of a verification and checklist form is required even if the report is made via computer printout.

4. Because of the necessity of submitting a remittance report several months after the annual report is filed, the remittance report must duplicate the first report in every respect; however, interlineations or annotations may be added to indicate adjustments to the initial report. In other words, the line number of the entry on the form, the identifying number, the owner's last name and address, and all other information shown on the annual report must also be shown on the remittance report submitted subsequently. Where changes are indicated because of payment to the owner, etc., a line may be drawn through the entire line item, or brief explanatory comments may be added to explain the difference between the initially reported amount and the amount eventually remitted.

NEW SECTION

WAC 458-65-030 SIMULTANEOUS REPORTING AND REMITTANCE OF UNCLAIMED PROPERTY. Unclaimed property reported to the department for which the reporting holder is not required to report the name of the apparent owner must be delivered to the department at the time of filing the report. Thus, if the holder does not know the owner's name, or if the value of the property belonging to an individual owner is less than \$25, then the property must be turned

over to the department at the time of filing the annual report of unclaimed property—before November 1 (before May 1 for life insurance companies). When a remittance is to accompany the annual report of unclaimed property, both the report form and the remittance form must be submitted at the same time. Should the holder have other unclaimed property that does not require remittance with the initial report, he must complete an entirely separate report of unclaimed property which is also to be sent to the department before November 1 (May 1 for life insurance companies), but the remittance for this latter report need not be forwarded until six months after the final date for filing the report.

Thus, it is probable that most holders of unclaimed property will submit two completely separate reports of unclaimed property each year: one (to be accompanied by remittance) for all of those accounts under \$25 or for those accounts where the name of the owner is missing and one for all other instances wherein the remittance may be forwarded six months after filing the annual report.

NEW SECTION

WAC 458-65-040 MATURITY OF AUTOMATICALLY RENEWABLE INSTRUMENTS. Automatically renewable property, such as a time deposit, is matured for purpose of abandonment upon the expiration of its initial time period or after one year if the initial period is less than one year, unless the owner of the property takes some specific action relative to the property before that time. Such action may include communicating in writing with the holding institution or otherwise indicating an interest in the property as evidenced by a memorandum or other record on file prepared by an employee of the financial organization holding the subject property.

For purposes of reporting unclaimed property which is automatically renewable, the abandonment period commences upon the first expiration of its time period subsequent to August 31, 1979. However, if the initial period of automatic renewal is less than one year, then the abandonment period commences after one year or September 1, 1979, whichever date is later.

Property unclaimed by its owner during the specified abandonment period is reportable as of June 30th in the fiscal year (the 12 month period running from July 1 to June 30 of the following calendar year) in which its full abandonment period is completed.

EXAMPLE: A 12 month certificate of deposit is automatically renewable and its 12 month period expired on September 1, 1979. If no contact is had with the owner, the certificate of deposit is considered abandoned after five years—September 1, 1984. It must then be included in the report covering property abandoned as of the next June 30th (1985). The annual report of unclaimed property for 1985, to be submitted prior to November 1, should thus include the value of this certificate of deposit abandoned on September 1, 1979, as well as all other similar property whose initial period of abandonment commenced between September 1, 1979 and June 30, 1980.

The interest rate the certificate of deposit earned while in the possession of the holder must be shown in column 9A of the annual report.

WSR 83-15-055
PROPOSED RULES
DEPARTMENT OF REVENUE
[Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Revenue intends to adopt, amend, or repeal rules concerning chapter 458-65 WAC, state of Washington Uniform Unclaimed Property Act of 1983 rules.

| | | |
|-----|----------------|--|
| New | WAC 458-65-020 | Use of department forms. |
| New | WAC 458-65-030 | Simultaneous reporting and remittance of unclaimed property. |
| New | WAC 458-65-040 | Maturity of automatically renewable instruments; |

that the agency will at 9:00 a.m., Tuesday, August 23, 1983, in the Revenue Conference Room, 415 General Administration Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is section 38, chapter 179, Laws of 1983.

The specific statute these rules are intended to implement is sections 6, 17 and 19, chapter 179, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 23, 1983.

Dated: July 20, 1983
By: Clarence A. Borley, Director
Inheritance Tax Division

STATEMENT OF PURPOSE

Title: Chapter 458-65 WAC, State of Washington Uniform Unclaimed Property Act of 1983 rules, WAC 458-65-020 Use of department forms; 458-65-030 Simultaneous reporting and remittance of unclaimed property; and 458-65-040 Maturity of automatically renewable instruments.

Description and Purpose: To provide guidelines for dealing with the Uniform Unclaimed Property Act.

Statutory Authority: Section 38, chapter 179, Laws of 1983.

Specific Statutes Rules are Intended to Implement: Sections 17, 19 and 6, chapter 179, Laws of 1983.

Reasons Supporting Proposed Action: The existing Abandoned Property Act was replaced by this Uniform Act which incorporates many changes. Clarification on the points addressed by these three regulations is essential.

NEW SECTION

WAC 458-65-020 USE OF DEPARTMENT FORMS. 1. The report of unclaimed property required by the Uniform Unclaimed Property Act of 1983 must be on forms provided by or approved by the Department.

2. The report, entitled Report of Unclaimed Property, is to be filed with the Department prior to November 1 each year (prior to May 1 by life insurance companies), and it becomes delinquent on that date if it has not been filed and an extension of time to file has not been given written approval by the department. Each report filed must be verified, which is accomplished by simultaneously filing the department supplied verification and checklist.

3. In some instances, computer printouts can be accepted in place of the department supplied report of unclaimed property. However, essentially the same format must be used and prior written approval by the department is required. It should be emphasized that the filing of a verification and checklist form is required even if the report is made via computer printout.

4. Because of the necessity of submitting a remittance report several months after the annual report is filed, the remittance report must duplicate the first report in every respect; however, interlineations or annotations may be added to indicate adjustments to the initial report. In other words, the line number of the entry on the form, the identifying number, the owner's last name and address, and all other information shown on the annual report must also be shown on the remittance report submitted subsequently. Where changes are indicated because of payment to the owner, etc., a line may be drawn through the entire line item, or brief explanatory comments may be added to explain the difference between the initially reported amount and the amount eventually remitted.

NEW SECTION

WAC 458-65-030 SIMULTANEOUS REPORTING AND REMITTANCE OF UNCLAIMED PROPERTY. Unclaimed property reported to the department for which the reporting holder is not required to report the name of the apparent owner must be delivered to the department at the time of filing the report. Thus, if the holder does not know the owner's name, or if the value of the property belonging to an individual owner is less than \$25, then the property must be turned over to the department at the time of filing the annual report of unclaimed property—before November 1 (before May 1 for life insurance companies). When a remittance is to accompany the annual report of unclaimed property, both the report form and the remittance form must be submitted at the same time. Should the holder have other unclaimed property that does not require remittance with the initial report, he must complete an entirely separate report of unclaimed property which is also to be sent to the department before November 1 (May 1 for life insurance companies), but the remittance for this latter report need not be forwarded until six months after the final date for filing the report.

Thus, it is probable that most holders of unclaimed property will submit two completely separate reports of unclaimed property each year: one (to be accompanied by remittance) for all of those accounts under \$25 or for those accounts where the name of the owner is missing and one for all other instances wherein the remittance may be forwarded six months after filing the annual report.

NEW SECTION

WAC 458-65-040 MATURITY OF AUTOMATICALLY RENEWABLE INSTRUMENTS. Automatically renewable property, such as a time deposit, is matured for purpose of abandonment upon the expiration of its initial time period or after one year if the initial period is less than one year, unless the owner of the property takes some specific action relative to the property before that time. Such action may include communicating in writing with the holding institution or otherwise indicating an interest in the property as evidenced by a memorandum or other record on file prepared by an employee of the financial organization holding the subject property.

For purposes of reporting unclaimed property which is automatically renewable, the abandonment period commences upon the first expiration of its time period subsequent to August 31, 1979. However, if the initial period of automatic renewal is less than one year, then the abandonment period commences after one year or September 1, 1979, whichever date is later.

Property unclaimed by its owner during the specified abandonment period is reportable as of June 30th in the fiscal year (the 12 month period running from July 1 to June 30 of the following calendar year) in which its full abandonment period is completed.

EXAMPLE: A 12 month certificate of deposit is automatically renewable and its 12 month period expired on September 1, 1979. If no contact is had with the owner, the certificate of deposit is considered

abandoned after five years—September 1, 1984. It must then be included in the report covering property abandoned as of the next June 30th (1985). The annual report of unclaimed property for 1985, to be submitted prior to November 1, should thus include the value of this certificate of deposit abandoned on September 1, 1979, as well as all other similar property whose initial period of abandonment commenced between September 1, 1979 and June 30, 1980.

The interest rate the certificate of deposit earned while in the possession of the holder must be shown in column 9A of the annual report.

WSR 83-15-056

ADOPTED RULES DEPARTMENT OF GAME (Game Commission)

[Order 207—Filed July 20, 1983—Eff. September 1, 1983]

Be it resolved by the Washington State Game Commission, acting at Ellensburg, Washington, that it does adopt the annexed rules relating to establishing an open fishing season on the Snake and Grande Ronde rivers to angling for steelhead, WAC 232-28-60508.

This action is taken pursuant to Notice No. WSR 83-12-054 filed with the code reviser on June 1, 1983. These rules shall take effect at a later date, such date being September 1, 1983.

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 8, 1983.

By Vern Ziegler
Chairman, Game Commission

NEW SECTION

WAC 232-28-60508 ✓ ESTABLISH AN OPEN FISHING SEASON ON THE SNAKE AND GRANDE RONDE RIVERS TO ANGLING FOR STEELHEAD. Notwithstanding the provisions of WAC 232-28-605, it shall be lawful for any sport fisherman to take, fish for, or possess trout (including steelhead over 20 inches in length) in the Snake and Grande Ronde rivers provided that these activities occur under the following provisions.

Snake River – mainstem only, from mouth upstream to mouth of Redbird Creek.

Season Opening Dates: September 1, 1983 – December 31, 1983.

Special Provisions: 1. From September 1 through November 14, all trout (including steelhead over 20 inches in length) must be released unless the dorsal fin measures 2-1/4 inches or less in height.

- 2. It is unlawful to possess a trout (including steelhead over 20 inches in length) with a freshly cut or mutilated dorsal fin.
- 3. Barbless hooks only.
- 4. All existing catch, size and possession limits for trout are retained.

Snake River – mainstem only, from the mouth of Red-bird Creek upstream to the boundary formed by the Washington, Idaho, and Oregon state lines.

Season Opening Dates: September 1, 1983 – December 31, 1983.

- Special Provisions:
- 1. All trout (including steelhead over 20 inches in length) must be released unless the dorsal fin measures 2-1/4 inches or less in height.
 - 2. It is unlawful to possess a trout (including steelhead over 20 inches in length) with a freshly cut or mutilated dorsal fin.
 - 3. Barbless hooks only.
 - 4. All existing catch, size and possession limits for trout are retained.

Grande Ronde River – mainstem only, from mouth to junction of Washington and Oregon state lines.

Season Opening Dates: September 1, 1983 – November 30, 1983.

- Special Provisions:
- 1. All trout (including steelhead over 20 inches in length) must be released.
 - 2. Selective Fishery Regulations apply.

WSR 83-15-057
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
 [Order 208—Filed July 20, 1983]

Be it resolved by the State Game Commission, acting at the Vance Tyee, 500 Tyee Drive, Olympia, WA, that it does adopt the annexed rules relating to 1983 Mountain Goat, Sheep and Moose Hunting Seasons, WAC 232-28-805.

This action is taken pursuant to Notice No. WSR 83-06-059 filed with the code reviser on March 2, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED April 7, 1983.
By Vern E. Ziegler
Chairman, Game Commission

NEW SECTION

WAC 232-28-805 1983 MOUNTAIN GOAT, SHEEP AND MOOSE HUNTING SEASONS.

Reviser's note: The text and accompanying pamphlet comprising the 1983 Mountain Goat, Sheep and Moose Hunting Seasons 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 hereby repealed:

WAC 232-28-804 1982 MOUNTAIN GOAT, SHEEP AND MOOSE HUNTING SEASONS

WSR 83-15-058
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
 [Order 209—Filed July 20, 1983]

Be it resolved by the State Game Commission, acting at the Ridpath Motor Inn, West 515 Sprague, Spokane, WA, that it does adopt the annexed rules relating to 1983 Hunting Seasons and Game Bag Limits and 1983 Game Management Units and Area Legal Descriptions, WAC 232-28-207.

This action is taken pursuant to Notice No. WSR 83-08-078 filed with the code reviser on April 6, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED May 15, 1983.
By Vern E. Ziegler
Chairman, Game Commission

NEW SECTION

WAC 232-28-207 1983 HUNTING SEASONS AND GAME BAG LIMITS AND 1983 GAME

MANAGEMENT UNITS AND AREA LEGAL DESCRIPTIONS.

Reviser's note: The text and accompanying pamphlet comprising the 1983 Hunting Seasons and Game Bag Limits and the 1983 Game Management Units and Area Legal Descriptions 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 hereby repealed:

- WAC 232-28-205 1982 HUNTING SEASONS AND GAME BAG LIMITS AND 1982 GAME MANAGEMENT UNITS AND AREA LEGAL DESCRIPTIONS

WSR 83-15-059
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
[Order 210-Filed July 20, 1983]

Be it resolved by the State Game Commission, acting at the Thunderbird Motel, 403 West Eighth, Ellensburg, WA, that it does adopt the annexed rules relating to:

- Rep WAC 232-16-150 Flat Point Game Reserve.
Rep WAC 232-16-170 Gloyd Seep Game Reserve.
Rep WAC 232-16-190 Green Lake Island Game Reserve.
Rep WAC 232-16-230 Lake Sixteen Game Reserve.
Rep WAC 232-16-240 Lewisville Game Preserve.
Rep WAC 232-16-260 Mount Baker Game Reserve.
Rep WAC 232-16-350 Snoqualmie Falls Game Reserve.
Rep WAC 232-16-390 Lake Stevens Game Reserve.
Rep WAC 232-16-500 Wilson Creek Game Reserve.
Rep WAC 232-16-510 Wisner Lake Game Reserve.

This action is taken pursuant to Notice No. WSR 83-12-051 filed with the code reviser on June 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 8, 1983.
By Vern E. Ziegler
Chairman, Game Commission

REPEALER

The following sections of the Washington Administrative Code are hereby repealed:

- WAC 232-16-150 FLAT POINT GAME RESERVE
WAC 232-16-170 GLOYD SEEP GAME RESERVE
WAC 232-16-190 GREEN LAKE ISLAND GAME RESERVE
WAC 232-16-230 LAKE SIXTEEN GAME RESERVE
WAC 232-16-240 LEWISVILLE GAME RESERVE
WAC 232-16-260 MOUNT BAKER GAME RESERVE
WAC 232-16-350 SNOQUALMIE FALLS GAME RESERVE
WAC 232-16-390 LAKE STEVENS GAME RESERVE
WAC 232-16-500 WILSON CREEK GAME RESERVE
WAC 232-16-510 WISER LAKE GAME RESERVE

WSR 83-15-060
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
[Order 211-Filed July 20, 1983]

Be it resolved by the State Game Commission, acting at the Thunderbird Motel, 403 West Eighth, Ellensburg, WA, that it does adopt the annexed rules relating to unlawful to use game species for trapping, WAC 232-12-137.

This action is taken pursuant to Notice No. WSR 83-12-053 filed with the code reviser on June 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 8, 1983.
By Vern E. Ziegler
Chairman, Game Commission

AMENDATORY SECTION (Amending Order 174, filed 10/22/81)

WAC 232-12-137 UNLAWFUL TO USE GAME SPECIES FOR TRAPPING. It is unlawful to use game birds, game fish or game animals for bait in trapping, EXCEPT

- (1) Nonedible parts of game birds, game fish and game animals may be used when they are buried or remain concealed from plain view.
- (2) Game bird feathers may be used as an attractor.

WSR 83-15-061
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Radiation Control)
 [Filed July 20, 1983]

From Rule 83-19-050 9/16/83

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, amending Title 402 WAC.

Public hearings relating to these proposed rules will be held at the following times and places: 2:00 p.m., Tuesday, August 23, 1983, H-19, Third Floor Conference Room, Office Building 2, Olympia, WA, and 2:00 p.m., Thursday, August 25, 1983, Auditorium, Spokane County Health Department Building, West 1101 College, Spokane, WA.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 7, 1983.

The authority under which these rules are proposed is RCW 70.98.080.

The specific statute these rules are intended to implement is chapter 70.98 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 25, 1983.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration and Personnel
 Department of Social and Health Services
 Mailstop OB 14
 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 Franklin, Olympia, Phone (206) 753-7015, by August 11, 1983. The meeting site is in a location which is barrier free.

Dated: July 19, 1983
 By: David A. Hogan, Director
 Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Chapter 402-12 WAC, repeal WAC 402-12-200, repeal WAC 402-12-210, chapter 402-16 WAC, chapter 402-19 WAC, new WAC 402-19-330, chapter 402-21 WAC, chapter 402-22 WAC, new WAC 402-22-250, chapter 402-24 WAC, new WAC 402-24-165, chapter 402-28 WAC, repeal WAC 402-28-120, repeal

WAC 402-28-130, repeal WAC 402-28-99002, new chapter 402-34 WAC, chapter 402-36 WAC and chapter 402-48 WAC.

The Purpose of the Rule Change: To update the rules to reflect the current state of the art in radiation protection regulation.

The Reasons These Rule Changes are Necessary: To maintain compatibility with the Nuclear Regulatory Commission and agreement with the "suggested state regulations for the control of radiation."

Statutory Authority: Chapters 70.98 and 70.121 RCW.

Summary of the Rule Changes: Definitions were added or modified to reflect changes in Title 402 WAC; department notification requirements in the case of radiation machine malfunction are added in chapter 402-16 WAC; new section on the termination of licenses and requirement for department notification for general license termination are contained in chapter 402-19 WAC; transport of nuclear waste - advance notification requirement is new section WAC 402-19-500(5); new section on general laboratory use of unsealed sources is added; general requirements for construction plan review for new or modified x-ray machine installations are entered; use of nonimage - intensified fluoroscopic equipment is forbidden; new chapter 402-34 WAC defines additional requirements for nuclear medicine licensees; construction plan review requirements are implemented for new permanent radiographic installations, and, visible and audible alarm system requirements for all permanent radiographic installations can be found in chapter 402-36 WAC; and instructions to occupationally exposed workers are amended in chapter 402-48 WAC.

Person Responsible for Drafting, Implementation and Enforcement of these Rules: T. R. Strong, Head, Radiation Control Section, Mailstop LF-13, Phone 753-3468.

Rule Changes are Proposed by: *Jerry Fragle* John A. Beare, MD, MPH, Director, Division of Health and recommended by staff, the Division of Health, DSHS.

The rule changes are not necessary as a result of federal law, a federal court decision, or a state court decision.

The changes proposed in this revision deal primarily with recordkeeping and notification requirements. There is a wide variation in the per unit income for both large and small licensees/registrants and there is no inherent correlation between the size of business and its income per unit. Both large and small businesses operate at the lower and upper ends of the per unit income range. Therefore, there is little difference between the effect on large and small businesses due to changes in this proposed revisions.

AMENDATORY SECTION (Amending Order 1683, filed 7/28/81)

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: (a) 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, and (b) the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source material content.

(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 Regulations.

(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} transformations per second (tps). Commonly used submultiples of the curie are the millicurie and the microcurie. One millicurie (mCi) = 0.001 curie = 3.7×10^7 tps. One microcurie (uCi) = 0.00001 curie = 3.7×10^4 tps. 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 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.

(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.

(22) "Individual" means any human being.

(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.

(25) "License" means a license issued by the department in accordance with the regulations adopted by the department.

(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) "NARM" means any naturally occurring or accelerator-produced radioactive material except source material.

(29) "Natural radioactivity" means radioactivity of naturally occurring nuclides.

(30) "NDA" means a new drug application which has been submitted to the United States Food and Drug Administration.

(31) "Nuclear waste" as used in WAC 402-19-500(5) means any large quantity (as defined in 10 CFR 71.4(f)) of source or byproduct material, (not including radiography sources being returned to the manufacturer) required to be in Type B packaging while transported to, through, or across state boundaries to a disposal site, or to a collection point for transport to a disposal site. Nuclear waste, as used in these regulations, is a special classification of radioactive waste.

(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.

~~((32))~~ (33) "Ore refineries" mean all processors of a radioactive material ore.

~~((33))~~ (34) "Particle accelerator" means any machine capable of accelerating electrons, protons, deuterons, 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.

~~((34))~~ (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.

~~((35))~~ (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.

~~((36))~~ (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.

~~((37))~~ (38) "Pharmacist" means an individual licensed by this state to compound and dispense drugs, and poisons.

~~((38))~~ (39) "Physician" means an individual licensed by this state to dispense drugs in the practice of medicine.

~~((39))~~ (40) "Practitioner" means an individual licensed by the state in the practice of a healing art (i.e., physician, dentist, podiatrist, chiropractor, etc.).

(41) "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. The department reserves the right to recognize the qualifications of an individual in specific areas of radiation protection.

((40)) (42) "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.

((41)) (43) "Radiation" means ionizing radiation, i.e., gamma rays and x-rays, alpha and beta particles, high speed electrons, and other nuclear particles.

((42)) (44) "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.

((43)) (45) "Radiation machine" means any device capable of producing ionizing radiation except those which produce radiation only from radioactive material.

((44)) (46) "Radiation safety officer" means one who has the knowledge and responsibility to apply appropriate radiation protection regulations.

((45)) (47) "Radiation source." See "Source of radiation."

((46)) (48) "Radioactive material" means any material (solid, liquid, or gas) which emits radiation spontaneously.

(49) "Radioactive waste" means any radioactive material which is no longer of use and intended for disposal or treatment for the purposes of disposal.

((47)) (50) "Radioactivity" means the transformation of unstable atomic nuclei by the emission of radiation.

((48)) (51) "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.

((49)) (52) "Registrant" means any person who 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.

((50)) (53) "Registration" means registration with the department in accordance with the regulations adopted by the department.

((51)) (54) "Regulations of the (U.S.) United States Department of Transportation" means the regulations in 49 CFR Parts 170-189, 14 CFR Part 103, and 46 CFR Part 146.

((52)) (55) "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 Flux Dose Equivalents | | |
|-------------------------------|---|---|
| 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 |
| 0.0001 | 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 |

| 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) |
|----------------------|---|---|
| 10 to 30 | 14 x 10 ⁶ | 10 |

((53)) (56) "Research and development" means: (a) Theoretical analysis, exploration, or experimentation; or (b) 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.

((54)) (57) "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.

((55)) (58) "Roentgen" (R) means the special unit of exposure. One roentgen equals 2.58 x 10⁴ 10.4 coulombs/kilogram of air (see "Exposure").

((56)) (59) "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.

((57)) (60) "Source material" means: (a) Uranium or thorium, or any combination thereof, in any physical or chemical form, or (b) 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.

((58)) (61) "Source of radiation" means any radioactive material, or any device or equipment emitting or capable of producing ionizing radiation.

((59)) (62) "Source container" means a device in which sealed sources are transported or stored.

((60)) (63) "Source material milling" means any activity that results in the production of byproduct material as defined in WAC 402-12-050(6)(b).

((61) "Special form." See WAC 402-12-210.

((62)) (64) "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:

$$\frac{175(\text{grams contained U-235})}{350} + \frac{50(\text{grams U-233})}{200} + \frac{50(\text{grams Pu})}{200} < 1$$

(65) "State" as used in WAC 402-19-500(5) means the several states of the Union, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

((63)) (66) "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.

~~((64))~~ (67) "Test" means a method for determining the characteristics or condition of sources of radiation or components thereof.

~~((65))~~ (68) "These regulations" mean all parts of "rules and regulations for radiation protection" of the state of Washington.

~~((66))~~ "Transport group." See WAC 402-12-200(2).

~~((67))~~ (69) "Type A quantity." See WAC 402-24-125.

~~((68))~~ (70) "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 |

~~((69))~~ (71) "Uncontrolled area." See "unrestricted area."

~~((70))~~ (72) "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.)

~~((71))~~ (73) "Unrefined and unprocessed ore" means ore in its natural form prior to any processing, such as grinding, roasting, beneficiating, or refining.

~~((72))~~ (74) "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))~~ (75) "Waste handling licensees" mean persons licensed to receive and store radioactive wastes prior to disposal and/or persons licensed to dispose of radioactive waste.

~~((74))~~ (76) "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 1570, filed 12/8/80)

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.

(4) Any person who resists, impedes, or in any manner interferes with, any individual who performs inspections which are related to any activity or facility registration/license issued by the department is subject to immediate license and/or registration certificate revocation as well as applicable civil and criminal penalties.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 Section, Mail Stop ~~((LD-11))~~ LF-13, Olympia, Washington 98504. The emergency telephone number in Seattle, is 206-682-5327 or 206 (NUCLEAR).

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 402-12-200 APPENDIX A—INFORMATION ON TRANSPORTATION.

(2) WAC 402-12-210 APPENDIX B—INFORMATION ON TRANSPORTATION SPECIAL FORM LICENSED MATERIAL.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 ~~((thirty days following the effective date of these regulations or thereafter thirty))~~ fifteen calendar 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 containing all the information required by the department form and accompanying instructions.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-232 ISSUANCE OF ~~((NOTICE))~~ CERTIFICATE OF REGISTRATION. Upon a determination that an application meets WAC 402-16-230 of the registration regulations, and requirements of WAC 440-44-050, "Radiation Machine Facility Registration Fees," the department shall issue a notice of registration.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-234 EXPIRATION OF ~~((NOTICE))~~ CERTIFICATE OF REGISTRATION. Except as provided by WAC 402-16-238(2) each ~~((notice))~~ certificate of registration shall expire at the end of the day on the date stated therein.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-238 RENEWAL OF ~~((NOTICE))~~ CERTIFICATE 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))~~ certificate of registration has filed an application in proper form for renewal, such existing ~~((notice))~~ certificate of registration shall not expire until the application status has been determined by the department.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-240 SEPARATE LOCATIONS. A single registration form may be used to include several facilities provided such facilities are under the ownership or administrative control of the registrant and are within one ~~((small geographic))~~ single 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 1570, filed 12/8/80)

WAC 402-16-250 REPORT OF CHANGES. The registrant shall notify the department in writing ~~((before))~~ when making any change which would render the information contained in the Application for Registration and/or ~~((Notice))~~ Certificate of Registration no longer accurate. Notifications shall be sent to Radiation Control Section, ~~((Mail Stop LD-11, Olympia, WA 98504))~~ MS B 17-9, 1409 Smith Tower, Seattle, WA 98104.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 ~~((thirty))~~ fifteen calendar days of:

(a) The name and address of persons who have received these machines;

(b) The manufacturer, model, and serial number of the master control of each radiation machine transferred; and

(c) The date of transfer of each radiation machine.

(2) ~~No person shall make, ((sell, lease, transfer, lend or install radiation machines or the accessories used in connection with such machines unless such accessories and equipment, when properly placed in operation and properly used, will meet the requirements of these regulations)) transfer, move, or install radiation machines, accessories used in connection with such machines or any components of such machines unless:~~

(a) Such machines, accessories, or components meet the requirements of these regulations.

(b) The registrant or transferee using such machines, accessories, or components has met the requirements of WAC 402-28-032, when applicable, prior to the date of transfer.

(c) Shielding and/or construction requirements, as determined pursuant to WAC 402-28-032 when applicable, have been completed prior to the date of transfer of such machines, accessories, or components.

(3) When requested by the registrant, to make repair on an x-ray system that has malfunctioned in such a manner to have caused, or possibly caused an unintentional radiation exposure to patients, operator or member of the public, the assembler, transferor or installer, is required to notify the department of such work within twenty-four hours, or before repair is effected, whichever comes first. See WAC 402-28-020 for definition of accidental radiation exposure and electronic product defect.

(4) Certified x-ray systems (21 CFR 1000) shall be assembled in such a manner that manufacturer's specifications and intended performance designs are met.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-010 PURPOSE AND SCOPE. (1) This chapter prescribes rules governing licensing of radioactive material. No person shall receive, possess, use, transfer, own or acquire radioactive material except as authorized in a specific or general license issued pursuant to chapters 402-21 or 402-22 WAC or as otherwise provided in this chapter.

(2) In addition to the requirements of this chapter, or chapters 402-21 or 402-22 WAC, all licensees are subject to the requirements of chapters 402-10, 402-12, 402-24, and 402-48 WAC. Licensees engaged in the practice of nuclear medicine are subject to the requirements of chapter 402-34 WAC, licensees engaged in industrial radiographic operations are subject to the requirements of chapter 402-36 WAC, licensees using sealed sources in the healing arts are subject to the requirements of chapter 402-32 WAC, and licensees owning or operating uranium or thorium mills and associated mill tailings are subject to the requirements of chapters 402-52 and 402-70 WAC.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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;

(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 United States Nuclear Regulatory Commission authorizing distribution by the licensee pursuant to 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, 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;))~~ the uranium metal is encased in mild steel or in an equally fire resistant metal of a minimum wall thickness of 3.2 millimeters.

(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 radioactive 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;

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 0.05 microcuries of americium-241 or 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 licensing state pursuant to WAC 402-22-110(3), 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 1570, filed 12/8/80)

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 and pays the appropriate fee (refer to WAC 440-44-057(3)), at least three days prior to engaging in such activity. This notification and fee should be sent to Washington State Department of Social and Health Services; Division of Health; Administrative Support Section; Mailstop ET-22; Olympia, Washington 98504. 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 1570, filed 12/8/80)

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.)) Approval of licensee's procedures by the department does not release the licensee from responsibility if adherence to these procedures results in undue exposure to individuals or loss of control of radioactive material.~~

NEW SECTION

WAC 402-19-330 TERMINATION OF LICENSES. (1) Each specific licensee shall immediately notify the department in writing when the licensee decides to permanently discontinue all activities involving materials authorized under the license and request termination of the license. This notification and request for termination of the license must include the reports and information specified in subsection (3) (c) and (d) of this section. The licensee is subject to the provisions of subsections (3) and (4) of this section, as applicable.

(2) No less than thirty days before the expiration date specified in a specific license, the licensee shall either:

(a) Submit an application for license renewal under WAC 402-22-055; or

(b) Notify the department in writing if the licensee decides not to renew the license.

(3) If a licensee does not submit an application for license renewal under WAC 402-22-055, the licensee shall on or before the expiration date specified in the license:

(a) Terminate use of byproduct material;

(b) Properly dispose of byproduct material;

(c) Submit a completed departmental form "Certificate of Disposition of Radioactive Material"; and

(d) Submit a radiation survey report to confirm the absence of radioactive materials or establish the levels of radioactive contamination, unless the department determines a radiation survey report is not necessary.

(i) If no radioactive contamination attributable to activities conducted under the license is detected, the licensee shall submit a certification that no detectable radioactive contamination was found. If the information submitted under this paragraph and subsection (3) (c) and (d) of this section is adequate, the department will notify the licensee in writing that the license is terminated.

(ii) If detectable levels of radioactive contamination attributable to activities conducted under the license are found, the license continues in effect beyond the expiration date, if necessary, with respect to possession of residual radioactive material present as contamination until the department notifies the licensee in writing that the license is terminated. During this time, the licensee is subject to the provisions of subsection (4) of this section. In addition to the information submitted under subsection (3) (c) and (d) of this section, the licensee shall submit a plan for decontamination, if necessary.

(4) Each licensee who possesses residual byproduct material under subsection (3)(d)(ii) of this section, following the expiration of the facility and/or equipment date specified in the license, shall:

(a) Be limited to actions, involving radioactive material related to decontamination and preparation for release for unrestricted use; and

(b) Continue to control entry to restricted areas until they are suitable for release for unrestricted use and the department notifies the licensee in writing that the license is terminated.

(5) Each general licensee licensed under the provisions of WAC 402-21-050(8), shall immediately notify the department in writing when the licensee decides to discontinue all activities involving radioactive materials authorized under the general license. Such notification shall include a description of how the generally licensed material was disposed and the results of facility surveys, if applicable, to confirm the absence of radioactive materials.

(6) The department may terminate a specific license upon request submitted by the licensee to the department in writing only after a confirmatory survey by the department or its designee assures that radioactive contamination is within the limits specified in WAC 402-19-590 Schedule D.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-350 MODIFICATION(;) AND REVOCATION (~~AND TERMINATION~~) OF LICENSES. (1) The terms and conditions of all licenses shall be subject to amendment, revision, or modification, or the license may be suspended or revoked by reason of amendments to the act, or by reason of rules, regulations, and orders issued by the department.

(2) Any license may be revoked, suspended, or modified, in whole or in part, for any material false statement in the application or any statement of fact required under provisions of the act, or because of conditions revealed by such application or statement of fact or any report, record, or inspection or other means which would warrant the department to refuse to grant a license on an original application, or for violation of, or failure to observe any of the terms and conditions of the act, or of the license, or of any rule, regulation, or order of the department.

(3) Except in cases of wilfulness or those in which the public health, interest, or safety requires otherwise, no license shall be modified, suspended, or revoked unless, prior to the institution of proceedings therefore, facts or conduct which may warrant such action shall have been called to the attention of the licensee in writing and the licensee shall have been accorded an opportunity to demonstrate or achieve compliance with all lawful requirements.

~~((4) The department may terminate a specific license upon request submitted by the licensee to the department in writing.))~~

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-370 FEES. (~~No~~) Fees are required from all applicants, licensees, or registrants (~~except as provided in~~). Chapter 402-70 WAC specifies fees for owners or operators of uranium or thorium mills and their associated mill tailings as authorized pursuant to (~~section 3, chapter 110, Laws of 1979 ex. sess. [RCW 70.121.030]~~) RCW 70.121.030. Chapter 440-44 WAC specifies fees for all other applicants pursuant to chapter 43.20A RCW.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-19-500 TRANSPORTATION. (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~~) 402-12-050, 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, shipping papers, 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 carrier² 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, to shipping papers, 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 contamination which would cause undue hazard to public health and safety or property 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.

(5) Transport of nuclear waste—Advance notification requirement. Prior to the transport of any nuclear waste outside of the confines of the licensee's plant or other place of use or storage, or prior to the delivery of any nuclear waste to a carrier for transport, each licensee shall comply with the procedures in this subsection for advance notification to the governor of a state or the governor's designee for the transport of nuclear waste to, through, or across the boundary of the state.

(a) Where, when, and how advance notification must be sent. The notification required by WAC 402-19-500(5) must be made in writing to the office of each appropriate governor or governor's designee and to the director of the appropriate Nuclear Regulatory Commission Regional Office. A notification delivered by mail must be postmarked at least seven days before the beginning of the seven-day period during which departure of the shipment is estimated to occur. A notification delivered by messenger must reach the office of the governor or of the governor's designee at least four days before the beginning of the seven-day period during which departure of the shipment is estimated to occur. A list of the mailing addresses of the governors and governors' designees is available upon request from the Director, Office of State Programs, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. A copy of the notification shall be retained by the licensee as a record for one year.

(b) Information to be furnished in advance notification of shipment. Each advance notification of shipments of nuclear waste must contain the following information:

(i) The name, address, and telephone number of the shipper, carrier, and receiver of the nuclear waste shipment;

(ii) A description of the nuclear waste contained in the shipment as required by the regulations of the U.S. Department of Transportation in 49 CFR §§ 172.202 and 172.203(d);

(iii) The point of origin of the shipment, and the seven-day period during which departure of the shipment is estimated to occur;

(iv) The seven-day period during which arrival of the shipment at state boundaries is estimated to occur;

(v) The destination of the shipment, and the seven-day period during which arrival of the shipment is estimated to occur; and

(vi) A point of contact with a telephone number for current shipment information.

(c) Revision notice. A licensee who finds that schedule information previously furnished to a governor or governor's designee in accordance with (a) and (b) of this subsection will not be met, shall telephone a responsible individual in the office of the governor of the state or of the governor's designee and inform that individual of the extent of the delay relative to the schedule originally reported in writing under the provisions of (a) and (b) of this subsection. The licensee shall maintain a record of the name of the individual contacted for one year.

(d) Cancellation notice. Each licensee who cancels a nuclear waste shipment for which advance notification has been sent as required by this subsection shall send a cancellation notice to the governor of each state or the governor's designee previously notified and to the director of the appropriate Nuclear Regulatory Commission Inspection and Enforcement Regional Office. The notice shall state that it is a cancellation and shall identify the advance notification which is being cancelled. A copy of the notice shall be retained by the licensee as a record for one year.

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)) licensees who transport ((s his)) their own licensed material as ((a)) private carriers ((s)) are considered to have delivered such material to a carrier for transport.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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;)) a person who arranges for the transport or disposal of waste generated under a permit other than his own, 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:)) United States 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.

(c) Each permit shall be renewed annually.

(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:)) United States Nuclear Regulatory Commission, or the ((U-S:)) United States 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 E079-09)). 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 and whether or not a broker is involved.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-550 SCHEDULE B, EXEMPT QUANTITIES OF RADIOACTIVE MATERIALS. (See also WAC 402-19-190(2)(b).)

| Radioactive Material | Microcuries |
|-----------------------------|-------------|
| Antimony-122 (Sb-122) | 100 |
| Antimony-124 (Sb-124) | 10 |
| Antimony-125 (Sb-125) | 10 |
| Arsenic-73 (As-73) | 100 |
| Arsenic-74 (As-74) | 10 |
| Arsenic-76 (As-76) | 10 |
| Arsenic-77 (As-77) | 100 |
| Barium-131 (Ba-131) | 10 |
| Barium-133 (Ba-133) | 10 |
| Barium-140 (Ba-140) | 10 |
| Bismuth-210 (Bi-210) | 1 |
| Bromine-82 (Br-82) | 10 |
| Cadmium-109 (Cd-109) | 10 |
| Cadmium-115m (Cd-115m) | 10 |
| Cadmium-115 (Cd-115) | 100 |
| Calcium-45 (Ca-45) | 10 |
| Calcium-47 (Ca-47) | 10 |
| Carbon-14 (C-14) | 100 |
| Cerium-141 (Ce-141) | 100 |
| Cerium-143 (Ce-143) | 100 |
| Cerium-144 (Ce-144) | 1 |
| Cesium-129 (Cs-129) | 100 |
| Cesium-131 (Cs-131) | 1,000 |
| Cesium-134m (Cs-134m) | 100 |
| Cesium-134 (Cs-134) | 1 |
| Cesium-135 (Cs-135) | 10 |
| Cesium-136 (Cs-136) | 10 |
| Cesium-137 (Cs-137) | 10 |
| Chlorine-36 (Cl-36) | 10 |
| Chlorine-38 (Cl-38) | 10 |
| Chromium-51 (Cr-51) | 1,000 |
| Cobalt-57 (Co-57) | 100 |
| Cobalt-58m (Co-58m) | 10 |
| Cobalt-58 (Co-58) | 10 |
| Cobalt-60 (Co-60) | 1 |
| Copper-64 (Cu-64) | 100 |
| Dysprosium-165 (Dy-165) | 10 |
| Dysprosium-166 (Dy-166) | 100 |
| Erbium-169 (Er-169) | 100 |
| Erbium-171 (Er-171) | 100 |
| Europium-152 (Eu-152) 9.2h | 100 |
| Europium-152 (Eu-152) 13 yr | 1 |
| Europium-154 (Eu-154) | 1 |
| Europium-155 (Eu-155) | 10 |
| Fluorine-18 (F-18) | 1,000 |
| Gadolinium-153 (Gd-153) | 10 |
| Gadolinium-159 (Gd-159) | 100 |
| Gallium-67 (Ga-67) | 100 |
| Gallium-72 (Ga-72) | 10 |
| Germanium-71 (Ge-71) | 100 |
| Gold-198 (Au-198) | 100 |
| Gold-199 (Au-199) | 100 |
| Hafnium-181 (Hf-181) | 10 |
| Holmium-166 (Ho-166) | 100 |
| Hydrogen-3 (H-3) | 1,000 |
| Indium-111 (In-111) | 100 |
| Indium-113m (In-113m) | 100 |
| Indium-114m (In-114m) | 10 |
| Indium-115m (In-115m) | 100 |
| Indium-115 (In-115) | 10 |
| Iodine-123 (I-123) | 100 |
| Iodine-125 (I-125) | 1 |
| Iodine-126 (I-126) | 1 |

| Radioactive Material | Microcuries |
|---------------------------|-------------|
| Iodine-129 (I-129) | 0.1 |
| Iodine-131 (I-131) | 1 |
| Iodine-132 (I-132) | 10 |
| Iodine-133 (I-133) | 1 |
| Iodine-134 (I-134) | 10 |
| Iodine-135 (I-135) | 10 |
| Iridium-192 (Ir-192) | 10 |
| Iridium-194 (Ir-194) | 100 |
| Iron-52 (Fe-52) | 10 |
| Iron-55 (Fe-55) | 100 |
| Iron-59 (Fe-59) | 10 |
| Krypton-85 (Kr-85) | 100 |
| Krypton-87 (Kr-87) | 10 |
| Lanthanum-140 (La-140) | 10 |
| Lutetium-177 (Lu-177) | 100 |
| Manganese-52 (Mn-52) | 10 |
| Manganese-54 (Mn-54) | 10 |
| Manganese-56 (Mn-56) | 10 |
| Mercury-197m (Hg-197m) | 100 |
| Mercury-197 (Hg-197) | 100 |
| Mercury-203 (Hg-203) | 10 |
| Molybdenum-99 (Mo-99) | 100 |
| Neodymium-147 (Nd-147) | 100 |
| Neodymium-149 (Nd-149) | 100 |
| Nickel-59 (Ni-59) | 100 |
| Nickel-63 (Ni-63) | 10 |
| Nickel-65 (Ni-65) | 100 |
| Niobium-93m (Nb-93m) | 10 |
| Niobium-95 (Nb-95) | 10 |
| Niobium-97 (Nb-97) | 10 |
| Osmium-185 (Os-185) | 10 |
| Osmium-191m (Os-191m) | 100 |
| Osmium-191 (Os-191) | 100 |
| Osmium-193 (Os-193) | 100 |
| Palladium-103 (Pd-103) | 100 |
| Palladium-109 (Pd-109) | 100 |
| Phosphorus-32 (P-32) | 10 |
| Platinum-191 (Pt-191) | 100 |
| Platinum-193m (Pt-193m) | 100 |
| Platinum-193 (Pt-193) | 100 |
| Platinum-197m (Pt-197m) | 100 |
| Platinum-197 (Pt-197) | 100 |
| Polonium-210 (Po-210) | 0.1 |
| Potassium-42 (K-42) | 10 |
| Potassium-43 (K-43) | 10 |
| Praseodymium-142 (Pr-142) | 100 |
| Praseodymium-143 (Pr-143) | 100 |
| Promethium-147 (Pm-147) | 10 |
| Promethium-149 (Pm-149) | 10 |
| Radium-226 (Ra-226) | 0.1 |
| Rhenium-186 (Re-186) | 100 |
| Rhenium-188 (Re-188) | 100 |
| Rhodium-103m (Rh-103m) | 100 |
| Rhodium-105 (Rh-105) | 100 |
| Rubidium-81 (Rb-81) | 10 |
| Rubidium-86 (Rb-86) | 10 |
| Rubidium-87 (Rb-87) | 10 |
| Ruthenium-97 (Ru-97) | 100 |
| Ruthenium-103 (Ru-103) | 10 |
| Ruthenium-105 (Ru-105) | 10 |
| Ruthenium-106 (Ru-106) | 1 |
| Samarium-151 (Sm-151) | 10 |
| Samarium-153 (Sm-153) | 100 |
| Scandium-46 (Sc-46) | 10 |
| Scandium-47 (Sc-47) | 100 |
| Scandium-48 (Sc-48) | 10 |
| Selenium-75 (Se-75) | 10 |
| Silicon-31 (Si-31) | 100 |
| Silver-105 (Ag-105) | 10 |
| Silver-110m (Ag-110m) | 1 |
| Silver-111 (Ag-111) | 100 |
| Sodium-22 (Na-22) | 10 |
| Sodium-24 (Na-24) | 10 |
| Strontium-85 (Sr-85) | 10 |

| Radioactive Material | Microcuries | Element (atomic number) | Isotope | Column I Gas concentration $\mu\text{Ci}/\text{ml}^1$ | Column II Liquid and solid concentration $\mu\text{Ci}/\text{ml}^2$ |
|--|-------------|--------------------------|----------------|---|---|
| Strontium-89 (Sr-89) | 1 | | | | |
| Strontium-90 (Sr-90) | 0.1 | | | | |
| Strontium-91 (Sr-91) | 10 | | | | |
| Strontium-92 (Sr-92) | 10 | | | | |
| Sulphur-35 (S-35) | 100 | | | | |
| Tantalum-182 (Ta-182) | 10 | Bromine (35) | Br-82 | 4×10^{-7} | 3×10^{-3} |
| Techneium-96 (Tc-96) | 10 | Cadmium (48) | Cd-109 | | 2×10^{-3} |
| Techneium-97m (Tc-97m) | 100 | | Cd-115m | | 3×10^{-4} |
| Techneium-97 (Tc-97) | 100 | | Cd-115 | | 3×10^{-4} |
| Techneium-99m (Tc-99m) | 100 | Calcium (20) | Ca-45 | | 9×10^{-5} |
| Techneium-99 (Tc-99) | 10 | | Ca-47 | | 5×10^{-4} |
| Tellurium-125m (Te-125m) | 10 | Carbon (6) | C-14 | 1×10^{-6} | 8×10^{-3} |
| Tellurium-127m (Te-127m) | 10 | Cerium (58) | Ce-141 | | 9×10^{-4} |
| Tellurium-127 (Te-127) | 100 | | Ce-143 | | 4×10^{-4} |
| Tellurium-129m (Te-129m) | 10 | | Ce-144 | | 1×10^{-4} |
| Tellurium-129 (Te-129) | 100 | Cesium (55) | Cs-131 | | 2×10^{-2} |
| Tellurium-131m (Te-131m) | 10 | | Cs-134m | | 6×10^{-2} |
| Tellurium-132 (Te-132) | 10 | | Cs-134 | | 9×10^{-3} |
| Terbium-160 (Tb-160) | 10 | Chlorine (17) | Cl-38 | 9×10^{-7} | 4×10^{-3} |
| Thallium-200 (Tl-200) | 100 | Chromium (24) | Cr-51 | | 2×10^{-2} |
| Thallium-201 (Tl-201) | 100 | Cobalt (27) | Co-57 | | 5×10^{-3} |
| Thallium-202 (Tl-202) | 100 | | Co-58 | | 1×10^{-3} |
| Thallium-204 (Tl-204) | 10 | | Co-60 | | 5×10^{-4} |
| Thulium-170 (Tm-170) | 10 | Copper (29) | Cu-64 | | 3×10^{-3} |
| Thulium-171 (Tm-171) | 10 | Dysprosium (66) | Dy-165 | | 4×10^{-3} |
| Tin-113 (Sn-113) | 10 | | Dy-166 | | 4×10^{-4} |
| Tin-125 (Sn-125) | 10 | Erbium (68) | Er-169 | | 9×10^{-4} |
| Tungsten-181 (W-181) | 10 | | Er-171 | | 1×10^{-3} |
| Tungsten-185 (W-185) | 10 | Europium (63) | Eu-152 (9.2 h) | | 6×10^{-4} |
| Tungsten-187 (W-187) | 100 | | Eu-155 | | 2×10^{-3} |
| Vanadium-48 (V-48) | 10 | Fluorine (9) | F-18 | 2×10^{-6} | 8×10^{-3} |
| Xenon-131m (Xe-131m) | 1,000 | Gadolinium (64) | Gd-153 | | 2×10^{-3} |
| Xenon-133 (Xe-133) | 100 | | Gd-159 | | 8×10^{-4} |
| Xenon-135 (Xe-135) | 100 | Gallium (31) | Ga-72 | | 4×10^{-4} |
| Ytterbium-169 (Yb-169) | 10 | Germanium (32) | Ge-71 | | 2×10^{-2} |
| Ytterbium-175 (Yb-175) | 100 | Gold (79) | Au-196 | | 2×10^{-3} |
| Yttrium-87 (Y-87) | 10 | | Au-198 | | 5×10^{-4} |
| Yttrium-90 (Y-90) | 10 | Hafnium (72) | Hf-181 | | 7×10^{-4} |
| Yttrium-91 (Y-91) | 10 | Hydrogen (1) | H-3 | 5×10^{-6} | 3×10^{-2} |
| Yttrium-92 (Y-92) | 100 | Indium (49) | In-113m | | 1×10^{-2} |
| Yttrium-93 (Y-93) | 100 | | In-114m | | 2×10^{-4} |
| Zinc-65 (Zn-65) | 10 | Iodine (53) | I-125 | 3×10^{-9} | 2×10^{-5} |
| Zinc-69m (Zn-69m) | 100 | | I-126 | 3×10^{-9} | 2×10^{-5} |
| Zinc-69 (Zn-69) | 1,000 | | I-131 | 3×10^{-9} | 2×10^{-5} |
| Zirconium-93 (Zr-93) | 10 | | I-132 | 8×10^{-8} | 6×10^{-4} |
| Zirconium-95 (Zr-95) | 10 | | I-133 | 1×10^{-8} | 7×10^{-5} |
| Zirconium-97 (Zr-97) | 10 | | I-134 | 2×10^{-7} | 1×10^{-3} |
| Any radioactive material not listed above other than alpha emitting radioactive material | 0.1 | Iridium (77) | Ir-190 | | 2×10^{-3} |
| | | | Ir-192 | | 4×10^{-4} |
| | | Iron (26) | Ir-194 | | 3×10^{-4} |
| | | | Fe-55 | | 8×10^{-3} |
| | | | Fe-59 | | 6×10^{-4} |
| | | Krypton (36) | Kr-85m | 1×10^{-6} | |
| | | | Kr-85 | 3×10^{-6} | |
| | | Lanthanum (57) | La-140 | | 2×10^{-4} |
| | | Lead (82) | Pb-203 | | 4×10^{-3} |
| | | Lutetium (71) | Lu-177 | | 1×10^{-3} |
| | | Manganese (25) | Mn-52 | | 3×10^{-4} |
| | | | Mn-54 | | 1×10^{-3} |
| | | | Mn-56 | | 1×10^{-3} |
| | | Mercury (80) | Hg-197m | | 2×10^{-3} |
| | | | Hg-197 | | 3×10^{-3} |
| | | | Hg-203 | | 2×10^{-4} |
| | | Molybdenum (42) | Mo-99 | | 2×10^{-3} |
| | | Neodymium (60) | Nd-147 | | 6×10^{-4} |
| | | | Nd-149 | | 3×10^{-3} |
| | | Nickel (28) | Ni-65 | | 1×10^{-3} |
| | | Niobium (Columbium) (41) | Nb-95 | | 1×10^{-3} |
| | | | Nb-97 | | 9×10^{-3} |
| | | Osmium (76) | Os-185 | | 7×10^{-4} |
| | | | Os-191m | | 3×10^{-2} |
| | | | Os-191 | | 2×10^{-3} |
| | | | Os-193 | | 6×10^{-4} |
| | | Palladium (46) | Pd-103 | | 3×10^{-3} |
| | | | Pd-109 | | 9×10^{-4} |
| | | Phosphorus (15) | P-32 | | 2×10^{-4} |
| | | Platinum (78) | Pt-191 | | 1×10^{-3} |
| | | | Pt-193m | | 1×10^{-2} |
| | | | Pt-197m | | 1×10^{-2} |
| | | | Pt-197 | | 1×10^{-3} |

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-580 SCHEDULE C, EXEMPT CONCENTRATIONS. (See Wac 402-19-190(2)(a).)

| Element (atomic number) | Isotope | Column I Gas concentration $\mu\text{Ci}/\text{ml}^1$ | Column II Liquid and solid concentration $\mu\text{Ci}/\text{ml}^2$ |
|-------------------------|---------|---|---|
| Antimony (51) | Sb-122 | | 3×10^{-4} |
| | Sb-124 | | 2×10^{-4} |
| | Sb-125 | | 1×10^{-3} |
| Argon (18) | Ar-37 | 1×10^{-3} | |
| | Ar-41 | 4×10^{-7} | |
| Arsenic (33) | As-73 | | 5×10^{-3} |
| | As-74 | | 5×10^{-4} |
| | As-76 | | 2×10^{-4} |
| | As-77 | | 8×10^{-4} |
| Barium (56) | Ba-131 | | 2×10^{-3} |
| | Ba-140 | | 3×10^{-4} |
| Beryllium (4) | Be-7 | | 2×10^{-2} |
| Bismuth (83) | Bi-206 | | 4×10^{-4} |

| Element (atomic number) | Isotope | Column I Gas concentration $\mu\text{Ci/ml}^1$ | Column II Liquid and solid concentration $\mu\text{Ci/ml}^2$ |
|-------------------------|---------|--|--|
| Potassium (19) | K-42 | | 3×10^{-3} |
| Praseodymium (59) | Pr-142 | | 3×10^{-4} |
| | Pr-143 | | 5×10^{-4} |
| Promethium (61) | Pm-147 | | 2×10^{-3} |
| | Pm-149 | | 4×10^{-4} |
| Radium (88) | Ra-226 | | 1×10^{-7} |
| | Ra-228 | | 3×10^{-7} |
| | Re-183 | | 6×10^{-3} |
| Rhenium (75) | Re-186 | | 9×10^{-4} |
| | Re-188 | | 6×10^{-4} |
| | Rh-103m | | 1×10^{-1} |
| Rhodium (45) | Rh-105 | | 1×10^{-3} |
| Rubidium | Rb-86 | | 7×10^{-4} |
| Ruthenium (44) | Ru-97 | | 4×10^{-3} |
| | Ru-103 | | 8×10^{-4} |
| | Ru-105 | | 1×10^{-3} |
| | Ru-106 | | 1×10^{-4} |
| Samarium (62) | Sm-153 | | 8×10^{-4} |
| Scandium (21) | Sc-46 | | 4×10^{-4} |
| | Sc-47 | | 9×10^{-4} |
| | Sc-48 | | 3×10^{-4} |
| Selenium (34) | Se-75 | | 3×10^{-3} |
| Silicon (14) | Si-31 | | 9×10^{-3} |
| | Ag-105 | | 1×10^{-3} |
| Silver (47) | Ag-110m | | 3×10^{-4} |
| | Ag-111 | | 4×10^{-4} |
| | Na-24 | | 2×10^{-3} |
| Sodium (11) | Sr-85 | | 1×10^{-3} |
| Strontium (38) | Sr-89 | | 1×10^{-4} |
| | Sr-91 | | 7×10^{-4} |
| | Sr-92 | | 7×10^{-4} |
| Sulfur (16) | S-35 | 9×10^{-8} | 6×10^{-4} |
| Tantalum (73) | Ta-182 | | 4×10^{-4} |
| Technetium (43) | Tc-96m | | 1×10^{-1} |
| | Tc-96 | | 1×10^{-3} |
| | Te-125m | | 2×10^{-3} |
| Tellurium (52) | Te-127m | | 6×10^{-4} |
| | Te-127 | | 3×10^{-3} |
| | Te-129m | | 3×10^{-4} |
| | Te-131m | | 6×10^{-4} |
| | Te-132 | | 3×10^{-4} |
| | Tb-160 | | 4×10^{-4} |
| Terbium (65) | Tl-200 | | 4×10^{-3} |
| | Tl-201 | | 3×10^{-3} |
| | Tl-202 | | 1×10^{-3} |
| Thallium (81) | Tl-204 | | 1×10^{-3} |
| | Tm-170 | | 5×10^{-4} |
| | Tm-171 | | 5×10^{-3} |
| Tin (50) | Sn-113 | | 9×10^{-4} |
| | Sn-125 | | 2×10^{-4} |
| Tungsten (Wolfram) (74) | W-181 | | 4×10^{-3} |
| | W-187 | | 7×10^{-4} |
| | V-48 | | 3×10^{-4} |
| Vanadium (23) | Xe-131m | 4×10^{-6} | |
| | Xe-133 | 3×10^{-6} | |
| | Xe-135 | 1×10^{-6} | |
| Xenon (54) | Yb-175 | | 1×10^{-3} |
| | Y-90 | | 2×10^{-4} |
| | Y-91m | | 3×10^{-2} |
| Ytterbium (70) | Y-91 | | 3×10^{-4} |
| | Y-92 | | 6×10^{-4} |
| | Y-93 | | 3×10^{-4} |

| Element (atomic number) | Isotope | Column I Gas concentration $\mu\text{Ci/ml}^1$ | Column II Liquid and solid concentration $\mu\text{Ci/ml}^2$ |
|---|---------|--|--|
| Zinc (30) | Zn-65 | | 1×10^{-3} |
| | Zn-69m | | 7×10^{-4} |
| | Zn-69 | | 2×10^{-2} |
| Zirconium (40) | Zr-95 | | 6×10^{-4} |
| | Zr-97 | | 2×10^{-4} |
| Beta and/or gamma emitting radioactive material not listed above with half-life less than 3 years | | 1×10^{-10} | 1×10^{-6} |

NOTES:

¹Values are given in Column I only for those materials normally used as gases
² $\mu\text{Ci/gm}$ for solids

NOTE 1: Many radioisotopes disintegrate into isotopes which are also radioactive. In expressing the concentrations in Schedule C the activity stated is that of the parent isotope and takes into account the daughters.

NOTE 2: For purposes of WAC 402-19-190(2) where there is involved a combination of isotopes, the limit for the combination should be derived as follows: Determine for each isotope in the product the ratio between the concentration present in the product and the exempt concentration established in Schedule C for the specific isotope when not in combination. The sum of such ratios may not exceed "1" (i.e., unity).

EXAMPLE:

$$\frac{\text{Concentration of Isotope A in Product}}{\text{Exempt concentration of Isotope A}} + \frac{\text{Concentration of Isotope B in Product}}{\text{Exempt concentration of Isotope B}} \leq 1$$

NOTE 3: For the purpose of determining concentration in a product or device, the total quantity of radioactive material present is divided by only that weight or volume of the discrete part or component throughout which the radioactive material is relatively uniformly distributed. If the weight or volume of this part or component cannot be determined then the product or device should be evaluated on the basis of the total quantity of radioactive material present.

NEW SECTION

WAC 402-19-590 SCHEDULE D.

ACCEPTABLE SURFACE CONTAMINATION LEVELS

| NUCLIDES ^a | AVERAGE ^{b c f} | MAXIMUM ^{b d f} | REMOVABLE ^{b e f} |
|--|-------------------------------------|--------------------------------------|-------------------------------------|
| U-nat, U-235, U-238, and associated decay products | 5,000 dpm $\alpha/100 \text{ cm}^2$ | 15,000 dpm $\alpha/100 \text{ cm}^2$ | 1,000 dpm $\alpha/100 \text{ cm}^2$ |
| Transuranics, Ra-226, Ra-228, Th-230, Th-228, Pa-231, Ac-227, I-125, I-129 | 100 dpm/100 cm^2 | 300 dpm/100 cm^2 | 20 dpm/100 cm^2 |
| Th-nat, Th-232, Sr-90, Ra-223, Ra-224, U-232, I-126, I-131, I-133 | 1000 dpm/100 cm^2 | 3000 dpm/100 cm^2 | 200 dpm/100 cm^2 |

| NUCLIDES ^a | AVERAGE ^{b c f} | MAXIMUM ^{b d f} | REMOVABLE ^{b e f} |
|--|---|---|---|
| Beta-gamma emitters (nuclides with decay modes other than alpha emission or spontaneous fission) except SR-90 and others noted above | 5000 dpm $\beta\gamma/100 \text{ cm}^2$ | 15,000 dpm $\beta\gamma/100 \text{ cm}^2$ | 1000 dpm $\beta\gamma/100 \text{ cm}^2$ |

^aWhere surface contamination by both alpha- and beta-gamma-emitting nuclides exists, the limits established for alpha- and beta-gamma-emitting nuclides should apply independently.

^bAs used in this table, dpm (disintegrations per minute) means the rate of emission by radioactive material as determined by correcting the counts per minute observed by an appropriate detector for background, efficiency, and geometric factors associated with the instrumentation.

^cMeasurements of average contaminant should not be averaged over more than 1 square meter. For objects of less surface area, the average should be derived for each such object.

^dThe maximum contamination level applies to an area of not more than 100 cm².

^eThe amount of removable radioactive material per 100 cm² of surface area should be determined by wiping that area with dry filter or soft absorbent paper, applying moderate pressure, and assessing the amount of radioactive material on the wipe with an appropriate instrument of known efficiency. When removable contamination on objects of less surface area is determined, the pertinent levels should be reduced proportionally and the entire surface should be wiped.

^fThe average and maximum radiation levels associated with surface contamination resulting from beta-gamma emitters should not exceed 0.2 mrad/hr at 5 cm and 1.0 mrad/hr at 1 cm, respectively, measured through not more than 7 milligrams per square centimeter of total absorber.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 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 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 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;
- (vii) Except as provided in item (4)(c)(viii) of this section, shall transfer or dispose the device containing radioactive 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.

(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; 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 in such sources;

(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) 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 (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 (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 (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 (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))~~ (8)(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 (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 (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 (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 (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 (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))~~ (8)(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) This general license is subject to the provisions of WAC 402-12-080 through 402-12-100, 402-12-130, 402-12-140, 402-12-160 and 402-12-170 of the regulations. In addition, 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 radioactive material

covered by that general license, except that such persons using the Mock Iodine-125 described in item ~~((9))~~ (8)(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.

(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 (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.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-22-060 AMENDMENT OF LICENSES AT REQUEST OF LICENSEE. Applications for amendment of a license shall be filed in accordance with WAC 402-22-020 and shall specify the respects in which the licensee desires the license to be amended ~~((and))~~ and the grounds for such amendment.

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. The radiation safety committee shall meet at intervals not to exceed six months. Minutes shall be taken and maintained for two years for inspection by the department;

(b) The applicant possesses adequate facilities for the clinical care of patients. Construction of new radioisotope facilities and modification of existing facilities must comply with the requirements of WAC 248-18-665 of the construction review section of the department;

(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~~((:));~~ and

(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))~~ only if:

(i) The use of radioactive material is limited to the:

(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 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) Chemical and physical form;
- (B) Route of administration; and
- (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 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 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:

(A) The source contains 100 microcuries or less of beta and/or gamma emitting material or 10 microcuries or less of alpha emitting material;

(B) The sealed source is stored and is not being used (~~such sources shall, however, be tested for leakage prior to any use or transfer unless they have been leak tested within 6 months prior to the date of use or transfer;~~); **PROVIDED,** That a physical inventory of the source and wipe surveys of the storage area are conducted.

(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~~) a quarterly 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. Records of this management control program shall be maintained 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) Environmental Impact Statement.

(i) 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 pre-construction 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.

(ii) In addition to the information required in chapter 197-10 WAC, the following additional areas shall be addressed in the final Environmental Impact Statement:

(A) Alternative sites to those chosen by the applicant shall include all alternative sites, whether or not those sites are under the control or ownership of the applicant.

(B) Long term impacts shall include, but not be limited to, decommissioning, decontamination, reclamation impacts and material management associated with the proposed activities.

(C) Environmental reviews, dose assessments, ecology, construction effects on biota, impact on the environment from the use of chemicals, and socio-economic effects shall be addressed.

(D) Alternative disposal sites and techniques for disposal shall be evaluated to determine if a site or technique is clearly superior.

(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.

(i) 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, 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.

(ii) The licensee shall submit in writing to the department within sixty days after January 1 and July 1 of each year, reports specifying the quantities of each of the principle radionuclides released to unrestricted areas in liquid and in gaseous effluent during the previous six months of operations. This data shall be reported in a manner that will permit the department to confirm the potential annual radiation doses to the public. All data from the radiological and nonradiological environmental monitoring program will also be submitted for the same

time period and frequency as specified above. The data shall be reported in a manner which will allow the department to confirm the potential annual radiation doses to the public.

NEW SECTION

WAC 402-22-240 APPENDIX—GENERAL LABORATORY RULES FOR SAFE USE OF UNSEALED SOURCES. (1) In addition to the requirements set forth in WAC 402-22-040, a specific licensee who uses unsealed, unplated and/or liquid sources should the applicant possess adequate facilities including ventilation systems which are compatible with the proposed uses: and,

(2) Possess, use, and store, radioactive materials in accordance with, but not limited to, the following:

(a) Receive, handle, and store radioactive materials only at specifically designated locations within the applicant's facility. Vessels containing radioactive material must be labeled as required by chapter 402-24 WAC.

(b) Wear disposable gloves at all times when handling disposable radioactive material or potentially contaminated items.

(c) Wear personnel monitoring devices (film badge or TLD), when required, at all times when working with, or in the vicinity of, radioactive materials. Extremity doses shall be considered in evaluating the need for separate extremity dosimeters. Calculations based on whole body badge results for photon emitters may be used in lieu of separate extremity dosimeters. Extremity dosimetry should be worn when working with millicurie or greater quantities of material (excluding low energy beta emitters). Monitoring devices, when not in use, shall be stored in a designated low-background area.

(d) Use remote tools, lead shields, lead-glass shields, and/or plexiglass shields as appropriate.

(e) Prohibit eating, drinking, smoking, and application of cosmetics in any area where radioactive material is used or stored.

(f) Not store food, drink and personal effects in any area, container, or refrigerator designated for radioactive materials use or storage.

(g) Not pipette radioactive materials or any similar operation by employing mouth suction.

(h) Use disposable absorbent material with impervious backing to cover work surfaces where spillage is possible.

(i) Properly dress and protect open wounds on exposed body surfaces before working with radioactive materials.

(j) Wear laboratory coats when working with radioactive material. Potentially contaminated laboratory coats shall not be worn outside the immediate work area.

(k) Nuclides in volatile form, or with a high potential for volatilization should be used only in areas with ventilation systems which conform to the requirements of WAC 402-24-030 and 402-24-050.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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))~~ 402-19-400. 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) Leak tests are required for sealed radioactive sources that are greater than 100 microcuries for beta and gamma emitters and greater than 10 microcuries for alpha emitters.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-085 SURVEYS. (1) As used in the regulations in this part, "survey" means an evaluation of the radiation hazards incident to the production, use, release, disposal, or presence of radioactive materials or other sources of radiation under a specific set of conditions. When appropriate, such evaluation includes a physical survey of the location of materials and equipment, and measurements of levels of radiation or concentrations of radioactive material present.

(2) 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 and are reasonable under the circumstances to evaluate the extent of radiation hazards that may be present. Records of such surveys shall be preserved 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 1570, filed 12/8/80)

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 inches))~~ 30.5 centimeters from the surface of the source container or housing does not exceed five 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 less than 30 millicuries of radioactive material for whom hospitalization is not otherwise required. 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 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))~~ used solely ~~((because of the presence))~~ for the storage of radioactive material prepared for transport and packaged and labeled in accordance with regulations of the United States 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 402-24-110 INSTRUCTION OF PERSONNEL. Instructions required for individuals working in or frequenting any portion of a restricted area are specified in WAC 402-48-020, 402-48-030, and 402-48-040.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-120 SECURITY AND ~~((FIRE PROTECTION))~~ CONTROL OF STORED RADIOACTIVE MATERIAL. (1) Licensed materials ~~((stored in an unrestricted area))~~ shall be secured from, or controlled in such a manner so as to prevent unauthorized removal from the place of storage.

(2) Licensed materials in an unrestricted area and not in storage shall be tended under the constant surveillance and immediate control of the licensee.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 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 transformations per minute) per 100 square centimeters of package surface is found on the external surfaces of the package, the licensee shall immediately notify by telephone, telegraph, mailgram or facsimile, the final delivering carrier, shipper and 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) transport group and special form are specified in United States Department of Transportation regulations. A copy of pertinent sections from these regulations are available upon request from the department.

(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)) one meter from the external surface of the package in excess of 10 millirem per hour, the licensee or registrant shall immediately notify, by telephone, 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. In addition, this shall include a wipe sample of the outside of any inner package which contains a liquid or dispersible radionuclide (radioactive wastes shall be exempted).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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(3); or

(b) Ten 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 all radioactive material except hydrogen-3 and carbon-14 released into the sewerage system by the licensee does not exceed one curie (1Ci) per year. The amount released into the sewerage system for hydrogen-3 shall not exceed 5 curies per year and for carbon-14 shall not exceed 1 curie 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.

NEW SECTION

WAC 402-24-165 DISPOSAL OF SPECIFIC WASTES. Any licensee may dispose of the following licensed material without regard to its radioactivity:

(1) 0.05 microcuries or less of hydrogen-3 or carbon-14, per gram of medium, used for liquid scintillation counting; and

(2) 0.05 microcuries or less of hydrogen-3 or carbon-14, per gram of animal tissue averaged over the weight of the entire animal: PROVIDED HOWEVER, Tissue may not be disposed under this section in a manner that would permit its use either as food for humans or as animal feed; and

(3) Nothing in this section, however, relieves the licensee of maintaining records showing the receipt, transfer and disposal of such by-product material as specified in WAC 402-12-080; and

(4) Nothing in this section relieves the licensee from complying with other applicable federal, state and local regulations governing any other toxic or hazardous property of these materials.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 402-24-125(3), and disposals made under WAC 402-24-135 through ((402-24-150)) 402-24-165.

(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.

(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) Records of disposal of licensed material made pursuant to WAC 402-24-135, 402-24-140 or 402-24-150 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)) 402-12-125 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 1570, filed 12/8/80)

WAC 402-24-180 REPORTS OF THEFT OR LOSS OF RADIATION SOURCES. Each licensee and/or registrant shall report immediately by telephone, (Seattle, Area Code 206-682-5327)((~~telegraph, mailgram, or facsimile~~)) and confirm promptly by letter to the State Department of Social and Health Services, Radiation Control Unit, Mail Stop ((~~LD-11~~)) LF-13, Olympia, Washington 98504, 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 of radioactive material in excess of a quantity exempted under WAC 402-24-230, Appendix B, or any item exempted in chapter 402-19 WAC.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 ((~~LD-11~~)) LF-13, Olympia, Washington 98504, by telephone (Seattle, Area Code 206-682-5327)((~~telegraph, mailgram, or facsimile~~)) and confirming letter of any incident involving 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 \$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 ((~~LD-11~~)) LF-13, Olympia, Washington 98504, by telephone (Seattle, Area

Code 206-682-5327)((~~telegraph, mailgram or facsimile~~)) 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 \$2,000.

(3) Exposure of personnel monitoring device in excess of 5 rem which was not worn by the assigned individual. Each licensee and/or registrant shall notify the State Department of Social and Health Services, Radiation Control Program, Mail Stop ((~~LD-11~~)) LF-13, Olympia, Washington 98504 by telephone (Seattle 206/682-5327)((~~telegraph, mailgram, or facsimile~~)) within twenty-four hours and confirming by letter.

(4) Within twenty-four hours, each registrant shall notify the department of an incident whereby a patient received, or may have received, an unintentional radiation exposure due to x-ray system malfunction.

(5) For each occurrence, requiring notification pursuant to ((~~WAC 402-24-190~~)) this section, 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~~)) this section 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 (Seattle 206/682-5327). Routine calls should be made to the Olympia office ((~~206/753-3469~~)) (206/753-5957).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 |
| 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 |

| Material | Microcuries | Material | Microcuries |
|----------------------|-------------|--------------------------------|-------------|
| Dysprosium-165 | 10 | Rhenium-186 | 100 |
| Dysprosium-166 | 100 | Rhenium-188 | 100 |
| Erbium-169 | 100 | Rhodium-103m | 100 |
| Erbium-171 | 100 | Rhodium-105 | 100 |
| Europium-152 (9.2 h) | 100 | Rubidium-86 | 10 |
| Europium-152 (13 yr) | 1 | Rubidium-87 | 10 |
| Europium-154 | 1 | Ruthenium-97 | 100 |
| Europium-155 | 10 | Ruthenium-103 | 10 |
| Fluorine-18 | 1,000 | Ruthenium-105 | 10 |
| Gadolinium-153 | 10 | Ruthenium-106 | 1 |
| Gadolinium-159 | 100 | Samarium-151 | 10 |
| Gallium-72 | 10 | Samarium-153 | 100 |
| Germanium-71 | 100 | Scandium-46 | 10 |
| Gold-198 | 100 | Scandium-47 | 100 |
| Gold-199 | 100 | Scandium-48 | 10 |
| Hafnium-181 | 10 | Selenium-75 | 10 |
| Holmium-166 | 100 | Silicon-31 | 100 |
| Hydrogen-3 | 1,000 | Silver-105 | 10 |
| Indium-113m | 100 | Silver-110m | 1 |
| Indium-114m | 10 | Silver-111 | 100 |
| Indium-115m | 100 | Sodium-22 | 10 |
| Indium-115 | 10 | Sodium-24 | 10 |
| Iodine-125 | 1 | Strontium-85 | 10 |
| Iodine-126 | 1 | Strontium-89 | 1 |
| Iodine-129 | 0.1 | Strontium-90 | 0.1 |
| Iodine-131 | 1 | Strontium-91 | 10 |
| Iodine-132 | 10 | Strontium-92 | 10 |
| Iodine-133 | 1 | Sulphur-35 | 100 |
| Iodine-134 | 10 | Tantalum-182 | 10 |
| Iodine-135 | 10 | Technetium-96 | 10 |
| Iridium-192 | 10 | Technetium-97m | 100 |
| Iridium-194 | 100 | Technetium-97 | 100 |
| Iron-55 | 100 | Technetium-99m | 100 |
| Iron-59 | 10 | Technetium-99 | 10 |
| Krypton-85 | 100 | Tellurium-125m | 10 |
| Krypton-87 | 10 | Tellurium-127m | 10 |
| Lanthanum-140 | 10 | Tellurium-127 | 100 |
| Lutetium-177 | 100 | Tellurium-129m | 10 |
| Manganese-52 | 10 | Tellurium-129 | 100 |
| Manganese-54 | 10 | Tellurium-131m | 10 |
| Manganese-56 | 10 | Tellurium-132 | 10 |
| Mercury-197m | 100 | Terbium-160 | 10 |
| Mercury-197 | 100 | Thallium-200 | 100 |
| Mercury-203 | 10 | Thallium-201 | 100 |
| Molybdenum-99 | 100 | Thallium-202 | 100 |
| Neodymium-147 | 100 | Thallium-204 | 10 |
| Neodymium-149 | 100 | Thorium (natural) ¹ | 100 |
| Nickel-59 | 100 | Thulium-170 | 10 |
| Nickel-63 | 10 | Thulium-171 | 10 |
| Nickel-65 | 100 | Tin-113 | 10 |
| Niobium-93m | 10 | Tin-125 | 10 |
| Niobium-95 | 10 | Tungsten-181 | 10 |
| Niobium-97 | 10 | Tungsten-185 | 10 |
| Osmium-185 | 10 | Tungsten-187 | 100 |
| Osmium-191m | 100 | Uranium (natural) ² | 100 |
| Osmium-191 | 100 | Uranium-233 | 0.01 |
| Osmium-193 | 100 | Uranium-234 - | |
| Palladium-103 | 100 | Uranium-235 | 0.01 |
| Palladium-109 | 100 | Vanadium-48 | 10 |
| Phosphorus-32 | 10 | Xenon-131m | 1,000 |
| Platinum-191 | 100 | Xenon-133 | 100 |
| Platinum-193m | 100 | Xenon-135 | 100 |
| Platinum-193 | 100 | Ytterbium-169 | 10 |
| Platinum-197m | 100 | Ytterbium-175 | 100 |
| Platinum-197 | 100 | Yttrium-90 | 10 |
| Plutonium-239 | 0.01 | Yttrium-91 | 10 |
| Polonium-210 | 0.1 | Yttrium-92 | 100 |
| Potassium-42 | 10 | Yttrium-93 | 100 |
| Praseodymium-142 | 100 | Zinc-65 | 10 |
| Praseodymium-143 | 100 | Zinc-69m | 100 |
| Promethium-147 | 10 | Zinc-69 | 1,000 |
| Promethium-149 | 10 | Zirconium-93 | 10 |
| Radium-226 | 0.01 | | |

| Material | Microcuries |
|--------------|-------------|
| 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(;) and 402-24-140 ((and 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)) 402-24-090(1)(g), if a particular batch, room, or area contains ((20,000)) 200 μCi of Au-198 and ((50,000)) 500 μCi of C-14, it may also ((include)) contain not more than ((300)) 3 μCi of I-131 and remain unposted. This limit was determined as follows:

$$\frac{((20,000)) 200 \mu\text{Ci Au-198}}{((100,000)) 1,000 \mu\text{Ci}} + \frac{((50,000)) 500 \mu\text{Ci C-14}}{((100,000)) 1,000 \mu\text{Ci}} + \frac{((300)) 3 \mu\text{Ci I-131}}{((1,000)) 10 \mu\text{Ci}} = 1$$

The denominator in each of the above ratios was obtained by multiplying the figure in the table by ((1,000)) 10 as provided in WAC ((402-24-150)) 402-24-090(1)(g).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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) "Accidental radiation exposure incident" means an exposure to a patient, an operator, or a member of the public that was unintentional.
- (3) "Added filter" means the filter added to the inherent filtration.
- ((23)) (4) "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)) (5) "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)) (6) "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 aluminum alloys having equivalent attenuation.
- ((6)) (7) "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)) (8) "Barrier" (see "Protective barrier").
- ((8)) (9) "Beam axis" means a line from the source through the centers of the x-ray fields.
- ((9)) (10) "Beam-limiting device" means a device which provides a means to restrict the dimensions of the x-ray field.
- ((10)) (11) "Beam monitoring system" means a system designed to detect and measure the radiation present in the useful beam.
- ((11)) (12) "Cephalometric device" means a device intended for the radiographic visualization and measurement of the dimensions of the human head.

((12)) (13) "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)) (14) "Certified system" means any x-ray system which has one or more certified component(s).

((14)) (15) "Changeable filters" means any filter, exclusive of inherent filtration, which can be removed from the useful beam through any electronic, mechanical or physical process.

((15)) (16) "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) = th observation sampled.

n = Number of observations in sample.

((16)) (17) "Contact therapy system" means an x-ray system wherein the x-ray tube port is put in contact with or within 5 centimeters of, the surface being treated.

((17)) (18) "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.

((18)) (19) "Cooling curve" means the graphical relationship between heat units stored and cooling time.

(20) "Date of transfer". See Installation Date.

((19)) (21) "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.

((20)) (22) "Department" means the Department of Social and Health Services which has been designated as the State Radiation Control Agency.

((21)) (23) "Detector" (See "Radiation detector").

((22)) (24) "Diagnostic source assembly" means the tube housing assembly with a beam-limiting device attached.

((23)) (25) "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.

((24)) (26) "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").

(27) "Electronic product defect" means an error in design, manufacture, or performance of an x-ray system such that unintentional radiation exposure to a patient, an operator, or a member of the public has occurred.

((25)) (28) "Entrance exposure rate" means the roentgens per unit time where the useful beam enters the patient.

((26)) (29) "Equipment" (See "X-ray equipment").

((27)) (30) "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].

((28)) (31) "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.

((29)) (32) "Filter" means material placed in the useful beam to absorb preferentially selected radiations.

~~((30))~~ (33) "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))~~ (34) "Full beam detector" means a radiation detector of such size that the total cross section of the maximum size useful beam is intercepted.

~~((32))~~ (35) "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.

~~((33))~~ (36) "Gonad shield" means a protective barrier for the testes or ovaries.

~~((34))~~ (37) "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))~~ (38) "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))~~ (39) "Heat unit" means a unit of energy equal to the product of the peak kilovoltage, miliamperes, and seconds, i.e., kVp x mA x second.

~~((37))~~ (40) "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.

~~((38))~~ (41) "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))~~ (42) "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.

~~((40))~~ (43) "Inherent filtration" means the filtration of the useful beam provided by the permanently installed components of the tube housing assembly.

(44) "Installation date" means the earliest date that a machine, accessory, or component is able to be used by a registrant or transferee but no later than the date of the first human exposure made using the machine, accessory, or component that has been installed.

~~((41))~~ (45) "Interlock" means a device 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))~~ (46) "Irradiation" means the exposure of matter to ionizing radiation.

~~((43))~~ (47) "Kilovolts peak (kVp)" (See "Peak tube potential").

~~((44))~~ (48) "kV" means kilovolts.

~~((45))~~ (49) "kWs" means kilowatt second which is equal to the product of peak kilovolts, amperes, and seconds or 10^{-3} X kV. X mA. X sec.

~~((46))~~ (50) "Lead equivalent" means the thickness of lead affording the same attenuation, under specified conditions, as the material in question.

~~((47))~~ (51) "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.

~~((48))~~ (52) "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 milliamperes 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.

~~((49))~~ (53) "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.

~~((50))~~ (54) "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:

$V_{(n)}$ = No-load line potential

$V_{(l)}$ = ~~(No-)~~ Load line potential

~~((51))~~ (55) "mA" means tube current in milliamperes.

~~((52))~~ (56) "mAs" means milliamperes second or the product of the tube current in milliamperes and the time of exposure in seconds.

~~((53))~~ (57) "Maximum line current" means the root mean squared current in the supply line of an x-ray machine operating at its maximum rating.

~~((54))~~ (58) "Mobile equipment" (See "X-ray equipment").

(59) "Modified installation" means a room, building, office, or facility in which structural parameters which affect radiation safety are being changed; these parameters include such things as reconstruction or moving of walls, replacement of the x-ray machine with one of higher kVp or mA, a change in the direction of the beam, replacement of the control panel so that operator protection is adversely affected, a change in occupancy of adjacent areas, workload changes, etc.

(60) "New installation" means a room, building, office, or facility newly built, or in which previously there has been no radiation machine.

~~((55))~~ (61) "Peak tube potential" means the maximum value of the potential difference across the x-ray tube during an exposure.

~~((56))~~ (62) "Phototimer" - means a ~~((method for controlling radiation exposures to image receptors by the total amount of radiation which reaches a radiation monitoring device(s)))~~ device which controls radiation exposure to the image receptor by detecting the total amount of radiation reaching the device. The radiation monitoring device(s) is part of an electronic circuit which controls the time the tube is activated (See also "Automatic exposure control").

~~((57))~~ (63) "Portable equipment" (See "X-ray equipment").

~~((58))~~ (64) "Position indicating device (PID)" means a device, on dental x-ray equipment which indicate the beam position and establishes a definite source-surface (skin) distance. The device may or may not incorporate or serve as a beam-limiting device.

~~((59))~~ (65) "Primary protective barrier" (See "Protective barrier").

(66) "Protected area" means a shielded area in which attenuation of x-radiation is sufficient to meet the exposure limits of WAC 402-24-020 and the principles of WAC 402-10-010 and "ALARA" for individuals in that area.

~~((60))~~ (67) "Protective apron" means an apron made of radiation absorbing materials, used to reduce radiation exposure.

~~((61))~~ (68) "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.

~~((62))~~ (69) "Protective glove" means a glove made of radiation absorbing materials used to reduce radiation exposure.

~~((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))~~ (70) "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))~~ (71) "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.

~~((66))~~ (72) "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.

~~((67))~~ (73) "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.

~~((68))~~ (74) "Rating" means the operating limits of an x-ray system or subsystem as specified by the component manufacturer.

~~((69))~~ (75) "Recording" means producing a permanent form of an image resulting from x-ray photons (e.g., film, video tape).

~~((70))~~ (76) "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.

~~((71))~~ (77) "Scattered radiation" means radiation that, during passage through matter, has been deviated in direction (See also "Direct scattered radiation").

~~((72))~~ (78) "Secondary protective barrier" (see "Protective barrier").

~~((73))~~ (79) "Shutter" means a device 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.

~~((74))~~ (80) "SID" (see "Source-image receptor distance").

~~((75))~~ (81) "Source" means the focal spot of the x-ray tube.

~~((76))~~ (82) "Source-image receptor distance (SID)" means the distance from the source to the center of the input surface of the image receptor.

~~((77))~~ (83) "Special purpose x-ray equipment" means that which is designed for ~~(irradiation of specific body parts)~~ radiographic examination of one specific area of the body.

~~((78))~~ (84) "Spot check" means an abbreviated calibration procedure which is performed to assure that a previous calibration continues to be valid.

~~((79))~~ (85) "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.

~~((80))~~ (86) "Spot film" means a radiograph which is made during a fluoroscopic examination to record permanently conditions which exist during that fluoroscopic procedure.

~~((81))~~ (87) "Stationary equipment" (See "X-ray equipment").

~~((82))~~ (88) "Stray radiation" means the sum of leakage and scattered radiation.

~~((83))~~ (89) "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.

~~((84))~~ (90) "Transmission detector" means a radiation detector through which the useful beam or part of the useful beam passes.

~~((85))~~ (91) "Treatment volume" means the region, in the patient, to which a specified dose is to be delivered.

~~((86))~~ (92) "Tube" means an x-ray tube, unless otherwise specified.

~~((87))~~ (93) "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.

~~((88))~~ (94) "Tube rating chart" means the set of curves which specify the rated limits of operation of the tube in terms of the technique factors.

~~((89))~~ (95) "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.

~~((90))~~ (96) "Variable-aperture beam-limiting device" means a beam-limiting device which has capacity for stepless adjustment of the x-ray field size.

~~((91))~~ (97) "Visible area" means that portion of the input surface of the image receptor over which incident x-ray photons produce a visible image.

~~((92))~~ (98) "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.

~~((93))~~ (99) "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.

~~((94))~~ (100) "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.

~~((95))~~ (101) "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.

~~((96))~~ (102) "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.

~~((97))~~ (103) "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.

~~((98))~~ (104) "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.

~~((99))~~ (105) "X-ray tube" means any electron tube which is designed to be used primarily for the production of x-rays.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-031 GENERAL REQUIREMENTS—ADMINISTRATIVE CONTROLS. (1) No person shall make, sell, lease, transfer, lend or install x-ray 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 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, or which is malfunctioning in a manner that threatens the safety of patient, operator, or general public 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 safe operating procedures and 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(;;);

~~((iv))~~ (iii) Type and placement of gonad shielding to be used(;;); and

~~((v))~~ (iv) If applicable, settings for automatic exposure devices.

(d) ~~(Written safety procedures and rules shall be provided to each individual operating x-ray equipment. The operator shall be able to~~

demonstrate familiarity with these rules.) When required by the department, a registrant shall create and provide to operators of the x-ray system, radiation safety procedures which address patient and occupationally-exposed personnel safety. These procedures shall instruct, or define any restrictions of the operating technique required for safe operation of the particular x-ray system.

(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))~~ 0.5 mm lead equivalent shall be used for patients who have ~~((not passed the))~~ reproductive ~~((age))~~ capability 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 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); 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 any portion of the body other than the area of clinical interest struck by the useful beam shall be protected by not less than 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))~~ routinely exposed to radiation, a record shall be made of the examination and shall include patient identification, 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 knowingly intersected any portion of the holder's body.

(i) Personnel ~~((monitoring))~~ dosimetry. 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)))~~ dosimeter is required, at least one such ~~((monitoring device))~~ dosimeter 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.

(iii) Personnel monitoring of the operators of that x-ray system is required where exposure switch cords are utilized on an x-ray system, allowing the operator to stand in an unprotected area during exposures, and worst-case measurements by the department show that twenty-five percent of the exposure limits specified in WAC 402-24-020 may be exceeded.

(iv) All persons involved in the operation of a fluoroscope and working within the fluoroscopy room during its operation must wear a personnel dosimeter in accordance with WAC 402-24-070 and 402-28-031(i)(i) above. Where extremities are in, or near the primary beam, extremity dosimeters are also required.

(j) Healing arts screening utilizing radiation. 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 402-28-032 GENERAL REQUIREMENTS—PLAN REVIEW. (1) Prior to construction, the floor plans and equipment arrangement of all installations (new or modifications of existing installations) utilizing x-rays for diagnostic or therapeutic purposes shall be submitted to a qualified expert for determination of shielding requirements and submitted to the Department for subsequent review. Review shall not imply approval.

~~((The required information is denoted in Appendices A and B of chapter 402-28 WAC.))~~

(2) The review of such plans shall not preclude the requirement of additional modifications should a subsequent analysis of operating conditions indicate the possibility of an individual receiving a dose in excess of the limits prescribed in WAC 402-24-020, ~~((WAC))~~ 402-24-035, and ~~((WAC))~~ 402-24-040.

(3) Diagnostic veterinary, podiatric, or dental intraoral and panoramic facilities may be exempted from submitting shielding calculations if a floor plan showing those items indicated in WAC 402-28-032(4) is submitted to the department. The department may require additional information if necessary.

(4) In order for the department to provide an evaluation, technical advice, and official review of the shielding requirements for a radiation installation, a floor plan drawn to scale and the following data is required:

- (a) The normal location of the x-ray tube;
- (b) The limits of the tube travel;
- (c) The directions that the tube will be pointed;
- (d) The location of any windows;
- (e) The location of control booths or operator's position;
- (f) The location of exposure switch;
- (g) The position of the viewing window, if any;
- (h) What the walls are made of, with thickness of materials;
- (i) If more than one story, the height floor-to-floor;
- (j) If more than one story, the construction materials and thickness of materials;

(k) The make and model of the x-ray machine;

(l) The maximum kVp and mA;

(m) The types of examination or treatments (e.g., dental, cephalometric, general x-ray, or therapy);

(n) The identification and occupancy of areas adjacent to the x-ray room;

(o) The anticipated x-ray workload which may be expressed in number of patients and exposures per week including technique factors to be used, or milliampere-seconds or milliampere-minutes per week, and estimates of the percentage of exposures that are expected to occur for a particular beam direction (e.g., twenty percent of exposures will be chest radiographs).

(5) Minimum design requirements for x-ray machine operators' booths—new installations only. (Dental, podiatry and veterinary installations are not applicable).

(a) The operator shall be allotted not less than 7.5 square feet of unobstructed floor space in the booths.

(i) The minimum space as indicated above may be any geometric configuration with no dimension of less than two feet.

(ii) The space shall be allotted excluding any encumbrance by the console, such as an overhang or cables, or other similar encroachments.

(iii) An extension of a straight line drawn between any point on the edge of the booth shielding and a point one foot horizontally between the nearest vertical edge of a chest cassette holder or, any corner of the examination table shall not impinge on the unobstructed space.

(iv) The booth walls shall be at least seven feet high and shall be permanently fixed to the floor or other structure as may be necessary.

(v) When a door or moveable panel is used as the integral part of the booth structure, it must have a permissive device which will prevent an exposure when the door or panel is not closed. (This type of booth structure is not recommended).

(b) Switch placement: The operator's switch for the radiographic machine shall be fixed within the booth and:

(i) Shall be at least 102 centimeters inside the protected area;

(ii) Shall allow the operator to use the available viewing windows.

(c) Viewing system requirements:

(i) Each booth shall have at least one viewing device which will:

(A) Be so placed that the operator can view the patient during any exposure; and

(B) The device shall be so placed that the operator can have full view of any occupant of the room and shall be so placed that the operator can view any entry into the room.

(ii) When the viewing system is a window the following requirements also apply:

(A) It shall have a visible area of at least one square foot.

(B) The glass shall have at least the same lead equivalence as that required in the booth's wall in which it is to be mounted.

(iii) When the viewing system is by mirrors, the mirrors shall be so located as to accomplish the general requirements as in (i) above.

(iv) When the viewing system is by electronic means (e.g., TV, etc.):

(A) The camera shall be so located as to accomplish the general requirements in (i) above; and

(B) There shall be an alternate viewing system as a backup for electronic failure.

(6) Dimensions of primary beam shielding (chest, cephalometer, etc.) shall exceed the largest possible beam size by at least 15.25 centimeters in every direction. Cephalometric primary beam shielding shall be deemed adequate if for a maximum working of twenty films a week, four pound lead is installed (for occupiable areas).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 H.

WAC 402-28-035 TABLE H

Filtration Required vs. Operating Voltage

| 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 |

(e)) Beryllium window tubes have a minimum of 0.5 mm aluminum equivalent filtration permanently mounted in the useful beam.

((f)) (c) For capacitor energy storage equipment, compliance shall be determined with the maximum quantity of charge per exposure.

((g)) (d) 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)

((h)) (e) 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))) of this subsection 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) of this subsection 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.

(9) Certified units. All diagnostic x-ray systems certified to comply with 21CFR1020 shall meet the requirements of that certification.

(10) Linearity: The difference between the ratio of exposure to mAs at one mA setting and the ratio at another mA setting shall not exceed 0.10 times the sum of the ratios. This is written as:

$$X_1 - X_2 \leq 0.10 (X_1 + X_2)$$

Where X_1 and X_2 are the ratios, mR/mAs for each mA station.

The test will be performed at any two adjacent mA stations with the same indicated focal spot size. For continuous mA selection, the test will be performed at two indicated mA stations differing by not more than a factor of two.

(11) kVp accuracy: The difference between the indicated and actual kVp of an x-ray machine shall not be greater than 10% of the indicated kVp, or, alternatively, if available, the accuracy specifications of the control panel manufacturer must be met.

(12) Requirements of subsections (10) and (11) of this section apply only to all certified machines and to those uncertified machines where transfer, sale, or reassembly for use after January 1, 1984, is involved. See WAC 402-28-031(1).

¹(This applies only to units installed after the effective date of these regulations.)

²(This applies only to units installed after the effective date of these regulations.)

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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~~) fluoroscopic equipment shall not (~~extend beyond the entire visible area of the image receptor 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)) be used.
 - (d) For image-intensified fluoroscopic equipment without a spot film device, 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. (~~For image-intensified fluoroscopic equipment with a spot film device, the x-ray beam shall be no larger than the largest spot film for which the device is designed.~~) Measurements shall be made at the minimum SID available but at no less than 8 inches table top to film plane distance. (~~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.))

(e) For image-intensified fluoroscopic equipment with a spot film device, the x-ray beam with the shutters wide open (during either fluoroscopy itself or spot films) shall be no larger than the dimensions of the largest spot film size for which the device is designed. Measurements shall be made at the minimum SID available but at no less than 8 inches table top to the film plane distance.

(f) For all image-intensified fluoroscopic equipment:

- (i) Means shall be provided to permit further limitation of the x-ray field;
- (ii) The minimum field size at the greatest SID shall be equal to or less than 5 centimeters by 5 centimeters;

(iii) Compliance with WAC 402-28-040 (1) (d) and (e) 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 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) For equipment with or without automatic brightness control, 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 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) For equipment (~~without automatic brightness control, when~~) which is 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~~) last two dates the measurements were performed, and the type of device used in making the measurements.

(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).~~)

(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)) output 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) 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 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~~) Alternatively, 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 shall not be operated 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 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:

(i) 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).

(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 1570, filed 12/8/80)

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 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) Adequate 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 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 central 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(;) and 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 August 1974) of the SID(~~; and to indicate the SID to within 2 percent (5 percent for equipment manufactured prior to 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 August 1974) of the SID when the beam axis is perpendicular to the plane of the image receptor~~);

(d) Indication of field size dimensions shall be such that aperture adjustments result in x-ray field dimensions in the plane of the image receptor to within 2 percent 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 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 August 1974) of the SID.

(c) The above WAC 402-28-051(4)(a) and 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 1570, filed 12/8/80)

WAC 402-28-052 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARY 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) 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))~~ has no choice but 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 a minimum of 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.

(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} greater than or equal to $5 [T_{(max)} - T_{(min)}]$

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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))~~ 23 centimeters. 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 ~~((measure))~~ indicate the selected source to image receptor distance (SID) to within ~~((2.5 centimeters))~~ 2 percent of the indicated SID.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-054 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC(;) AND DENTAL INTRAORAL(;) ~~OR VETERINARY SYSTEMS)~~—EXPOSURE ~~((REPRODUCIBILITY))~~ REPRODUCIBILITY. The exposure produced shall be reproducible to within the following criteria: When all technique factors are held constant, the coefficient of variation shall not exceed 0.10.

(1) For manual exposure control mode. 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 \bar{E} (with bar over it) is greater than five times the maximum exposure, $E_{(max)}$, minus the minimum exposure, $E_{(min)}$.

$\bar{E} > 5 [E_{(max)} - E_{(min)}]$

(2) For phototimed exposure control mode. 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 \bar{E} (with bar over it) is greater than five times the maximum exposure, $E_{(max)}$, minus the minimum exposure, $E_{(min)}$. The four exposures are to be made under the following conditions in phototimed mode:

(a) The kV is held constant.

(b) The mA, if selectable, is held constant.

(c) The selected density, if selectable, is held constant.

(d) Selection of phototimer radiation detectors (single or multiple detectors selected) is varied for each of the four exposures, if selectable.

(e) The same attenuator is placed in the x-ray field between the selected phototimer radiation detectors (photocells) and the radiation detector used to determine the four exposure values.

(f) The selected phototime radiation detectors (photocells) are within the x-ray field during each exposure measurement and are covered completely by the attenuator.

(3) Systems employing deliberately mismatched phototimed cells are permitted providing written specifications for the mismatch are available for inspection.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 (\bar{T} with bar over it) shall be greater than or equal to five times the maximum period ($T_{(max)}$) less the minimum period ($T_{(min)}$). \bar{T} (with bar over it) shall be less than or equal to 5 seconds:~~

~~\bar{T} 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:

(i) 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~~) has no choice but to remain in that protected area during the entire exposure. This requirement pertains only to new or modified installations assembled after May 1, 1980.

(ii) Permanently mounted in a protected area shall be interpreted as meaning that the exposure switch is fixed in position no less than 36 inches from access to the direct scatter radiation field.

(c) The x-ray control shall provide a 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)) of x-ray production observable at or from the operator's protected position or a signal audible to the operator shall indicate that the exposure has terminated, or both.

(5) Exposure (~~reproductibility~~) 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 (\bar{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} greater than or equal to 5 [$E_{(max)} - E_{(min)}$]

(6) Operating controls.

(a) Patient and film holding devices shall be used when the techniques permit.

(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.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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.~~

((tt)) 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.

((tt)) (h) 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.

((tt)) (i) 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.

((tt)) (j) Source-to-patient distance. There shall be means of determining the source-to-patient distance to within 1 centimeter.

((tt)) (k) 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.

((tt)) (l) 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 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 or treatment must be discontinued until repair is made. If treatment is to be discontinued, this policy shall be included in the

written safety procedures. A copy of the safety procedures shall be provided to the operator.

(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.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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, cones, or a stepless adjustable collimator shall be ((provided)) used 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. Cones or diaphragms, if used, shall be marked with their field size and the distance at which they are to be used.

(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. It must not be possible for the device to allow an exposure when pre-set at "zero" or "off".

(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)) 1.8 meters from the animal during all x-ray exposures.

(f) Reproducibility requirements—See WAC 402-28-054.

(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)) (b) 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)) (c) 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 402-28-990 ((APPENDIX C—))X-RAY FILM DEVELOPING GUIDELINES((—TIME TEMPERATURE CHART)). ((APPENDIX C—X-ray Film Developing Guidelines—Time Temperature Chart.)) This ((appendix)) section is ((included for convenience and information and is not intended to be a regulation)) required of all healing arts registrants and is designed to ensure that the patient and operator exposure is minimized and to produce optimum image quality and diagnostic information.~~

(1) Manual processing of films:

(a) The following relationship between temperature of the developer and development time must be used (standard chemistry only):

| THERMOMETER READINGS (DEGREES) | | MINIMUM DEVELOPING TIMES (MINUTES) |
|-----------------------------------|----|--|
| C | F | |
| 27 | 80 | 2 |
| | 79 | 2 |
| | 78 | 2 1/2 |
| | 77 | 2 1/2 |
| 24 | 76 | 3 |
| | 75 | 3 |
| | 74 | 3 1/2 |
| | 73 | 3 1/2 |
| 22 | 72 | 4 |
| | 71 | 4 |
| | 70 | 4 1/2 |
| | 69 | 4 1/2 |
| 20 | 68 | 5 |
| | 67 | 5 1/2 |
| | 66 | 5 1/2 |
| | 65 | 6 |
| 18 | 64 | 6 1/2 |
| | 63 | 7 |
| | 62 | 8 |
| | 61 | 8 1/2 |
| 16 | 60 | 9 1/2 |

~~((It is recommended that:~~

~~((+)) (b) Processing of film. All films shall be processed in such a fashion as to achieve adequate sensitometric performance. This criterion shall be adjudged to have been met if ((either of the following items can be met:)):~~

~~((+)) (i) Film manufacturer's published recommendations ((as regards)) for time and temperature are followed, or~~

~~((+)) (ii) Each film ((shall be)) is developed in ((accord)) accordance with the time-temperature chart. (See (a) of this subsection.)~~

~~((2) Manual processing of film:~~

~~(a) Where film is developed manually, a system shall be available which consists of at least one three-sectional tank made of mechanically rigid, corrosion resistant material (each section of which shall be constructed so as to retain its solution separation from the other two) and has the overall temperature controlling capability of maintaining each solution such that the temperature of each solution will always fall within the range of 16 degrees C to 27 degrees C (60-80 degrees F):~~

~~((b)) (c) Devices shall be available which will:~~

~~(i) Give the actual temperature of the developer and~~

~~(ii) Give an audible or visible signal, after a preset time (in minutes of duration).~~

~~((+)) (d) Chemical-film processing control.~~

~~(i) Chemicals shall be mixed in ((accord)) accordance with the chemical manufacturer's recommendations.~~

~~(ii) Developer replenisher shall be periodically added to the developer tank based on ((the area of the films which have been developed (e.g., 1 liter per 3100 in² of film or in accord with)) the recommendations of the chemical or film manufacturer((+)). Solution may be removed from the tank to permit the addition of an adequate volume of replenisher.~~

~~(iii) All processing chemicals shall be completely replaced at least every ((3)) two months.~~

~~((iv) At the time of the complete processing chemical change, a film shall be exposed to a density of approximately one, with one-half of the film being protected from the exposure. After full development, it will be maintained in the darkroom or vicinity and at the beginning of each work day at least one test film or film strip (exposed under techniques identical with those used for the original test film) shall be compared with the original test film to evaluate the adequacy of developing results and base fog level:~~

~~(3) Automatic processors and other closed processing systems:~~

~~(a) Preventive maintenance shall be performed on the unit, except for extended periods of non-use, on a frequency basis which is not less than that schedule recommended by the manufacturer. In the event that no schedule is available from the manufacturer a maintenance schedule shall be established which will preserve good film quality.~~

~~(b) After a full cleansing of the processor a film shall be exposed to a density of approximately one, with one half of the film protected from exposure. It will be developed and then kept near the unit and daily at least one test film (exposed under techniques identical with~~

those for the original test film) shall be compared with the original test film to evaluate the adequacy of the unit's developing capability and base fog level.)

(2) Automatic film processing. Films shall be processed in such a manner that the degree of film development is the same as would be achieved by proper adherence to subsection (1) of this section (manual processing).

~~((4))~~ (3) Darkrooms. ~~((2))~~ Darkrooms shall be constructed so that film being processed, handled, or stored will be exposed only to light which has passed through a safelight filter.

~~((b))~~ The radiance and spectral emission of the safelight (bulb and filter combination) shall be such that film shall not be "fogged" above the base level when exposed for 1 minute at a distance of about 120 centimeters from the lamp(s). Film manufacturer's recommendations for a safelight and its placement shall be adjudged to meet this criterion.)

(4) The department shall make such tests as may be necessary to determine compliance with this section.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-99001 APPENDIX ((D)) I—GOOD PRACTICES. ((APPENDIX D—Good Practices.)) The following are included in this handbook of regulations as suggested good practices and are not intended to be a regulation. The topics presented in these good practices may, however, become incorporated into the Washington Administrative Code at a future date.

(1) Imaging systems. Procedures and auxiliary equipment designed to minimize patient and personnel exposure commensurate with the needed diagnostic information should be utilized. This is interpreted to include but not limited to:

(a) ~~((The speed of film or screen and film combinations should be the fastest speed))~~ High-speed films and screens should be utilized consistent with the diagnostic objective of the examination((s)).

(b) The radiation exposure to the patient should be the minimum exposure required to produce images of good diagnostic quality.

~~((c))~~ Portable or mobile equipment should be used only for examinations where it is impractical to transfer the patient(s) to a stationary radiographic installation.

(2) Information and maintenance record and associated information: The registrant should maintain at least the following information for each x-ray machine:

- (a) Maximum rating of technique factors.
- (b) Model numbers of all certifiable components.
- (c) Aluminum equivalent filtration of the useful beam, including any routine variation.
- (d) Tube rating charts and cooling curves.
- (e) Record of surveys, calibrations, maintenance, modifications (from the original schematics and drawings) performed on the x-ray machine after the effective date of these regulations, along with the names of persons who performed the service.

(f) A scale drawing of the room in which a stationary x-ray system is located. The drawing should denote the type of materials and their thickness (or lead equivalence) provided by each barrier of the room (walls, ceilings, floors, doors, windows). The drawing should also denote the type of occupancy of adjacent areas to include above and below the x-ray room of concern (e.g., hallways, offices, parking lots, and toilets). Estimates of the frequency of such occupancy shall also be noted on the drawing.

(g) A copy of all correspondence with this Department regarding that x-ray machine.

~~((3))~~ (2) Patient log. Each facility should keep a patient log which will indicate the following information as a minimum:

- (a) Identification of the patient, including name, facility identification number or social security number, age, and sex.
- (b) Date of x-ray examination.
- (c) Examination or treatment given ~~((by routine or local title as denoted on the technique chart required in WAC 402-28-031(2)(c))~~, technique factors used, and number of exposures.
- (d) Any deviation from the standard procedure or technique (including all repeat exposures) as denoted in the technique chart required in WAC 402-28-031(2)(c).
- (e) When applicable, the x-ray system used.
- (f) Name or cross index of individuals who performed the exam.

~~((4))~~ (3) Human holder log. A record ~~((shall))~~ should be made of the examination and shall include the name of the human holder, date of the examination, number of exposures and technique factors utilized for the exposure(s)((:)).

~~((5))~~ Personnel monitoring devices.

(a) When protective clothing or devices are worn on portions of the body and a monitoring device(s) is required, at least one such 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 any one critical organ (which are the gonads, the blood forming organs, head and trunk, or lens of the eye) shall be recorded in the reports required by WAC 402-24-020. If more than one device is used and a record is made of the data, each dose shall be identified with the area where the device was worn on the body.

(b) Exposure of a personnel monitoring device to deceptively indicate a dose delivered to an individual is prohibited.)

(4) Exchange of information. Because patient exposure to diagnostic x-rays is the most predominant source of exposure to artificially produced ionizing radiation, radiographs should be exchanged among the practitioners of the various healing arts. Such exchange can only benefit patients by reducing the unnecessary repeated exposures of patients who are referred to, or change to, other practitioners.

(5) Patient exposure guidelines. The following patient exposure values should be achievable with high speed image receptor systems, proper filtration, a reasonable radiographic density preference, and proper film development. State radiation safety surveyors can provide registrants with results of measurements of patient exposure values upon request.

Dental Bitewing

| KVP Range Utilized | Upper Limit of Skin Entrance Exposure, mR |
|--------------------|---|
| 50 - 64 | 350 |
| 65 - 70 | 300 |
| 71 - 80 | 250 |
| 81 - 90 | 200 |

Medical

| Exam* | Upper Limit of Skin Entrance Exposure, mR |
|----------------|---|
| Abdomen | 600 |
| Lumbar spine | 600 |
| Cervical spine | 200 |
| Skull | 200 |
| Chest | 20 |

*On average-size patient

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-99003 APPENDIX ((F)) II—DETERMINATION OF COMPETENCY. ((APPENDIX F—Determination of Competency.)) The following are areas in which the Department of Social and Health Services considers it important that an individual develop expertise for the competent operation of x-ray equipment.

- (1) Familiarization with equipment.
 - (a) identification of controls.
 - (b) function of each control.
 - (c) suggested settings for routine examinations.
- (2) Radiation protection.
 - (a) collimation
 - (b) filtration
 - (c) gonad shielding
 - (d) restriction of x-ray tube radiation to the image receptor.
 - (e) personnel protection.
 - (f) grids
- (3) Film processing.
 - (a) film speed as relates to patient exposure.
 - (b) film processing parameters.
 - (c) Emergency procedures.
 - (d) termination of exposure in event of automatic timing device failure.

~~((The American Society of Radiologic Technologists is in the process of developing a proficiency test.))~~

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-99004 APPENDIX ((G)) III—INFORMATION TO BE SUBMITTED BY PERSONS PROPOSING TO CONDUCT HEALING ARTS SCREENING USING IONIZING RADIATION. 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 402-28-120 APPENDIX A—INFORMATION ON RADIATION SHIELDING REQUIRED FOR PLAN REVIEWS.

(2) WAC 402-28-130 APPENDIX B—MINIMUM DESIGN REQUIREMENTS FOR AN X-RAY MACHINE OPERATOR'S BOOTH—NEW INSTALLATIONS ONLY.

(3) WAC 402-28-99002 APPENDIX E—PERFORMANCE STANDARDS FOR COMPONENTS OR SYSTEMS.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-32-020 INTERSTITIAL, INTRACAVITARY AND SUPERFICIAL APPLICATIONS. (1) 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))~~ 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 to him by the department))~~ condition.

(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 semi-permanently 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 and are accounted for.

(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.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-32-030 TELEETHERAPY. (1) Equipment.

(a) The housing shall be so constructed that, at one meter from the source, the maximum exposure rate does not exceed ten 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 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 0.1 percent of the useful beam exposure rate.

(c) Adjustable or removable beam-defining diaphragms shall allow transmission of not more than five 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) Beam control mechanisms.

(i) 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.

(ii) Beam control mechanisms shall be tested at intervals not to exceed three months for proper function. Records of these tests shall be maintained for inspection by the department.

(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 permanent radiation (~~monitoring device~~) monitor which shall:

(i) Continuously monitor the condition of the teletherapy beam; ~~(and)~~

(ii) Provide a continuous visible signal to the teletherapy unit operator and any person entering the treatment room, of a unit malfunction;

(iii) Each radiation monitor must be equipped with an emergency power supply separate from the power supply to the teletherapy unit. This emergency power supply may be a battery system;

(iv) Each radiation monitor must be tested for proper operation each day before the teletherapy unit is used for treatment of patients; and

(v) If a radiation monitor is inoperable for any reason, any person entering the teletherapy room shall use a properly operating portable survey instrument or audible alarm personal dosimeter to monitor for any malfunction of the source exposure mechanism that may have resulted in an exposed or partially exposed source. Survey instruments or dosimeters must be tested daily before use.

(2) Operation. Except in the emergency condition when a source fails to retract, no individual shall be in the treatment room during irradiation unless that individual is the patient. 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.

◇ AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-32-100 SPECIAL REQUIREMENTS FOR TELE-THERAPY 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).

(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 for units employing a cobalt-60 source and six months for units employing a cesium-137 source.

(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.

NOTE: The requirements of WAC 402-32-100(4) are in addition to those set forth in WAC 402-12-050(41).

(5) Records.

The licensee shall maintain, for inspection by the department, records of the measurements, tests, corrective actions, and instrument calibrations made under WAC 402-32-100 (1) and (2) and records of the licensee's evaluation of the qualified expert's training and experience made under WAC 402-32-100(4).

(a) Records of (i) full calibration measurements and (ii) calibration of 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.

(6) Inspection and servicing of the source exposure mechanism.

(a) The licensee shall cause each teletherapy unit used to treat humans to be fully inspected and serviced during source replacement or at intervals not to exceed five years, whichever comes first, to assure proper functioning of the source exposure mechanism.

(b) Inspection and servicing of the teletherapy unit shall be performed by persons specifically licensed to do so by the United States Nuclear Regulatory Commission or an agreement state.

(c) Amendments to teletherapy licenses in effect as of the effective date of these regulations, which extended the time interval for the inspection and servicing requirement of WAC 402-32-100(6)(a) shall remain in effect and are not rescinded by this section.

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 ~~((im))~~ therein.

Chapter 402-34 WAC
SPECIAL REQUIREMENTS FOR NUCLEAR MEDICINE

NEW SECTION

WAC 402-34-010 PURPOSE AND SCOPE. The provisions of this chapter apply to all licensees utilizing radioactive materials in the practice of nuclear medicine and establish radiation safety requirements for those licensees. These provisions are in addition to, and not in substitution for, other applicable provisions of these regulations.

NEW SECTION

WAC 402-34-030 DEFINITIONS. (1) "Nuclear medicine" means the intentional internal or external administration of unsealed radioactive material to human beings.

(2) "Nuclear medicine technologist" means any individual who performs nuclear medical procedures under the supervision of a physician licensed pursuant to chapter 402-22 WAC.

(3) "Training" means instruction or experience acquired under the direct supervision of a physician, a certified/registered nuclear medicine technologist, and/or a qualified expert who has the necessary knowledge and training to advise personnel on radiation protection.

NEW SECTION

WAC 402-34-050 RADIATION SAFETY COMMITTEE. (1) Where required by license condition or pursuant to WAC 402-22-070(1), the radiation safety committee, shall meet at least once every six months. Where required by license condition, the committee shall meet at the frequency stated in the license or application. Such meetings shall be documented by written minutes and those minutes shall be maintained for inspection by the department for at least two years.

(2) Evaluation of the adequacy of the licensee's radiation safety program shall be conducted at least once each calendar year. Such evaluations may be performed by the radiation safety officer, a competent outside agent, or by qualified personnel at the licensee's own facility. These evaluations shall be documented, maintained for inspection by the department, and presented to the radiation safety committee for review and approval.

NEW SECTION

WAC 402-34-090 PERSONNEL MONITORING. In addition to the requirements of WAC 402-24-070 and the conditions of the license, extremity monitoring (such as TLD ring badges) shall be provided and used on a monthly exchange basis for those personnel who elute Tc 99^m/Mo 99 generators.

NEW SECTION

WAC 402-34-100 RADIOPHARMACEUTICALS. (1) Radioactive material to be administered to humans shall be the subject of an FDA-approved "New Drug Application" (NDA) or an FDA-accepted "Notice of Claimed Investigational Exemption for a New Drug" (IND), unless otherwise stated in the license.

(2) Any licensee using radioactive material for clinical procedures other than those specified in the product labeling (package insert) shall comply with the product labeling regarding:

- (a) Chemical and physical form;
- (b) Route of administration; and
- (c) Dosage range.

(3) No licensee shall receive, possess, or use radioactive material as a radiopharmaceutical except when it has been:

- (a) Manufactured in the form to be administered to the patient, and labeled, packaged, and distributed, in accordance with a specific license; or
- (b) Prepared from reagent kits and/or radionuclide generators approved in accordance with WAC 402-22-070 (3)(b) and 402-22-110(10).

(4) The provisions of this part notwithstanding:

(a) No radioactive material in gaseous form or for use as an aerosol is permitted except Technetium-99m pentetate used as an aerosol for lung function studies, or as specifically authorized by license condition. Radioactive aerosols must be administered with a closed, shielded system that either is vented to the outside atmosphere through an air exhaust or provides for collection and disposal of the aerosol; and

(b) No generator or reagent kit is authorized for preparation of any gaseous form or aerosol of the radioactive material, except as specifically authorized by license condition.

(5) Radioactive material to be administered to humans shall be assayed for activity to determine the dose within ten percent accuracy of the prescribed dose prior to being administered to patients.

(a) In the absence of a certificate from a supplier which specifies the activity of each dose, the licensee shall establish written procedures for the personnel to perform assays to an accuracy of ten percent of the prescribed dose prior to being administered to patients.

(b) The licensee shall maintain for inspection by the department, records of the results of each assay performed to determine the activity of each dose administered to a patient. Records shall be maintained for two years following performance of each assay.

NEW SECTION

WAC 402-34-120 RADIONUCLIDE GENERATORS. (1) Any licensee 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.

(2) Tc-99m separated from Molybdenum 99 either by elution of a Molybdenum 99/Tc-99m generator or by an extraction process shall be tested to detect, and quantify Molybdenum 99 activity prior to administration to patients. The licensee shall not administer to patients Tc-99m containing more than 1.0 uCi of Molybdenum 99 per mCi of Tc-99m or more than 5.0 uCi of Molybdenum 99 per dose of Tc-99m at time of the administration. The limits for Molybdenum 99 contamination represent maximum values and Molybdenum 99 contamination should be kept as low as reasonably achievable below these limits.

(a) In the absence of a certificate from the supplier of Tc-99m which specifies the quantity of Molybdenum 99, the licensee shall establish written procedures for personnel performing tests to detect and quantify Molybdenum 99 contamination. These procedures shall include all necessary calculations and steps to be taken if activities of Molybdenum 99 in excess of the limits specified in this part are detected.

(b) Personnel performing tests to detect and quantify Molybdenum 99 contamination shall be given specific training in performing these tests prior to conducting such tests.

(c) The licensee shall maintain for inspection by the department, records of the results of each test performed to detect and quantify Molybdenum 99 contamination and records of training given to personnel performing these tests. Records shall be maintained for two years following the performance of each test and the training of personnel.

NEW SECTION

WAC 402-34-140 LABORATORY SAFETY. In addition to those requirements found in WAC 402-22-070(7), the licensee shall utilize syringe shields or other shielding devices for all manipulations. Syringe shields should be used for injections whenever practicable.

NEW SECTION

WAC 402-34-150 SURVEYS. In addition to applicable requirements found elsewhere in these regulations, and the licensee, each licensee shall:

(1) Monitor hands and clothing for contamination after each procedure, or before leaving the restricted area;

(2) Survey the laboratory work area for contamination after each procedure, or at the end of the day using instrumentation capable of measuring nanocurie amounts of activity. Survey documentation should include an area diagram and the instrumentation used. Such documentation shall be maintained for inspection by the department for two years.

NEW SECTION

WAC 402-34-170 CALIBRATION AND REFERENCE SOURCES. (1) Any licensee who owns, receives, acquires, possesses, uses, or transfers calibration reference sources pursuant to the general license authorized in WAC 402-21-050(7) shall:

(a) Maintain a file or log identifying such sources, including isotope, amount, model and serial numbers, manufacturer, date of receipt, date of transfer, and to whom transferred (where applicable);

(b) Possess at any one time, and at any one location of storage or use, no more than five uCi of Am-241 and five uCi of Pu and five uCi of Ra-226 in such sources;

(c) Store such source(s), except when the source(s) 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

(d) Not use such source(s) for any purpose other than the calibration of radiation detectors or the standardization of other sources.

(2) Any licensee who receives, possesses, or uses calibration and reference standards pursuant to the group licensing provisions of WAC 402-22-070 (3)(c):

(a) Shall conduct leak tests in accordance with WAC 402-22-070(3)(d);

(b) Shall follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, and 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

(c) Shall conduct a quarterly physical inventory to account for all sources received and possessed. Records of the inventory shall be

maintained for inspection by the department, and shall include, but not be limited to, the quantities and kinds of radioactive material, location of sources, and the date of inventory.

NEW SECTION

WAC 402-34-190 INSTRUMENTATION. (1) Instrumentation used to conduct surveys shall be appropriate for the nuclide(s) and radiation levels present.

(2) Portable and stationary survey instruments shall be calibrated at least once each calendar year, and after any repair using either approved procedures or by a facility specifically licensed to perform calibrations. Records shall be maintained for inspection by the department.

(3) An operational check utilizing an appropriate check source shall be conducted.

(4) Imaging systems shall have a flood performed daily when the system is used. In addition, mobile nuclear medicine services employing imaging systems which are moved from one facility to another shall perform a flood prior to use at each location. Bar phantoms shall be performed weekly. Records of such quality assurance for imaging systems, shall be maintained for inspection by the departments.

(5) Appropriate source(s) for calibration and reference of dose calibrators shall be used. Dose calibrators shall receive:

(a) Daily constancy checks;

(b) Quarterly linearity tests;

(c) Annual tests for accuracy; and

(d) Geometry tests upon installation and following major repair.

(6) Quality assurance procedures for dose calibrators found in WAC 402-34-190(5), excluding daily constancy checks shall be conducted by individuals specifically licensed to perform these tests, and shall be documented for future inspection by the department.

NEW SECTION

WAC 402-34-210 RADIOACTIVE GASES. (1) Licensees utilizing radioactive gases, such as Xenon-133 or Krypton-81m, shall have and use by January 1, 1984 a ventilation system adequate for such use, including an approved trap. Radioactive gas shall be disposed only as specifically authorized by the license.

(2) Licensees utilizing radioactive gases shall maintain concentrations below applicable limits contained in chapter 402-24 WAC. Verification shall be documented. Such verification may be made by calculation, air samples, or the use of constant monitoring instrumentation.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-025 DEFINITIONS. As used in this part:

(1) "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) "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) "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, regardless of ownership.

(4) "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) "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) "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) "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.

NEW SECTION

WAC 402-36-027 OFFSHORE OPERATIONS. Offshore and/or underwater radiography shall be performed only by licensees whose license specifically authorizes such activity. Such operations fall under the jurisdiction of the United States Nuclear Regulatory Commission when conducted outside of the territorial waters of the state of Washington.

NEW SECTION

WAC 402-36-035 INTERNAL AUDIT AND TRAINING. (1) Each licensee shall conduct the internal audit required by WAC 402-22-070(6)(c) at intervals not to exceed three months. The audit should be done by management or the radiation safety officer and shall cover a review or spot checks of the records required by WAC 402-12-080, 402-24-085, 402-24-125, 402-24-170, 402-36-060, 402-36-070, 402-36-080, 402-36-090, 402-36-095, 402-36-100, 402-36-120, 402-36-150, 402-36-153, and 402-36-157, and conditions of the license.

(2) Each radiographer performing radiography shall be audited at intervals not to exceed three months during the performance of radiography, to assure that the license provisions, regulations, and the licensees operating and emergency procedures are followed by radiographers and radiographer's assistants. This audit shall be performed by the radiation safety officer, management, or the most experienced radiographers available. Results of this audit shall be recorded.

(3) Records of the internal audits required by subsections (1) and (2) of this section shall be maintained for two years.

(4) Training required by WAC 402-22-070(5)(a) shall be conducted in accordance with the conditions of the license and subject to the following criteria:

(a) Initial training must be completed before a person can act as a radiographer or radiographer's assistant;

(b) Periodic retraining must be conducted at least annually;

(c) Records showing compliance with these training requirements must be maintained for at least one year following termination of employment.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-060 RADIATION SURVEY INSTRUMENTS.

(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 traceable to a national standard 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.

(4) The requirements of WAC 402-36-060 do not apply to registrants using only radiation machines in enclosed radiographic systems.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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.)) United States 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 402-22-070(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)) subsections (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 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."

(6) Each radiographic exposure device shall have permanently attached to it a durable label at least four inches square bearing the prescribed radiation caution symbol in conventional colors (magenta or purple on a yellow background), and at a minimum the instructions, "Danger - Radioactive Material - Do Not Handle - Notify Civil Authorities if Found."

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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.))~~;

(1) Exposure device or source changer make, model, and serial number;

(2) Sealed source serial number and manufacturer;

- (3) Isotope and current activity;
- (4) Location of device/changer;
- (5) Date of inventory;
- (6) Name of person who performed inventory.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-095 INSPECTION AND MAINTENANCE OF RADIOGRAPHIC EXPOSURE DEVICES, CONTROL CABLES, STORAGE CONTAINERS AND SOURCE CHANGERS. (1) The licensee shall conduct a program for inspection and maintenance of radiographic exposure devices, storage containers, control units (to include cables), 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, control assemblies, and source changers prior to use each day the equipment is used.

(3) The licensee's program shall include a thorough visual inspection for corrosion, and specific maintenance procedures that address corrosion removal and prevention.

(4) If any inspection conducted pursuant to WAC 402-36-095(1) or (2) reveals damage to components critical to radiation safety, the device shall be removed from service until proper repairs have been made.

~~((4))~~ (5) Any maintenance performed on radiographic exposure devices and accessories shall be in accordance with the manufacturer's specifications.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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;

(b) Has received copies of and instruction in the regulations contained in ~~((this part))~~ chapters 402-10, 402-12, 402-24, 402-36, and 402-48 WAC 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;

(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;

(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 1570, filed 12/8/80)

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 a ~~((theft))~~ theft, loss, ~~((over exposure))~~ overexposure or accident involving sources of radiation;

(9) Maintenance of records; and

(10) The inspection and maintenance of radiographic exposure devices and storage containers.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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. Pocket dosimeters 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 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 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 unrestricted area, as specified in WAC 402-24-040.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 of a radiographer, as defined in WAC 402-36-025~~((8))~~, ~~by a radiographer~~ (4). ~~((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 communicate and give immediate assistance if required, and (3) the radiographer's ability to observe the performance of his/her assistant during the operations referred to in this section.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 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. The maximum survey reading at the boundary shall be recorded. The records shall indicate approximate distance from source to boundaries, whether or not the exposed source is collimated and any occupied areas with exposure levels greater than 2 mR in any hour during radiographic operations.

(5) Records required by ((paragraphs)) subsections (3) and (4) of this section shall include the model and serial number of the survey meter used 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.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-155 SPECIAL REQUIREMENTS FOR ENCLOSED RADIOGRAPHY. (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 evaluations shall be maintained for inspection by the department for a period of two years after the evaluation.

(c) Interlocks are required on all enclosed radiographic systems, such that the exposure will terminate if a door or port accessible to individuals is opened during the exposure, except for those systems employing conveyor belts or sample ports.

(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 at the beginning of each day of use and recorded.

(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.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-157 SPECIAL REQUIREMENTS FOR PERMANENT RADIOGRAPHIC INSTALLATION. 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 requirements.

(1) 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.

(2) ((The alarm system)) Both visible and audible alarm systems are required and shall be tested prior to the first use of ((the)) a source in the installation and thereafter at intervals not to exceed three months. Records of the tests shall be kept for two years.

(3) The department shall review and approve, in advance of construction, plans for permanent radiographic installations whose construction had not commenced by the effective date of these regulations.

Construction of the permanent facility shall be in accordance with the plans approved by the department.

(4) A physical radiation survey shall be conducted and results recorded following construction or major modification of the facility using the largest strength source in the licensee's possession. Radiography shall not be conducted if exposure levels in unrestricted areas are greater than 2 mR in any hour.

NEW SECTION

WAC 402-36-165 APPENDIX B—GENERAL GUIDELINES FOR INSPECTION OF RADIOGRAPHY EQUIPMENT. (1) Panoramic devices (devices in which the source is physically removed from shielded container during exposure) should be inspected for:

- (a) Radiographic exposure unit;
 - (i) Abnormal surface radiation levels anywhere on camera;
 - (ii) Condition of safety plugs;
 - (iii) Proper operation of locking mechanism;
 - (iv) Condition of pigtail connector;
 - (v) Alignment of "S" tube with exit port;
 - (vi) Condition of carrying device (straps, handle, etc.);
 - (vii) Proper labeling;
- (b) Source tube;
 - (i) Rust, dirt, or sludge buildup inside the source tube;
 - (ii) Condition of source tube connector;
 - (iii) Condition of source stop;
 - (iv) Kinks or damage that could prevent proper operation;
- (c) Control cables and drive mechanism;
 - (i) Proper drive mechanism for this camera, if appropriate;
 - (ii) Changes in general operating characteristics;
 - (iii) Condition of connector on drive cable;
 - (iv) Drive cable flexibility, wear, and rust;
 - (v) Excessive wear or damage to crank assembly parts;
 - (vi) Damage to drive cable conduit that could prevent the cable from moving freely;
 - (vii) Connection of the control cable connector with the pigtail connector for proper mating;
 - (viii) Proper operation of source position indicator, if applicable.
- (2) Directional beam devices should be inspected for:
 - (a) Abnormal surface radiation;
 - (b) Changes in the general operating characteristics of the unit;
 - (c) Proper operation of shutter mechanism;
 - (d) Chafing or binding of shutter mechanism;
 - (e) Damage to the device which might impair its operation;
 - (f) Proper operation of locking mechanism;
 - (g) Proper drive mechanism with this camera, if appropriate;
 - (h) Condition of carrying device (strap, handle, etc.);
 - (i) Proper labeling.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-48-030 INSTRUCTIONS TO WORKERS. (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, department form RHF-3 "Notice to Employees", and license((s)) conditions for the protection of personnel from exposures to radiation or radioactive material occurring in such areas;

(d) Shall be instructed that any worker or representative of workers who believes that a violation of the regulations, license conditions, or unnecessary exposure to radiation exists or occurred, may request an inspection by the department by oral or written notification. Any such notification to the department is confidential;

(e) Shall be instructed of their right to notify the department if the individual suspects improper actions by a licensee/registrant, or conditions which may lead to a violation of these regulations, the license/registration, or unnecessary exposure to radiation or radioactive materials;

(f) Shall be instructed that employment discrimination by a licensee/registrant against an employee because of actions described in this chapter is prohibited;

(g) 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)) (h) 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)) (i) Shall be advised as to the radiation exposure reports which workers shall be furnished pursuant to WAC 402-48-040.

(2) By July 1, 1984, records of these instructions described in subsection (1) of this section, for all individuals working in, or frequenting any portion of a restricted area shall be maintained for inspection by the department until further notice. These records shall include a copy of WAC 402-48-030, or all the information contained in this section, along with a dated verification signature by the employee stating that the individual is satisfied with the explanation of the instructions contained in this section.

(3) The extent of these instructions shall be commensurate with potential radiological health protection considerations in the restricted area.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

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 these regulations, orders, and license conditions, as shown in records maintained by the licensee or registrant pursuant to these regulations. Each notification and report shall:

(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) Upon request of the worker, each licensee or registrant shall advise each worker annually of the worker's current and accumulated 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 each worker or former worker a report of the worker's exposure to radiation or radioactive material upon termination. 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 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) In addition to the requirements of WAC 402-48-040(3), 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)) exposure, or of a worker who, while employed by another person, is terminating assignment to work involving radiation ((dose)) exposure 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 83-15-062

PROPOSED RULES

LIQUOR CONTROL BOARD

[Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Liquor Control Board intends to adopt, amend, or repeal rules concerning Liquor sales in Indian country—Appointment of tribal liquor vendors—Qualifications, WAC 314-37-010;

that the agency will at 9:30 a.m., Wednesday, August 24, 1983, in the Office of the Liquor Control Board, 5th Floor, Capital Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 66.08.030 and 66.08.050(2).

The specific statute these rules are intended to implement is RCW 66.08.050(2).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 24, 1983.

Dated: July 20, 1983

By: Robert D. Hannah
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-37-010 Liquor sales in Indian country—Appointment of tribal liquor vendors—Qualifications.

Description of Purpose: The amendments to WAC 314-37-010 are intended to update that rule to conform to the current status of the law relating to liquor sales in Indian country after the United States Supreme Court Decision in *Rice v. Rehner* (decided July 1, 1983). The rule as amended is intended to provide a method whereby qualifying tribes desiring to do so may enter into negotiated agreements with the board to continue sale of liquor in Indian country in conformity with state licensing and regulatory law. Any such agreements negotiated would maintain state control and recover for the state all applicable taxes on those liquor sales (i.e. taxes on sales to nontribal members). Additionally, the agreements will take into consideration the nature of tribal enterprises and will deal with all aspects of the purchase, sale, etc. of liquor in Indian country and are intended to maintain state revenue in a manner comparable to that received from other outlets, while taking into consideration the unique nature of a tribal liquor vendor operation. The ultimate purpose of these rule amendments is to reach a final resolution to the Indian country liquor sales issue and to thereby eliminate the possibility of future confrontation and litigation.

Statutory Rule-Making Authority: RCW 66.08.030 and 66.08.050(2).

Statutes Implemented by the Rule: RCW 66.08.050(2).

Summary of Rule: The amendments to WAC 314-37-010 bring it into conformity with the United States Supreme Court Decision in Rice v. Rehner, *supra*, which held that the state and the tribes have concurrent jurisdiction over sales of liquor in Indian country. The essence of the amendments and of the rule itself is the requirement for a negotiated business agreement which will insure that sales of liquor in Indian country will be in accord with state law. The rule recognizes that while the state still may not tax transactions between tribes and their own members, liquor transactions between tribes and their own members do require state licenses and are subject to the regulatory control of the state in addition to the regulatory control of the tribe itself. Liquor vendor tribes which also desire to sell beer and wine purchased from licensed wholesalers other than the board must also have Class E and F licenses in addition to their status as tribal liquor vendors.

Reasons Supporting Proposed Action: The amendments to WAC 314-37-010 will bring the currently existing system for appointment of tribal liquor vendors into conformity with federal law (18 U.S.C. § 1161) as interpreted by the United States Supreme Court in Rice v. Rehner, *supra*. The board desires to bring the Indian country liquor sales issue to an orderly conclusion without further confrontation or litigation by dealing with those tribes who desire to cooperate with the state for the mutual benefit of both parties. The amendments to WAC 314-37-010 will facilitate this end by providing a framework for the negotiation of business agreements whereby the interests of both parties may be protected.

Agency Personnel Involved: In addition to the board the following agency personnel have responsibility for drafting, implementing and enforcing this rule: Robert H. Harvey, Liquor Purchasing Agent, Capital Plaza Building, Olympia, WA 98504, 753-6255; Bob Obenland, Chief Enforcement Officer, Capital Plaza Building, Olympia, Washington, 753-6270; and Ray Hensel, Licensing Supervisor, Capital Plaza Building, Olympia, Washington, 753-6259.

Person or Organization Proposing Rule: These rule amendments were proposed by the Liquor Control Board.

Agency Comments: It is hoped that WAC 314-37-010 as amended, and the agreements which will be entered into pursuant to it will finally resolve the issue of liquor sales in Indian country to the benefit of both the state and the tribes.

Necessity of Rule: These rule amendments were made necessary as a result of the opinion of the United States Supreme Court in the case of Rice v. Rehner (filed July 1, 1983).

Small Business Economic Impact Statement: Cost impact for both small and larger businesses is estimated to be zero.

Discussion: This rule only applies to federally recognized Indian tribes and does not contain any requirements applicable to small businesses.

AMENDATORY SECTION (Amending Order 118, filed 1/26/83)

WAC 314-37-010 LIQUOR SALES IN INDIAN COUNTRY—APPOINTMENT OF TRIBAL LIQUOR VENDORS—QUALIFICATIONS. (1) The Washington state liquor control board deems it necessary and advisable to adopt this rule for the following reasons:

(a) The decision of the ~~((Federal 9th Circuit Court of Appeals))~~ United States Supreme Court in the case of Rice v. Rehner (filed ~~((June 8, 1982))~~ July 1, 1983) has established that the state of Washington has ~~((no))~~ licensing jurisdiction over tribal liquor sales in Indian country and that those sales, when made in conformity with federal law, are subject to ~~((the exclusive jurisdiction of the tribe))~~ both tribal and state regulatory requirements.

(b) ~~((Notwithstanding the decision in Rice v. Rehner, the State Court of Appeals in State v. Aukon District Court has held that))~~ It is ~~((still remains))~~ contrary to state law (see chapter 66.44 RCW) for ~~((non-tribal))~~ purchasers of Indian liquor to remove that liquor from the reservation and into the state of Washington in those instances where the tribal liquor sellers are not authorized by the board to sell liquor ~~((to those non-tribal purchasers. Substantial expense has been incurred by the board's enforcement division in arresting and prosecuting non-tribal purchasers of liquor sold by tribal outlets in Indian country.))~~

(c) ~~The board has negotiated a settlement of pending litigation with certain Indian tribes, which settlement provides for recovery by the state of state tax on tribal liquor sold to non-tribal purchasers provided that those sales are authorized by the board under RCW 66.08.050(2) through the appointment of qualifying Indian tribes as liquor vendors.))~~

(2) Accordingly, pursuant to RCW 66.08.050(2), the Washington state liquor control board will, in its discretion, ~~((appoint))~~ consider appointment of qualifying Indian tribes ~~((which have entered into negotiated business agreements with the board;))~~ as liquor vendors ~~((for the purpose of sales to individuals who intend to remove the liquor from the reservation. The status of liquor vendor will authorize them to sell liquor by the bottle under))~~ which will authorize those vendor tribes to sell liquor by the bottle to such persons, firms or corporations as may be sold liquor from a state liquor store. All such appointments will be subject to the following conditions:

(a) ~~((The tribe must have in force a tribal ordinance governing liquor sales, which ordinance must have been certified by the Secretary of the Interior and published in the Federal Register))~~ The tribe must enter into a business agreement with the Washington state liquor control board for the purchase and sale of liquor which will insure that the state's control over liquor traffic will be maintained while taking into consideration the unique nature of a tribal liquor vendor operation.

(b) The tribe must purchase all of its spirituous liquor for resale in Indian country from the board at a negotiated price ~~((which will include a sufficient markup to cover the board's cost of acquiring and handling the liquor sold to the tribe plus the tax imposed by RCW 82-08.150)).~~ PROVIDED: That a quota of spirituous liquor will be sold by the board each year to the vendor tribe without the payment of state taxes ~~((;))~~ for use by members of the tribe, and which quota shall not be sold to non-tribal members or removed from Indian country. The amount of this quota shall ~~((be negotiated between the board and the qualified tribes and approved by the Department of Revenue))~~ not exceed the apparent per capita consumption of liquor in Washington multiplied by the number of enrolled tribal members over the age of twenty-one years.

(c) ~~((The tribe must purchase beer and wine only from the board or from board-licensed manufacturers or wholesalers))~~ The tribe must have in force a tribal ordinance governing liquor sales, which ordinance must have been certified by the Secretary of the Interior and published in the Federal Register as required by 18 U.S.C. § 1161.

(d) The tribe must make all liquor sales in Indian country in conformity with both state and federal law ~~((and must conform to state law insofar as state law is made applicable to such sales by federal law. The tribe may make sales of liquor by the bottle to such persons, firms or corporations as may be sold liquor from a state liquor store except that the tribe will not be authorized to sell liquor to any state-licensed retail liquor licensees.))~~

(e) The tribe shall collect and remit to the state department of revenue the retail sales tax imposed by RCW 82.08.020 on retail sales of beer and wine to non-tribal members.

(f) "Indian country" as used herein shall have the meaning ascribed to it in Title 18 U.S.C. § 1154 as of the date of promulgation of this rule).

(3) Should a tribe which has been appointed as a liquor vendor pursuant to this section fail to comply with all the above enumerated conditions, which shall be construed as continuing requirements to maintain the status of liquor vendor, the appointment of that tribe as a liquor vendor may be revoked by the board.

(4) A tribe, whether or not it has status as an Indian liquor vendor, which desires to sell beer and wine purchased from a licensed wholesaler must obtain state licenses for the sale of beer and wine and must abide by all state laws and rules applicable to sale of beer and wine by state licensees. Tribes selling beer and wine shall collect and remit to the State Department of Revenue the retail sales tax imposed by RCW 82.08.020 on retail sales of beer and wine to non-tribal members.

(5) "Indian country" as used herein shall have the meaning ascribed to it in Title 18 U.S.C. § 1154 as of July 1, 1983.

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 83-15-063
ADOPTED RULES
PRODUCTIVITY BOARD
[Order 831—Filed July 20, 1983]

Be it resolved by the Productivity Board, acting at Olympia, Washington, that it does adopt the annexed rules relating to the employee suggestion program.

This action is taken pursuant to Notice No. WSR 83-06-053 filed with the code reviser on March 2, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 41.60 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 14, 1983.

By Carolyn W. Smith
Program Administrator

Chapter 383-06 WAC
GUIDELINES FOR THE PRODUCTIVITY BOARD PROGRAMS

NEW SECTION

WAC 383-06-010 **PURPOSE.** The purpose of this chapter is to provide guidelines for two incentive programs developed and administered by the productivity board under the authority of chapter 41.60 RCW. WAC 383-06-020 through 383-06-140 refer to the employee suggestion program. Rules for the incentive pay program begin with WAC 383-06-150.

NEW SECTION

WAC 383-06-020 **DEFINITIONS.** As used in these rules, unless the context requires otherwise:

- (1) "Board" means the productivity board.
- (2) "Program" means the employee suggestion program developed by the board under RCW 41.60.020.

(3) "The act" referred to in these rules is chapter 41.60 RCW.

(4) "Employee" is any person subject to chapter 41.06 or 28B.16 RCW.

(5) "Suggestion" is a unique, useful or workable, constructive proposal offering a specific change or form of improvement which contributes to state efficiency, service, safety, economy or employee well-being.

(6) "Agency" includes every subdivision of government which is eligible to participate under chapter 41.60 RCW.

(7) "Multi-agency suggestion" meets the criteria for a suggestion, as defined in WAC 383-06-100, and in addition has one or more of the following characteristics:

- (a) Requires cooperative evaluation or action by two or more agencies.
- (b) Anticipates potential joint savings for two or more agencies in excess of fifty thousand dollars annually.
- (c) Requires statutory support for implementation.
- (8) "Award" monetary or noncash recognition.

NEW SECTION

WAC 383-06-030 **FUNCTIONS OF THE BOARD.** (1) The board shall meet upon the call of the chairman or a majority of the board at least four times per year. Four voting members shall constitute a quorum. Ex officio members may not vote.

(2) The responsibilities of the board shall include:

(a) Making the final determination as to whether or not an award should be made and the nature and extent of any award or recognition given.

(b) Adopting rules and regulations necessary for the administration of the act.

(c) Establishing policies under which the program shall be promoted and administered, including criteria for suggestion acceptability for evaluation and the granting of awards.

(d) Hearing of appeals pursuant to WAC 383-06-140.

(e) Evaluate multi-agency suggestions pursuant to WAC 383-06-070.

NEW SECTION

WAC 383-06-040 **DUTIES OF THE PROGRAM ADMINISTRATOR.** The program administrator shall be responsible and accountable to the board for the promotion and the administrative work of the program, and shall:

(1) Attend all meetings of the board, act as its executive secretary, record its official actions, and maintain minutes of its proceedings.

(2) Propose rules and regulations appropriate for the administration of the program.

(3) Direct the activity of subordinate staff.

(4) Report to agencies about adopting suggestions, indicating those requiring a post audit.

(5) Establish and maintain records showing the use and effectiveness of the system, including the participation rate and results of involved agencies.

(6) Interact with agency coordinators regarding program promotion and participation.

- (7) Perform other duties as required by the board.

NEW SECTION

WAC 383-06-050 APPOINTMENT AND RESPONSIBILITIES OF AGENCY COORDINATORS. Each state agency head shall appoint one or more coordinator(s) who shall function as agency liaison with the board and shall be responsible to:

- (1) Promote the program among agency employees.
- (2) Distribute suggestion forms in their agency.
- (3) Effect timely review and evaluation of all suggestions referred by the secretary.
- (4) Document all agency evaluations, and, for those suggestions adopted:
 - (a) Maintain records of the first-year fiscal impact of adopted suggestions on agency operation.
 - (b) Monitor adopted suggestions and implementation by the agency.
 - (c) Notify the productivity board and the employee(s) who made the suggestion within thirty calendar days after its implementation.
 - (5) Represent the agency in liaison with other agencies on suggestions of mutual interest.

NEW SECTION

WAC 383-06-060 RESPONSIBILITIES OF AGENCY EVALUATORS. (1) Evaluators designated by the agency to review a particular suggestion shall have a clear understanding of what is being suggested and how it could conceivably be used by the agency.

- (2) These evaluators shall determine the benefits of the suggestion which may include, but are not limited to:
 - (a) Savings in time, money, materials;
 - (b) Improved service or product;
 - (c) Eliminated waste or duplication.
- (3) Evaluators shall also consider:
 - (a) Cost effectiveness;
 - (b) Scope of application;
 - (c) Practicality of implementation.
- (4) Upon the evaluators' review the suggestion which shall be conducted in a timely manner:
 - (a) They shall recommend adoption, partial adoption, or rejection.
 - (b) Evaluated suggestions and agency recommendations shall be returned to the evaluators' own agency coordinator within thirty days.

NEW SECTION

WAC 383-06-070 PROCEDURES FOR PROCESSING MULTI-AGENCY SUGGESTIONS. The program administrator will nominate to the board any suggestion which meets the criteria enumerated in WAC 383-06-020(7), following processing according to procedures developed in accordance to WAC 383-06-100. If the board approves nomination, it will coordinate administration of the suggestion through the multi-agency evaluation processing. Such coordination may entail:

- (1) Obtaining all pertinent information concerning the merits of the suggestion.
- (2) Making formal report to the office of the governor describing the suggestion, its possible advantages and

disadvantages, potential benefits, savings or enhancements to safety, and necessary administrative and legislative action required for implementation.

NEW SECTION

WAC 383-06-080 ELIGIBILITY FOR PARTICIPATION/RECOGNITION. (1) Classified employees of merit system and higher education system agencies under chapters 41.06 and 28B.16 RCW may submit suggestions concerning areas outside their normal line of duty.

(2) Employees whose normal duties involve research and planning may participate but may not receive cash awards unless the subject matter is unrelated to their routine work assignment.

(3) Employees with the authority to make the change suggested may not receive an award.

(4) Exempt employees, productivity board members and staff, and the program administrator may not participate.

(5) If a suggestion is adopted for implementation, an employee is eligible to receive an award in accordance with WAC 383-06-110.

NEW SECTION

WAC 383-06-090 SUGGESTION FORMAT. (1) Suggestions shall be submitted in a legible manner on the special forms made available by agency coordinators or from the productivity board office.

(2) Suggestions shall be submitted to the program administrator at the address indicated on the form, including:

- (a) A specific statement of what is suggested and how it can be accomplished;
- (b) A brief statement describing the present methods, practices or problem;
- (c) A statement of the savings, improved services, or benefits which will accrue from adoption of the suggestion.

(3) Suggestions must also include the suggester's signature, title of position, department and division, mailing address and social security number.

NEW SECTION

WAC 383-06-100 SUGGESTION ACCEPTABILITY. (1) Suggestions considered acceptable are those which improve the efficiency and/or the effectiveness of state government. This may include, but is not limited to:

- (a) Savings in time or money;
- (b) Elimination of waste or duplication;
- (c) Improved service or product;
- (d) Energy conservation;
- (e) Improved working conditions.

Suggestions must be outside the normal job requirements of the person submitting the suggestion.

(2) In the case of suggestions identical or similar to others received before it, the suggestion officially received by the program administrator first shall receive consideration.

(3) The board retains the right to disqualify suggestions when a remedy exists through other established administrative procedures, each such as:

- (a) The need for routine maintenance of buildings or grounds;
- (b) Personalized complaint affecting suggester only;
- (c) Recommendation for a study, review, survey, design, audit, research, development, investigation, etc., without stating what the expected outcome should be or what solution might result from it;
- (d) Proposing items in state stock be issued and used for their intended purpose;
- (e) Changing in salary, position or classification;
- (f) Enforcement of laws, policies, procedures, regulations, rules, etc.

NEW SECTION

WAC 383-06-110 **NONELIGIBILITY FOR CASH AWARDS.** Qualified employees are eligible for awards for adopted suggestions, except that awards shall not be made for:

- (1) Suggestions which represent a part of the normal duties or over which the suggester has the authority to make the change.
- (2) Suggestions by employees whose normal duties are research or planning unless the subject matter is unrelated to normal work assignments.
- (3) Suggestions submitted more than sixty days after the idea is fully and completely implemented. Implementation means the time the idea becomes operational, except when the decision of the agency to adopt the suggestion is withheld until the close of a trial period. The board may in its discretion, in this instance, provide for a certificate of award or a partial award.
- (4) Suggestions wherein the suggester, either directly or indirectly, has a proprietary interest in the suggestion.

NEW SECTION

WAC 383-06-120 **AMOUNT OF AWARDS.** No cash awards shall be for less than twenty-five dollars or for more than the maximum amount permitted by RCW 41.60.041.

- (1) Awards for suggestions which will result in demonstrable savings of money shall be determined by the board after consideration of the savings to be effected.
- (2) Suggestions which will result in intangible improvements, such as benefits in safety, health, welfare, morale, etc., may be granted cash awards in amounts to be determined by the board. The board shall set guidelines, insofar as possible, to make such awards commensurate with the benefits anticipated from the suggestion.
- (3) The board reserves the right to schedule payment of any award.
- (4) Cash awards shall be in addition to regular compensation and the acceptance of such cash awards shall constitute an agreement that the use by the state of Washington of the suggestion for which the award is made shall not form the basis for a further claim of any nature upon the state by the employee or the employees heirs or assignees.

(5) When a suggestion is submitted by more than one employee, the award shall be considered on the basis of the suggestion only. Any resulting award will be shared by the cosuggesters listed on the suggestion form.

(6) Warrants for awards shall be drawn on the signature of the state treasurer after the award amount has been approved by a quorum of the board as provided in RCW 41.60.070. Vouchers shall be jointly signed by the agency director and the program administrator.

(7) Incentive awards may not be used for the purpose of computing a retirement allowance under any public retirement system of the state.

NEW SECTION

WAC 383-06-130 **RECOGNITION OF MERIT.** The board may issue recognition of merit in such form and manner as it determines. Any certificates of merit may be in addition to or in lieu of cash awards. Certificates shall be presented for, but shall not be limited to, the following:

- (1) When it cannot be proved whether or not a suggestion caused the action taken.
- (2) When the suggestion is submitted more than sixty days after the idea is fully and completely implemented.
- (3) When the agency personnel deserve recognition as deemed appropriate and otherwise outside the realm of specific suggestions.

NEW SECTION

WAC 383-06-140 **APPEALS.** (1) A suggester, or the suggester's representative, may, by written appeal, request that the board reconsider either a denial of award and/or the amount of an award. To be valid the appeal must be postmarked within thirty calendar days from when the suggester is notified of board action. Such appeal must demonstrate that the employee suggestion was instrumental in leading to actual implementation.

(2) An employee's right to a suggestion expires two years from date of board action. If a rejected suggestion is placed in effect during this two-year period, an employee may file an appeal based on the suggestion's implementation. Such appeal must be filed within sixty days of the date that the suggestion was placed into effect.

(3) The board reserves the right to rule on cases which involve extenuating circumstances.

WSR 83-15-064
PROPOSED RULES
DEPARTMENT OF LICENSING
 [Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the state of Washington Department of Licensing intends to adopt, amend, or repeal rules concerning adding new chapter 308-99 WAC, vehicle reciprocity, WAC 308-99-010 application, 308-99-020 definitions, 308-99-030 basic policy defined, 308-99-040 restrictions and conditions and repealing chapter 410-20 WAC;

that the agency will at 10:00 a.m., Monday, August 29, 1983, in Conference Room 4 A and B, Fourth Floor, Highways-Licenses Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 46.01.110.

The specific statute these rules are intended to implement is section 18, et seq., chapter 227, Laws of 1982.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 26, 1983.

Dated: July 20, 1983

By: John Gonzalez
Director

STATEMENT OF PURPOSE

Name of Agency: Washington State Department of Licensing.

Purpose: The purpose of this chapter is to update and replace chapter 410-20 WAC as a result of the dissolution of the Reciprocity Commission.

Statutory Authority: RCW 46.01.110.

Summary of Rules: WAC 308-99-010 explains the applicability of the rules; WAC 308-99-020 contains definitions of terms used in the rules; WAC 308-99-030 outlines the department's basic policy with regard to reciprocity for vehicle operation in this state; and WAC 308-99-040 lists the conditions and limitations under which vehicles licensed or registered in other jurisdictions operate in this state.

Reasons Proposed: These rules are proposed because the amendments to chapter 46.85 RCW that occurred in the 1982 legislative session, section 18, et seq., chapter 227, Laws of 1982, dissolved the Reciprocity Commission and transferred its functions to the Department of Licensing. These rules are being transferred and updated so as to reflect that change and so the new rules will be in the same Washington Administrative Code title as other Department of Licensing rules.

Responsible Agency Personnel: In addition to the director of the Department of Licensing the following Department of Licensing personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Jack Nelson, Deputy Director, Fourth Floor, Highways-Licenses Building, Olympia, WA 98504, 234-6975 scan, 753-6975 comm.

Proponents: These rules are proposed by the director of the Department of Licensing.

Agency Comments: These rules are promulgated pursuant to the authority granted to the director in RCW 46.01.110.

Small Business Economic Impact Statement: A small business economic impact statement is not required and has not been filed since these rules do not impact any small businesses as that term is defined by RCW 43.31.920.

CHAPTER 308-99 WAC VEHICLE RECIPROCITY

WAC

| | |
|------------|------------------------------|
| 308-99-010 | APPLICATION. |
| 308-99-020 | DEFINITIONS. |
| 308-99-030 | BASIC POLICY DEFINED. |
| 308-99-040 | RESTRICTIONS AND CONDITIONS. |

NEW SECTION

WAC 308-99-010 APPLICATIONS. In the absence of a written agreement between the state of Washington and another jurisdiction these rules shall apply to the operation of vehicles which are not licensed or registered in this state.

NEW SECTION

WAC 308-99-020 DEFINITIONS. (1) For the purposes of vehicle license registration, a resident is a person who

(a) Owns a vehicle which is licensable under the provisions of chapter 46.16 RCW and which is physically present in the state of Washington in excess of six months in any one continuous twelve month period; or

(b) Resides in this state for a period in excess of six months in any one continuous twelve month period; or

(c) Becomes a registered voter in this state; or

(d) Places children in a public school without paying nonresident tuition fees; or

(e) Receives benefits under one of the Washington public assistance programs; or

(f) Declares himself to be a resident for the purpose of obtaining a state license or tuition fees at resident rates; or

(g) Is permanently employed in this state.

(2) "Military personnel" means active members of the United States Army, Navy, Air Force, Marine Corps, Coast Guard, commissioned officers of the Public Health Service, and members of foreign military organizations assigned to this state on official duty.

(3) "Jurisdiction" means a state, territory, or possession of the United States, the District of Columbia, or a state or province of a country.

NEW SECTION

WAC 308-99-030 BASIC POLICY DEFINED. Chapter 46.85 RCW authorizes the Department of Licensing to enter into agreements with other jurisdictions providing for the granting of mutual benefits, privileges, and exemption from payment of vehicle license and registration fees to owners of vehicles properly licensed or registered in one jurisdiction while being operated in Washington. Chapter 46.85 RCW further provides that in the absence of an agreement, vehicles properly licensed or registered in another jurisdiction shall receive, when operated in this state, the same benefits, privileges and exemptions granted by that jurisdiction to properly registered Washington vehicles.

It is the purpose of these rules to define this policy in terms of specific applications and to describe restrictions and conditions to the operation of vehicles in this state which are licensed in other jurisdictions.

NEW SECTION

WAC 308-99-040 RESTRICTIONS AND CONDITIONS. A vehicle properly licensed or registered in another jurisdiction may be operated in Washington without further registration requirements subject to the following conditions and restrictions:

(1) Nonresident tourists: Length of stay cannot exceed six months in any one continuous twelve month period.

(2) Nonresident students: The student must be in full-time attendance at an institution of higher learning accredited by the Northwest Association of Schools and Colleges and maintain their legal home of record at a location outside the state of Washington. Students' vehicles must be registered in their name or the name of their parent or legal guardian in the resident state of record. The student must carry documentation issued by the institution in the vehicle which readily establishes the nonresident status. Employment incidental to the full-time student status is permitted. The spouse of a nonresident student has the same licensing privilege as long as the vehicle is registered to the student or jointly to the student and spouse, regardless of the spouse's legal residence or employment.

(3) Nonresident military personnel: Vehicles must be currently registered in the name of the military person at his official home of record. A vehicle licensed at the last duty station may be operated until expiration of the registration at which time it must be licensed in the home of record or in Washington. The spouse of a nonresident military person has the same licensing privilege as long as the vehicle is registered to the military person or jointly to the military person and spouse, regardless of the spouse's legal residence or employment.

(4) Foreign tourists: Tourists from foreign countries are permitted to operate a vehicle which is currently licensed in their country of residence for up to one year from the date of entry of the vehicle into the United States.

(5) Temporary employment: Nonresident persons engaged in employment of a temporary nature may operate a vehicle in this state which is currently licensed in another jurisdiction for a period not to exceed six months. Proof of the temporary nature of the employment may be required.

(6) Borrowed vehicle: A borrowed vehicle currently licensed in another jurisdiction may be operated by a Washington resident for a period not to exceed ten days in any one calendar year. If the period of use exceeds ten days the vehicle must be registered and licensed in Washington. This provision does not apply to business vehicles.

(7) Salesmen: Nonresident salesmen based at a location outside Washington are permitted to operate vehicles not to exceed 12,000 pounds registered gross vehicle weight licensed in another jurisdiction in this state without restriction.

(8) Business vehicle: A vehicle or a combination of vehicles, not exceeding a registered gross or combined gross vehicle weight of 12,000 pounds or less, which is properly base licensed in another jurisdiction, and used for business purposes in this state is not required to obtain Washington vehicle license registration except when such vehicle is owned or operated by a business or branch office of a business located in Washington, or when such vehicle is in the overnight custody of a Washington resident.

(9) Nonresident employed in Washington: May operate a vehicle licensed in another jurisdiction as long as no permanent, temporary, or part-time residence is maintained in this state.

(10) New resident: New Washington residents shall be allowed sixty days from the date of establishing residency to procure Washington registration for their vehicles.

REPEALER

The following chapter of the Washington Administrative Code is hereby repealed: Chapter 410-20 WAC - Vehicle Reciprocity.

WAC 410-20-010 APPLICATION.
WAC 410-20-020 DEFINITIONS.
WAC 410-20-030 BASIC POLICY DEFINED.
WAC 410-20-040 RESTRICTIONS AND CONDITIONS.
WAC 410-20-050 ADMINISTRATION.
WAC 410-20-060 INTERPRETATION.
WAC 410-20-070 REGULAR MEETING DATES.

WSR 83-15-065
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning resolution of vocational rehabilitation disputes, WAC 296-18-210;

that the agency will at 9:00 a.m., Tuesday, August 23, 1983, in the Directors Conference Room, General Administration Building, 3rd Floor, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 51.04.020 and 51.41.020.

The specific statute these rules are intended to implement is RCW 51.41.060.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 23, 1983.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The agency reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The agency may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact the person named below.

Correspondence relating to this notice and the proposed rule should be addressed to:

Errol Sadlon, Administrator
Office of Rehabilitation Review
Department of Labor and Industries
General Administration Building, AX 310a
Olympia, WA 98504

Dated: July 20, 1983

By: Sam Kinville
Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s):
WAC 296-18-210 Resolution of vocational rehabilitation disputes.

Statutory Authority: RCW 51.04.020, 51.41.020 and 51.41.060.

Specific Statute that Rule is Intended to Implement:
RCW 51.41.060.

Summary of Reasons Supporting the Proposed Rule(s): The notice proposes to amend and add language to WAC 296-18-210, Resolution of vocational rehabilitation disputes. The addition to subsection (2) is necessary to develop a clearly defined time line regarding the rule of appealing a decision of the Office of Rehabilitation Review. The previous rule gave no time line in filing a petition with the supervisor of Industrial Insurance. The addition of a fifteen day time line will comply with the intent of chapter 51.41 RCW.

The Agency Personnel Responsible for Drafting: Errol Sadlon, Administrator, Office of Rehabilitation Review, Division of Industrial Insurance, General Administration Building, Olympia, Washington 98504, (206) 753-0556; Implementation and Enforcement: Richard A. Slunaker, Assistant Director, Division of Industrial Insurance, General Administration Building, Olympia, Washington 98504, (206) 753-6308.

Name of the Person or Organization Whether Private, Public, or Governmental, that is Proposing the Rule:
Department of Labor and Industries.

Agency Comments or Recommendation, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rule: None.

The rule is not necessary to comply with a federal law or federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

Small Business Economic Impact Statement: There is no unfavorable economic impact for small business because the rule's effect is to clearly define a time line to petition to the supervisor of Industrial Insurance regarding a decision of the Office of Rehabilitation Review.

AMENDATORY SECTION (Amending Order 82-40, filed 11/30/82)

WAC 296-18-210 RESOLUTION OF VOCATIONAL REHABILITATION DISPUTES. (1) The injured worker, employer, department, or self-insurer, and the registered vocational rehabilitation counselor shall work in good faith to resolve all differences involving (a) the eligibility of the worker for vocational rehabilitation and (b) development and contents of the vocational rehabilitation plan. Disputes may be protested to the office of rehabilitation review for resolution.

(2) If the injured worker, department, or self-insurer disagrees with the recommendations of the initial contact report, the initial evaluation report, the vocational rehabilitation plan and its amendments, or the return to work summary report they may file a protest with the office of rehabilitation review which shall include a copy of the disputed document. A copy of the protest and disputed document shall also be sent to the other party. A disputer has fifteen days from the date of receiving the document to file a protest. The office of rehabilitation review has fifteen days to render a decision. The office of rehabilitation review shall establish procedures for dispute resolution. Any decision at this point by the office of rehabilitation review is a preliminary matter and not subject to appeal to the board of industrial insurance appeals.

(3) If a party is dissatisfied with the decision of the office of rehabilitation review, it may petition the supervisor of industrial insurance as provided by section 6, chapter 63, laws of 1982 (RCW 51.41.060) within fifteen days of receipt of notification of the decision rendered by the office of rehabilitation review. The supervisor, or the supervisor's designee, shall render a final decision within thirty days of receipt of the petition for review.

WSR 83-15-066
PROPOSED RULES
BOARD OF ACCOUNTANCY
 [Filed July 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Accountancy intends to adopt, amend, or repeal rules concerning adding new chapter 4-25 WAC, WAC 4-25-010, 4-25-020, 4-25-030, 4-25-040, 4-25-060, 4-25-080, 4-25-100, 4-25-120, 4-25-130, 4-25-140, 4-25-180, 4-25-220, 4-25-260, 4-25-270, 4-25-300, 4-25-320, 4-25-360, adding new sections WAC 4-24-021, 4-24-041, 4-24-101, 4-24-131, repealing WAC 4-04-010, 4-04-020, 4-04-030, 4-04-050, 4-04-060, 4-04-070, 4-04-180, 4-04-190, 4-04-195, 4-04-200, 4-04-210, 4-04-220, 4-04-230, 4-04-250, 4-04-260, 4-04-280, 4-04-290, 4-04-300, 4-04-310, 4-12-010, 4-12-020, 4-12-030, 4-12-040, 4-12-060, 4-12-070, 4-12-080, 4-12-090, 4-12-110, 4-12-170, 4-12-180, 4-12-190, 4-16-300, 4-16-310, 4-16-320, 4-16-325, 4-16-330, 4-16-335, 4-16-340, 4-16-345, 4-16-

350, 4-16-355, 4-16-360, 4-16-370, 4-16-375, 4-16-380, 4-16-385, 4-16-390, 4-16-395, 4-16-400, 4-16-405, 4-16-410, 4-20-010, 4-20-020, 4-20-030, 4-20-045, 4-20-100, 4-20-110, 4-20-120, 4-20-130, 4-20-140, 4-20-150, 4-20-200, 4-24-020, 4-24-040, 4-24-100 and 4-24-130;

that the agency will at 9:00 a.m., Thursday and Friday, August 25 and 26, 1983, in the Washington State Legislature, Sea-Tac Tower 1, Suite 500, 18000 Pacific Highway South, Seattle, WA 98188, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 18.04.070.

The specific statute these rules are intended to implement is chapter 234, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before August 19, 1983.

Dated: July 6, 1983
 By: Boothe W. Havisham
 Chief Executive Officer

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Accountancy.

Description of Rules: Rules relating to the internal procedures of the state Board of Accountancy; examination and licensing requirements for candidates for licensure as certified public accountants; fee schedules for examinations and certificates for certified public accountants; rules of professional conduct for certified public accountants and continuing education rules for certified public accountants.

Statutory Authority: Sections 6, 7, 10 and 11, chapter 234, Laws of 1983.

Summary of Rules: WAC 4-25-010, is a preamble to the rules adopted by the board, and outlines the purposes for which the rules are adopted; WAC 4-25-020, contains definitions to be used by the board in connection with these rules; WAC 4-25-030, outlines what forms of certified public accountant's firm names are violations of Sections 16(2) and 16(3) of the Public Accounting Act of 1983; WAC 4-25-040, establishes annual and other regular meeting dates for the board, and establishes the election of officers of the board. This section also establishes fees to be charged by the board; WAC 4-25-060, contains the preamble to the code of professional responsibility for CPAs established by the board; WAC 4-25-080, prohibits a licensee from expressing an opinion on a financial statement unless his is independent with respect to the enterprise which is the subject of such financial statement; WAC 4-25-100, a licensee shall not undertake any professional service which he cannot expect to complete in a competent manner; WAC 4-25-120, outlines the professional responsibility that a certified public accountant owes to his clients; WAC 4-25-130, this rule prohibits a licensee from performing any act which adversely reflects on his fitness to practice public accountancy, and the rule further outlines what practices may have an adverse effect on the practice of

public accountancy; WAC 4-25-140, establishes the educational requirements which are a necessary prerequisite to the taking of the uniform CPA examination. This rule also outlines the subject matter to be covered in the uniform CPA exam, as well as the passing scores needed for various parts of the examination; WAC 4-25-180, establishes the experience criteria necessary for an individual to obtain a permit to practice public accounting. This section also outlines the requirements for continuing education programs for licensees; WAC 4-25-220, establishes criteria necessary for accounting firms prior to such firm obtaining a permit to practice public accountancy; WAC 4-25-260, outlines the steps necessary to obtain a temporary permit to practice public accountancy in this state; WAC 4-25-270, specifies what actions on the part of the licensee shall constitute grounds for board action to suspend or revoke the certificate and permit to practice public accountancy issued to the licensee; WAC 4-25-300, provides for the establishing of a Standards Review Committee comprised of board members, and outlines the tasks of that committee; WAC 4-25-320, outlines the procedures to be employed by the board in the conduct of disciplinary hearings before the board; WAC 4-25-360, provides procedures for reinstatement of an individual or firm license previously suspended or revoked by the board; WAC 4-24-021, provides definitions employed by the board with respect to requests for public records, pursuant to chapter 42.17 RCW; WAC 4-24-041, outlines the operations and procedures of the Board of Accountancy pursuant to requirements contained in chapter 42.17 RCW; WAC 4-24-101, lists documents exempt from inspection and copying, as provided for in RCW 42.17.310; and WAC 4-24-131, lists what records the board has available for inspection and copying by members of the public.

Repealer: The listed sections of the Washington Administrative Code have been repealed, as these sections have been made surplusage by the enactment of the Public Accountancy Act of 1983. WAC 4-04-010 Construction of "date of passage of the act"; 4-04-020 Use of titles relating to accountancy; 4-04-030 Annual notice to renew an annual permit; 4-04-050 Temporary practice by out-of-state accountants; 4-04-060 Resident manager of public accounting office; 4-04-070 Professional service corporations—Notification requirements; 4-04-180 Reexamination requirements; 4-04-190 Time of examination; 4-04-195 Applications; 4-04-200 Fees for CPA examination; 4-04-210 Fees for permit to practice accounting; 4-04-220 Fee for registration as CPA partnership or PS; 4-04-230 Annual license fee for CPA partnership or PS; 4-04-250 Fee for registration of LPA partnership or PS; 4-04-260 Annual license fee for LPA partnership or PS; 4-04-280 Fee for registration of PA partnership or PS; 4-04-290 Annual license fee for public accounting partnership or PS; 4-04-300 Educational requirements; 4-04-310 License requirements for public accounting partnerships or professional service corporations; 4-12-010 Examinations, times and places; 4-12-020 Applications for examination; 4-12-030 Examination specified in RCW 18.04.120(5) means examination by the board; 4-12-

040 Construction of RCW 18.04.120(6)(b) as to graduation from established resident school of business or accounting; 4-12-060 Construction of RCW 18.04.120 as to graduate of college or university; 4-12-070 Construction of RCW 18.04.170 as to college enrollment; 4-12-080 Credit for parts of examination passed; 4-12-090 Giving or receiving aid at examination; 4-12-110 Equivalent examination; 4-12-170 Applicants for initial permits to practice public accounting; 4-12-180 Renewal of permits to practice public accounting; 4-12-190 Applicants for permits to practice public accounting from other status; 4-16-300 Preamble; 4-16-310 Definitions; 4-16-320 Rule 101—Independence; 4-16-325 Rule 102—Integrity and objectivity; 4-16-330 Rule 103—Commissions; 4-16-335 Rule 104—Contingent fees; 4-16-340 Rule 105—Incompatible occupations; 4-16-345 Rule 201—Competence; 4-16-350 Rule 202—Auditing standards; 4-16-355 Rule 203—Accounting principles; 4-16-360 Rule 204—Forecasts; 4-16-370 Rule 301—Confidential client information; 4-16-375 Rule 302—Records; 4-16-380 Rule 401—Discreditable acts; 4-16-385 Rule 402—Acting through others; 4-16-390 Rule 403—Advertising; 4-16-395 Rule 404—Solicitations; 4-16-400 Rule 405—Form of practice; 4-16-405 Rule 406—Firm names; 4-16-410 Rule 407—Communications; 4-20-010 Citation of rules and purpose; 4-20-020 Basic requirements—Amount; 4-20-030 Basic requirements—Effective date of requirement; 4-20-045 Basic requirements—Exceptions; 4-20-100 Qualification of program—Primary consideration; 4-20-110 Qualification of program—Basic requirements; 4-20-120 Qualification of program—Approved by board; 4-20-130 Qualification of program—Individual study; 4-20-140 Instructor or discussion leader; 4-20-150 Qualification of program—Published articles and books; 4-20-200 Controls and reporting—Statement of completion; 4-24-020 Definitions; 4-24-040 Operations and procedures; 4-24-100 Exemptions; and 4-24-130 Index of public records available.

The Board of Accountancy and its chief executive officer have responsibility for drafting, implementing and enforcing the rules.

Washington State Board of Accountancy: E. William Parker, CPA; Robert Aiken, CPA; Ralph Scott, CPA; Albert P. Carvo, LPA; and Jack F. Rodda, LPA. Chief executive officer: Boothe W. Havisham, CPA. Board address and phone: Washington State Board of Accountancy, 210 East Union Street, Suite H, Olympia, WA 98504, Phone (206) 753-2585.

These rules were proposed by the Washington State Board of Accountancy.

These rules were promulgated pursuant to RCW 18.04.070.

NEW SECTION

WAC 4-25-010 PREAMBLE. These rules are adopted by the Washington state board of accountancy, pursuant to its authority under section 6, chapter 234, Laws of 1983, the Public Accounting Act of 1983. Their purpose is to promote and protect the public interest by implementing the provisions of that act, which provide for the licensing of certain practitioners of public accountancy and the regulation of the practice of public accountancy, all to the end of enhancing the reliability of information which is used for guidance in financial transactions or for accounting for or assessing the financial status or

performance of commercial, noncommercial, and governmental enterprises.

NEW SECTION

WAC 4-25-020 DEFINITIONS. For purposes of these rules the following terms have the meanings indicated:

(1) "Act" means the Public Accounting Act of 1983 (chapter 234, Laws of 1983).

(2) "Board" means the Washington state board of accountancy.

(3) "Client" means the person or entity which retains a licensee for the performance of professional services.

(4) "Enterprise" means any person or entity, whether organized for profit or not, with respect to which a licensee performs professional services.

(5) "Firm" means a sole proprietorship, a corporation, or a partnership.

(6) "Financial statements" means statements and footnotes related thereto that purport to show financial position which relates to a point in time or changes in financial position which relate to a period of time, on the basis of generally accepted accounting principles or another comprehensive basis of accounting. The term does not include incidental financial data included in management advisory services reports to support recommendations to a client, nor does it include tax returns and supporting schedules.

(7) "He," "his," and "him" mean, where applicable, the corresponding feminine and neuter pronouns also.

(8) "Licensee" means the holder of a certificate issued under section 7, chapter 234, Laws of 1983, or of a permit issued under section 11, chapter 234, Laws of 1983; or, in each case, under corresponding provisions of prior law.

(9) "Practice of (or practicing) public accountancy" means performing services as one skilled in the knowledge and practice of public accounting and preparing reports designated as "audit reports," "review reports," and "compilation reports."

(10) "Professional services" means any services performed or offered to be performed by a licensee for a client in the course of a practice of public accountancy.

(11) "Public communication" means a communication made in identical form to multiple persons or to the world at large, as by television, radio, motion picture, newspaper, pamphlet, mass mailing, letterhead, business card, or directory.

(12) "Opinions on financial statements" are any reports prepared by certified public accountants, including audit, review, and compilation reports, based on examinations in accordance with generally accepted auditing standards as to whether the presentation of information used for guidance in financial transactions or for accounting for or assessing the status or performance of commercial and noncommercial enterprises, whether public, private, or governmental, conforms with generally accepted accounting principles or other comprehensive bases of accounting.

NEW SECTION

WAC 4-25-030 UNLAWFUL ACTS. A firm name is misleading within the meaning of section 16(2) and (3), chapter 234, Laws of 1983 and is thus prohibited if, among other things:

(1) The firm name implies the existence of a corporation when the firm is not a corporation (as by the use of the abbreviations "P.C.," "P.S.," or "Inc. P.S.")

(2) The firm name implies existence of a partnership when there is not a partnership (as in "Smith & Jones, CPA's"); or

(3) The firm name includes the name of a person who is neither a present nor a past partner or shareholder of the firm.

A fictitious firm name (that is, one not consisting of the names of one or more present or former partners or shareholders) may not be used by a licensee in the practice of public accounting unless such name has been registered with and approved by the board as not being false or misleading.

No licensee may engage in the practice of public accountancy while representing himself or itself as having membership in any professional society, association, or organization, or membership in an association of firms, or a correspondent relationship with another certified public accountant or firm, if such representation:

(a) Contains a misrepresentation of fact; or

(b) Implies educational or professional attainments or licensing recognition not supported in fact; or

(c) Contains other representations or implications that in reasonable probability will cause an ordinarily prudent person to misunderstand or be deceived.

Any person who is the holder of a valid certificate as a certified public accountant may use the designation "certified public accountant" or "CPA" or any other title, designation, words, letters, sign, card, or device to indicate that such person is a certified public accountant if such person holds a permit which provides for title usage, provided that this designation shall not be used in any connection with the practice of public accounting unless the person is the holder of a permit to practice granted by the board pursuant to section 11, chapter 234, Laws of 1983.

NEW SECTION

WAC 4-25-040 STATE BOARD OF ACCOUNTANCY. An annual meeting of the board shall be held in September of each year, on a date following the annual meeting of the National Association of State Boards of Accountancy, and at least six other meetings shall be held each year, in the months of February, April, June, August, October, and December. Such regular board meetings will normally be on the last Friday of the month, with the exceptions of November and December meetings which shall normally be on the third Friday of the month. The chairman or a quorum of the board shall have the authority to call meetings of the board. The board shall follow and apply the rules of procedure, chapter 34.04 RCW, as regards to notice and conduct of meetings.

At the annual meeting the board shall elect from among its members the chairman, vice chairman, and secretary. The officers shall assume the duties of their respective offices at the conclusion of the annual meeting at which they were elected. They shall serve a term of one year, but shall be eligible for reelection for an additional term.

The chairman or, in the event of his absence or inability to act, the vice chairman shall preside at all meetings of the board. Other duties of the officers shall be such as the board may from time to time determine.

(1) Fees charged by the board shall be as follows:

- (a) CPA examination applications:
 - (i) One or two parts \$50
 - (ii) Three parts \$60
 - (iii) Five parts \$75
- (b) Transfer of grade credits from other jurisdictions, pursuant to section 7(5), chapter 234, Laws of 1983 \$40
- (c) Administration of examination for out-of-state applicants, per part \$10
- (d) Application for certificate by reciprocity from other jurisdictions \$40
- (e) Biennial permit to practice public accounting \$80
- (f) Biennial permit restricted to nonpublic accounting (title-only use) \$50
- (g) Biennial firm registration \$50
- (h) Amendments to firm registration, each filing \$10
- (i) Delinquency fee for permit renewal applications sixty days overdue \$25
- (j) Delinquency fee for firm renewal applications sixty days overdue \$20
- (k) Temporary practice permits, per individual who is to practice within this state \$10
- (l) Copies of records, per page \$0.10
- (m) Applications for reinstatement \$25

(2) Any applicant for a certificate or permit who is aggrieved by an action taken by the board with respect to his application may request the board to reconsider such action. Any such request shall be filed within sixty days of the mailing of the board's letter, advising the following information:

- (a) The name and address of the applicant;
- (b) The date of the board's letter advising the applicant of the action of the board complained of; and
- (c) A statement of any facts or consideration to which the applicant believes the board failed to give due weight.

Each licensee shall notify the board in writing within thirty days of any change of address or, in the case of individual licensees, change of employment.

A licensee shall respond in writing to any communication from the board requesting a response, within thirty days of the mailing of such communications by registered or certified mail, to the last address furnished to the board by the licensee.

NEW SECTION

WAC 4-25-060 CODE OF PROFESSIONAL CONDUCT. This Code of Professional Conduct is promulgated under the authority granted by the Public Accounting Act of 1983, which delegated to the Washington state board of accountancy the power and duty to prescribe rules of professional conduct directed to controlling the quality of the practice of public accountancy, and dealing among other things with independence, integrity, and objectivity; competence and technical standards; responsibilities to the public; and responsibilities to clients.

The Rules of Conduct set out below rest upon the premises that the reliance on the public in general and of the business community in particular on sound financial reporting, and on the implication of professional competence which inheres in the authorized use of a legally restricted title relating to the practice of public accountancy, imposes on persons engaged in such practice certain obligations both to their clients and to the public. These obligations, which the Rules of Conduct are intended to enforce where necessary, include the obligation to maintain independence of thought and action, to strive continuously to improve one's professional skills, to observe where applicable generally accepted accounting principles and generally accepted auditing standards, to promote sound and informative financial reporting, to hold the affairs of clients in confidence, to uphold the standards of the public accountancy profession, and to maintain high standards of personal conduct in all matters affecting one's fitness to practice public accountancy.

Acceptance of licensure to engage in the practice of public accountancy, or to use titles which imply a particular competence so to engage, involves acceptance by the licensee of such obligations, and accordingly of a duty to abide by the Rules of Conduct.

The Rules of Conduct are intended to have application to all kinds of professional services performed in the practice of public accountancy, including auditing, accounting and review services, tax services and management advisory services; and to apply as well to all licensees, whether or not engaged in the practice of public accountancy, except where the wording of a rule clearly indicates that the applicability is more limited.

A licensee who is engaged in the practice of public accountancy outside the United States will not be subject to discipline by the board for departing, with respect to such foreign practice, from any of the rules, so long as his conduct is in accordance with the standards of professional conduct applicable to the practice of public accountancy in the country in which he is practicing. However, even in such a case, if a licensee's name is associated with financial statements in such manner as to imply that he is acting as an independent public accountant and under circumstances that would entitle the reader to assume that United States practices are followed, he will be expected to comply with the rules herein concerning independence, integrity, and objectivity.

In the interpretation and enforcement of the Rules of Conduct, the board will give consideration, but not necessarily dispositive weight, to relevant interpretations, rulings and opinions issued by the board of other jurisdictions, and by appropriately authorized committees on ethics of professional organizations.

NEW SECTION

WAC 4-25-080 RULES OF CONDUCT—INDEPENDENCE, INTEGRITY, AND OBJECTIVITY. A licensee shall not express an opinion on financial statements of an enterprise in such a manner as to imply that he is acting as an independent public accountant with respect thereto unless he is independent with respect to such enterprise. Independence will be considered to be impaired if, for example:

(1) During the period of his professional engagement, or at the time of expressing his opinion, the licensee:

(a)(i) Had or was committed to acquire any direct or material indirect financial interest in the enterprise; or

(ii) Was a trustee of any trust or executor or administrator of any estate if such trust or estate had or was committed to acquire any direct or material indirect financial interest in the enterprise; or

(b) Had any joint closely-held business investment with the enterprise or any officer, director, or principal stockholder thereof which was material in relation to the net worth of either the licensee or the enterprise; or

(c) Had any loan to or from the enterprise or any officer, director, or principal stockholder thereof other than loans of the following kinds made by a financial institution under normal lending procedures, terms and requirements:

(i) Loans obtained by the licensee which are not material in relation to the net worth of the borrower;

(ii) Home mortgages; and

(iii) Other secured loans, except those secured solely by a guarantee of the licensee.

(2) During the period covered by the financial statements, during the period of the professional engagement or at the time of expressing an opinion, the licensee:

(a) Was connected with the enterprise as a promoter, underwriter, or voting trustee, a director or officer or in any capacity equivalent to that of a member of management or of an employee; or

(b) Was a trustee for any pension or profit-sharing trust of the enterprise.

The foregoing examples are not intended to be all inclusive.

A licensee shall not in the performance of professional services knowingly misrepresent facts, nor subordinate his judgment to others. In tax practice, however, a licensee may resolve doubt in favor of his client as long as there is reasonable support for his position.

A licensee shall not pay a commission to obtain a client, nor accept a commission for a referral to a client of products or services of others. This rule does not prohibit payments for the purchase of all, or a material part, of an accounting practice, or retirement payments to persons formerly engaged in the practice of public accountancy, or payments to the heirs or estates of such persons.

A licensee shall not offer or perform professional services for a fee which is contingent upon the findings or results of such services: **PROVIDED HOWEVER**, That this rule does not apply to professional services involving federal, state, or other taxes in which the findings are those of the tax authorities and not those of the licensee, nor does it apply to professional services for which the fees are to be fixed by courts or other public authorities, and which are therefore indeterminate in amount at the time the professional services are undertaken.

A licensee shall not concurrently engage in the practice of public accountancy and in any other business or occupation which impairs his independence or objectivity in rendering professional services.

NEW SECTION

WAC 4-25-100 COMPETENCE AND TECHNICAL STANDARDS. A licensee shall not undertake any engagement for the performance of professional services which he cannot reasonably expect to complete with due professional competence.

A licensee shall not permit his name to be associated with financial statements in such a manner as to imply that he is acting as an independent public accountant with respect to such financial statements unless he has complied with applicable generally accepted auditing standards. Statements on Auditing Standards issued by the American Institute of Certified Public Accountants, and other pronouncements having similar generally recognized authority, are considered to be interpretations of generally accepted auditing standards, and departures therefrom must be justified by those who do not follow them.

A licensee shall not express an opinion that financial statements are presented in conformity with generally accepted accounting principles if such financial statements contain any departure from such accounting principles which has a material effect on the financial statements taken as a whole, unless the licensee can demonstrate that by reason of unusual circumstances the financial statements would otherwise have been misleading. In such a case, the licensee's report must describe the departure, the approximate effects thereof, if practicable, and the reasons why compliance with the principle would result in a misleading statement. For purposes of this rule generally accepted accounting principles are considered to be defined by pronouncements issued by the Financial Accounting Standards Board and its predecessor entities and similar pronouncements issued by other entities having similar generally recognized authority.

A licensee, in the performance of management advisory services or accounting and review services shall conform to the professional standards applicable to such services. For purposes of this rule such professional standards are considered to be defined by Statements on Management Advisory Services and Statements on Standards for Accounting and Review Services, respectively, in each instance issued by the American Institute of Certified Public Accountants, and by similar pronouncements by other entities having similar generally recognized authority.

A licensee shall not in the performance of professional services permit his name to be used in conjunction with any forecast of future transactions in a manner which may reasonably lead to the belief that the licensee vouches for the achievability of the forecast.

NEW SECTION

WAC 4-25-120 RESPONSIBILITIES TO CLIENTS. A licensee shall not without the consent of his client disclose any confidential information pertaining to his client obtained in the course of performing professional services.

This rule does not (1) affect in any way a licensee's obligation to comply with a validly issued subpoena or summons enforceable by order of a court, or (2) prohibit disclosures in the course of a quality review of a licensee's professional services, or (3) preclude a licensee from responding to any inquiry made by the board or any investigative or disciplinary body established by law or formally recognized by the board.

Members of the board and professional practice reviewers shall not disclose any confidential client information which comes to their attention from licensees in disciplinary proceedings or otherwise in carrying out their responsibilities, except that they may furnish such information to an investigative or disciplinary body of the kind referred to above.

NEW SECTION

WAC 4-25-130 OTHER RESPONSIBILITIES AND PRACTICES. A licensee shall not commit any act that reflects adversely on his fitness to engage in the practice of public accountancy.

A licensee shall not permit others to carry out on his behalf, either with or without compensation, acts which, if carried out by the licensee, would place him in violation of the Rules of Conduct.

A licensee shall not use or participate in the use of any form of public communication having reference to his professional services which contains a false, fraudulent, misleading, deceptive, or unfair statement or claim. A false, fraudulent, misleading, deceptive, or unfair statement or claim includes but is not limited to a statement or claim which:

- (1) Contains a misrepresentation of fact; or
- (2) Is likely to mislead or deceive because it fails to make full disclosure of relevant facts; or
- (3) Contains any testimonial, laudatory, or other statement or implication that the licensee's professional services are of exceptional quality, if not supported by verifiable facts; or
- (4) Is intended or likely to create false or unjustified expectations of favorable results; or
- (5) Implies educational or professional attainments or licensing recognition not supported in fact; or
- (6) States or implies that the licensee has received formal recognition as a specialist in any aspect of the practice of public accountancy, except in accordance with rules adopted by the board; or
- (7) Represents that professional services can or will be competently performed for a stated fee when this is not the case, or makes representations with respect to fees for professional services that do not disclose all variables that may reasonably be expected to affect the fees that will in fact be charged; or
- (8) Contains other representations or implications that in reasonable probability will cause an ordinarily prudent person to misunderstand or be deceived.

A licensee shall not by any direct personal communication solicit an engagement to perform professional services (a) if the communication would violate any of these rules if it were a public communication; or (b) by the use of coercion, duress, compulsion, intimidation, threats, overreaching, or vexatious or harassing conduct; or (c) where the engagement would be for a person or entity not already a client of the licensee, unless such person or entity has invited such a communication or is seeking to secure the performance of professional services and has not yet engaged another to perform them.

A licensee may practice public accountancy only in a proprietorship, a partnership, or a professional corporation meeting the requirements of sections 9 and 10, chapter 234, Laws of 1983.

NEW SECTION

WAC 4-25-140 CERTIFIED PUBLIC ACCOUNTANTS. (1) As used in these rules, a "semester hour" means the conventional college semester hour. Quarter hours may be converted to semester hours by multiplying them by two-thirds.

(2) For purposes of section 7(b), chapter 234, Laws of 1983, the board will recognize colleges and universities which are accredited in accordance with subsections (3) through (6) of this section.

(3) An accredited college or university is a four-year degree-granting college or university accredited at the time the applicant's degree was received by virtue of membership in one of the following regional accrediting agencies:

- (a) Middle States Association of College and Secondary Schools;
- (b) New England Association of Schools and Colleges;
- (c) North Central Association of Colleges and Secondary Schools;
- (d) Northwest Association of Schools and Colleges;
- (e) Southern Association of Colleges and Schools; and
- (f) Western Association of Schools and Colleges.

(4) A listing of accredited colleges and universities as recognized by the board is contained in "Accredited Institutions of Postsecondary Education" published by the United States Department of Education, National Center for Education Statistics.

(5) If an institution was not accredited at the time an applicant's degree was received but is so accredited at the time his application is filed with the board, the institute will be deemed to be accredited for the purpose of subsection (4) of this section, provided that it:

(a) Certified that the applicant's total educational program would qualify him for graduation with a baccalaureate degree during the time the institution has been accredited; and

(b) Furnishes the board satisfactory proof, including college catalogue course numbers and descriptions, that the pre-accredited courses used to qualify the applicant as an accounting major are substantially equivalent to post-accrediting courses.

(6) If an applicant's degree was received at an accredited college or university as defined in subsection (3) or (5) of this section, but the educational program which was used to qualify him as an accounting major included courses taken at nonaccredited institutions, either before or after graduation, such courses will be deemed to have been taken at the accredited institution from which the applicant's degree was received, provided the accredited institution either:

(a) Has accepted such courses by including them in its official transcript; or

(b) Certifies to the board that it will accept such courses for credit toward graduation.

(7) A graduate of a four-year-granting institution not accredited at the time the applicant's degree was received or at the time his application was filed will be deemed to be a graduate of a four-year accredited college or university of:

(a) A credentials evaluation service approved by the board certifies that the applicant's degree is equivalent to a degree from an accredited college or university defined in subsection (3) of this section; or

(b)(i) An accredited college or university as defined by subsection (3) of this section accepts the applicant's nonaccredited baccalaureate degree for admission to a graduate business degree program;

(ii) The applicant satisfactorily completes at least fifteen semester hours, or the equivalent, in post-baccalaureate education at the accredited institution, of which at least nine semester hours, or the equivalent, shall be in accounting; and

(iii) The accredited college or university certifies that the applicant is in good standing for continuation in the graduate program, or has maintained a grade point average in these courses that is necessary for graduation.

The concentration in accounting or its equivalent shall be determined in accordance with the following provisions of this rule:

(8) A concentration in accounting, for purposes of section 7(b), chapter 234, Laws of 1983 shall consist of at least:

(a) Eighteen semester hours, or the equivalent, in accounting above the elementary level, which shall include not less than six semester hours in financial accounting (which may include cost accounting), three semester hours in auditing, and three semester hours in income tax; and

(b) Twenty-four semester hours, or the equivalent, in business administration subjects which shall include not less than six semester hours in economics, three semester hours in business law, and six semester hours in finance. Semester hours in accounting in excess of the minimum requirement of subsection (8)(a) of this section may be substituted for semester hours of business administration for purposes of this subsection (8)(b) of this section.

(9) A concentration in accounting, auditing, and business for purposes of section 7(b), chapter 234, Laws of 1983, shall consist of at least:

(a) Thirty-six semester hours in accounting above the elementary level, which shall include not less than twelve semester hours in financial accounting (which may include cost accounting), six semester

hours in auditing, six semester hours in income tax, and six semester hours in computer and information systems; and

(b) Thirty-six semester hours in business administration subjects which shall include not less than six semester hours in economics, six semester hours in business law, and six semester hours in finance. Semester hours in accounting in excess of the minimum requirements of subsection (9)(a) of this section may be substituted for semester hours of business administration for purposes of this subsection.

(10) Reapplicants for the Certified Public Accountant Examination whose original application was approved prior to July 1, 1983, may elect to qualify under subsection (8) of this section rather than subsection (9) of this section.

Applications to take the Certified Public Accountant Examination must be made on a form provided by the board and filed with the board on or before March 1 for the May examination and September 1 for the November examination.

Except as provided in subsection (10) of this section, an application will not be considered until the examination fee and all required supporting documents have been received, including photographs, official transcripts and certification of degree.

Applicants whose graduation occurs after the deadlines in subsection (10) of this section may file official transcripts and certification of degrees after those deadlines but not later than one hundred fifty days after the date of the examination.

An applicant who fails to appear for examination or reexamination shall forfeit the fees charged the examination and reexamination.

Notice of the time and place of the examination shall be mailed at least ten days prior to the date set for the examination to each candidate whose application to sit for the examination has been approved by the board.

The examination required by section 7(c), chapter 234, Laws of 1983, shall be the Uniform CPA Examination, including the following subjects:

- (a) Auditing;
- (b) Business law;
- (c) Theory of accounts; and
- (d) Accounting practice.

In addition to the Uniform CPA Examination, candidates shall be required to pass an examination, or alternatively to complete a course of study, prescribed by or acceptable to the board, in professional ethics.

A passing grade for each subject shall be seventy-five. The board uses the Advisory Grading Service of the American Institute of Certified Public Accountants.

An applicant, at each sitting of the examination in which he takes any part of the examination, take all parts not previously passed.

An applicant who at one sitting for the examination receives a passing grade in any two parts of the examination, or in the subject Accounting Practice I and II, and who receives a grade of at least fifty in each of the remaining parts, shall be granted credit for parts passed, on the condition that the applicant receives a passing grade in each of the remaining parts of reexamination at one or more of the next six consecutive examinations.

An applicant who at one sitting for the examination receives a passing grade in any three parts of the examination shall, regardless of the grade received on the remaining part, be granted credit for the parts passed, on the condition that the applicant receives a passing grade in the remaining part on reexamination at one of the next six consecutive examinations.

For purposes of satisfying the education requirements of section 7(b), chapter 234, Laws of 1983, an applicant holding a certificate of another state must complete semester hours, or the equivalent, in an accredited institution as defined by the foregoing rules which shall include not less than nine semester hours, or the equivalent, in accounting and auditing subjects, and six semester hours, or the equivalent, in business administration subjects, such as economics, business law, and finance. These hours must have been completed within the twenty-four months prior to application for a certificate in this state.

NEW SECTION

WAC 4-25-180 PERMITS TO PRACTICE—INDIVIDUAL.

(1) Applications for initial permits to practice and for renewal of permits pursuant to section 11, chapter 234, Laws of 1983 shall be made on a form provided by the board and, in the case of applications for renewal, shall be filed no later than April 30 of the year of expiration.

Applications will not be considered filed until the applicable fee is received. If an application for permit renewal is received late, it shall also be accompanied by the applicable delinquency fee.

(2) Applications for renewal of permits shall be accompanied by evidence satisfactory to the board that the applicant has complied with the continuing professional education requirements under section 11(3), chapter 234, Laws of 1983.

(3) Permits expire on June 30 of every other year and have a duration of two years.

(4) The experience in the practice of public accountancy, required to be demonstrated for issuance of an initial permit pursuant to section 11(1)(a), chapter 234, Laws of 1983 shall meet the requirements of this rule:

(a) The applicant shall show that he has had employment as a staff accountant for a certified public accountant or a firm of certified public accountants, or equivalent experience satisfactory to the board. Such employment shall include practical public accounting experience, or the equivalent of such experience, of reasonable variety and importance and requiring independent thought and judgment, under the direct supervision of a holder of a certificate as certified public accountant.

(b) The applicant shall also show to the satisfaction of the board that the employment has included all of the following:

(i) Experience in applying a variety of auditing procedures and techniques to the usual and customary financial transactions recorded in accounting records;

(ii) Experience in the preparation of audit working papers covering the examination of the accounts usually found in accounting records;

(iii) Experience in planning programs of audit work including the selection of procedures to be followed;

(iv) Experience in the preparation of written explanations and comments on the findings of an examination and on the content of accounting records; and

(v) Experience in the preparation and analysis of financial statements together with explanations and notes thereon.

(c) The experience prescribed by subsection (4) (a) and (b) of this section may be fulfilled by a combination of financial audits, reviews, compilations, compliance audits, operational audits, and management audits.

(d) Experience obtained outside public accounting must include the requirements of subsection (4) (a) and (b) of this section, and must include the auditing, in accordance with generally accepted auditing standards, of financial statements prepared in accordance with generally accepted accounting principles. In appraising such experience the board may require an interview and/or a review of audit workpapers and reports.

Any licensee who, having been requested by an applicant to submit to the board evidence of the applicant's experience, has refused to do so, shall upon request by the board explain in writing or person the basis for such refusal.

Any licensee who has furnished evidence of an applicant's experience to the board shall upon request by the board explain in writing or in person the information so provided.

The board may require inspection, by the board itself or by its representatives, of documentation relating to an applicant's claimed experience. Such inspection may, at the option of the board, be made at any of the board's office, in which case any licensee having custody of such documentation shall produce it upon request at such office.

(5) The following requirements of continuing professional education apply to the biennial renewal of permits to practice public accounting pursuant to section 11(3), chapter 234, Laws of 1983:

(a) An applicant seeking regular biennial renewal of a permit shall show that he has completed no less than eighty hours of continuing professional education during the two-year period preceding renewal, of which no less than sixteen hours of accounting and/or auditing subjects must be obtained in each year: PROVIDED, That a licensee is exempt from the accounting and/or auditing subject requirement for any calendar year in a reporting period during which the licensee was not involved in the preparation of reports on financial statements. Of the total requirement of eighty hours, no more than sixteen hours may be in subjects deemed "nontechnical" by the board.

(b) An applicant who has previously held a permit but whose permit has at the time of application lapsed shall make the same showing as prescribed in subsection (5)(a) of this section.

(c) An applicant seeking to renew an initial permit issued less than two years but more than one year prior to the renewal must show that

he has completed at least forty hours of such continuing professional education.

The board may in particular cases make exceptions to these requirements for reasons of individual hardship including health, military service, foreign residence, retirement, or other good cause.

(6) Standards—A program qualifies as acceptable continuing professional education for purposes of section 11(3), chapter 234, Laws of 1983 if it is a formal program of learning which contributes to the growth in the professional knowledge and professional competence of an individual in the practice of public accountancy, and meets the minimum standards of quality of development and presentation and of measurement and reporting of credits set forth in the Statement on Standards for Formal Continuing Education Programs published by the National Association of State Boards of Accountancy, or such other educational standards as may be established from time to time by the board.

(7) Subject areas—Programs dealing with the following general subject areas are acceptable so long as they meet the standards in subsection (6) of this section:

- (a) Accounting and auditing;
- (b) Taxation;
- (c) Management;
- (d) Computer science;
- (e) Communication arts;
- (f) Mathematics, statistics, probability and quantitative applications in business;
- (g) Economics;
- (h) Business law;
- (i) Functional fields of business, including finance, production, marketing, personnel relations, and business management and organization;
- (j) Specialized areas of industry (film industry, real estate, farming, etc.);
- (k) Administrative practice (engagement letters, personnel, etc.).

Subjects other than those listed above may be acceptable if the applicant can demonstrate that they contribute to his professional competence. The responsibility for demonstrating that a particular program is acceptable rests solely upon the applicant.

(8) Group programs—Group programs such as the following are acceptable so long as they meet the standards specified in subsection (6) of this section and deal with subjects referred to in subsection (7) of this section:

- (a) Professional education and development programs of national, state, and local accounting organizations;
- (b) Technical sessions at meetings of national, state, and local accounting organizations and their chapters;
- (c) University or college courses, both credit and noncredit;
- (d) Formal in-firm education programs;
- (e) Programs of other organizations (accounting, industrial, professional, etc.);

(f) Committee meetings of professional societies which are structured as formal educational programs;

(g) Dinner, luncheon, and breakfast meetings which are structured as formal educational programs; and

(h) Firm meetings for staff and/or management groups which are structured as formal education programs. Portions of such meetings devoted to the communication and application of general professional policy or procedure may qualify; but portions devoted to firm administrative, financial, and operating matters generally will not qualify.

(9) Credit—Continuing professional education credit will be given for whole hours only, with a minimum of fifty minutes constituting one hour. As an example, one hundred minutes of continuous instructions would count as two hours; however, more than fifty minutes but less than one hundred minutes of continuous instruction would count only as one hour. Only time spent in instruction, and not preparation time, will be credited. For university or college courses, each semester hour of credit shall equal fifteen hours toward the requirement, and a quarter hour of credit, shall equal ten hours.

(10) Correspondence and formal individual study programs—The amount of credit to be allowed for correspondence and formal individual study programs (including taped study programs) will be that which is recommended by the program sponsor on the basis of one-half the average completion time under appropriate "field tests." Applicants claiming credit for such correspondence or formal individual study courses are required to obtain evidence of satisfactory completion of the course from the program sponsor. Credit will be allowed in the renewal period in which the course is completed.

(11) Instructor, discussion leader, or speaker—Applicants who have served as instructors, discussion leaders, and speakers at programs coming under subsections (6), (7) and (8) of this section may claim continuing professional education credit for both preparation and presentation time. Credit may be claimed for actual preparation time up to two times the class contact hours. The maximum credit for such preparation and teaching is fifty percent of the applicable renewal period requirement.

(12) Published articles, books—Credit toward the continuing professional education requirement may be claimed for published articles and books, provided they contribute to the professional competence of the licensee. Credit for preparation of such publications may be claimed on a self-declaration basis for up to twenty-five percent of the renewal period requirement. In exceptional circumstances a licensee may request additional credit by submitting the article(s) or book(s) to the board with an explanation of the circumstances which justify a greater credit. The amount of credit awarded for a given publication will be determined by the board.

(13) Applicants for renewal of permits to practice pursuant to section 11, chapter 234, Laws of 1983 shall file with their applications therefor a signed statement of the continuing professional education programs for which they claim credit, showing:

- (a) Sponsoring organization;
- (b) Location of program;
- (c) Title of program or description of content;
- (d) Dates attended; and
- (e) Hours claimed.

(14) Responsibility for documenting the acceptability of the program and the validity of the credits rests with the applicant. Such documentation should be retained for a period of five years after the completion of the program. Such documentation may consist of the following:

(a) Copy of the course outline prepared by the course sponsor along with the information required by subsection (6) of this section;

(b) For courses taken for scholastic credit in accredited universities and colleges, evidence of satisfactory completion of the course will be sufficient; for noncredit courses taken, a statement of the hours of attendance, signed by the instructor, is required;

(c) For formal individual study programs written evidence of completion.

The board may verify on a test basis information submitted by applicants for permits. In cases where the board determines that the requirement is not met, the board may grant an additional period of time in which the deficiencies can be cured.

NEW SECTION

WAC 4-25-220 PERMITS TO PRACTICE—FIRMS. (1) Applications by firms for initial registration to practice and for renewal of registration pursuant to section 9, chapter 234, Laws of 1983 shall be made on a form provided by the board and, in the case of applications for renewal, shall be filed no later than sixty days prior to the expiration date of the firm's current registration. Applications will not be considered filed until the applicable fee is received. If an application for registration renewal is filed late, it shall also be accompanied by the applicable delinquency fee.

(2) A sole proprietor applying for a firm registration, whether initial or renewal, may join such application with his application for an individual registration, on a form provided for that purpose by the board, together with the applicable renewal fee for the firm registration.

(3) Applications shall include the firm name, addresses and telephone numbers of the main office and any branch offices of the firm, the name of the manager of each branch office, the names and state in which licensed, the partners or, in the case of corporations, shareholders, directors, and officers, and in the case of corporations a certified copy of the articles of incorporation and the bylaws.

(4) Biennial registration expires on June 30 of every other year.

(5) Firms which are in corporate form shall submit, together with their application for a registration, evidence that they are in compliance with this rule with respect to financial responsibility for liability that may be incurred to clients or others.

(6) A corporation engaged in the practice of public accountancy shall maintain in force liability insurance, or alternatively a written agreement of its shareholders providing a joint and several guarantee of payment, covering liability of the corporation for damages resulting from claims against it by its clients or others arising out of the rendering of or failure to render professional services by the corporation, in an amount for each claim of at least \$50,000 multiplied by the number

of employed persons rendering professional services and an aggregate maximum limit of liability per calendar year of at least \$100,000 multiplied by the number of such employees, provided that the maximum amount guaranteed is not required to exceed \$1,000,000 for each claim and \$2,000,000 for all claims during any one calendar year.

(7) A firm registered pursuant to section 9, chapter 234, Laws of 1983 shall file with the board a written notification of any of the following events within thirty days after its occurrence:

- (a) Formation of a new partnership or corporation;
- (b) Admission of a partner or shareholder;
- (c) Retirement or death of a partner or shareholder;
- (d) Any change in the name of the firm;
- (e) Termination of the partnership or corporation;
- (f) Change in the management of any branch office;
- (g) Establishment of a new branch office or the closing or change of address of a branch office; and
- (h) The occurrence of any event or events which would cause such partnership or professional corporation not to be in conformity with the provisions of the act or these rules.

In the event of any change in legal form of a firm, as between a proprietorship, a partnership or a professional corporation, such new firm shall within thirty days of the change file an application for an initial registration in accordance with these rules and pay the applicable fee.

NEW SECTION

WAC 4-25-260 TEMPORARY PERMITS. (1) Applications for temporary permits to practice pursuant to section 17(2), chapter 234, Laws of 1983 shall be made on a form provided by the board, and accompanied by the applicable fee.

(2) Each application shall be accompanied by a statement of the applicant, or if it is a partnership or corporation, by a partner or shareholder of the applicant:

- (a) Showing that the applicant is duly licensed to practice as a certified public accountant or a firm or certified public accountants in another state;
- (b) Identifying the specific professional engagement to be performed in this state pursuant to the temporary permit; and
- (c) Stating the name and office address of each person who will be engaged in the performance of the engagement in this state.

NEW SECTION

WAC 4-25-270 ENFORCEMENT ACTIONS AGAINST LICENSEES. The grounds for revocation and suspension of certificates and permits, and other disciplinary action against licensees, are set out in section 12, chapter 234, Laws of 1983 in both specific and general terms. The general terms of that provision of the act include the following particular grounds for such disciplinary action:

(1) Fraud or deceit in obtaining a certificate or permit, within the meaning of section 12(1), chapter 234, Laws of 1983, includes the knowing submission to the board of any false or forged evidence in, or in support of, an application for a certificate or permit.

(2) Dishonesty, fraud, or gross negligence in the practice of public accountancy, within the meaning of section 12(2), chapter 234, Laws of 1983, includes making misleading, deceptive or untrue representations in the practice of public accountancy.

(3) Violations of the act or of rules promulgated under the act, within the meaning of section 12(3) through (7), chapter 234, Laws of 1983, include:

- (a) Knowingly practicing public accounting in this state prior to obtaining a permit to practice;
- (b) Knowingly using or attempting to use a certificate or permit which has been suspended or revoked;
- (c) The making of any false or misleading statement in support of an application for a certificate or a permit filed by another; or
- (d) Failure of a licensee to provide any explanation requested by the board regarding evidence submitted by the licensee in support of an application filed by another, or regarding a failure or refusal to submit such evidence; and failure by a licensee to furnish for inspection upon request by the board or its representative documentation relating to any evidence submitted by the licensee in support of such an application.

(4) Conduct reflecting adversely upon the licensee's fitness to engage in the practice of public accountancy, within the meaning of section 12(8), chapter 234, Laws of 1983, includes:

- (a) Adjudication as mentally incompetent;
- (b) Fiscal dishonesty of any kind;
- (c) Knowingly presenting as one's own a certificate or permit issued to another;
- (d) Knowing concealment of information regarding violations by other licensees of the act or the rules thereunder; and
- (e) Wilfully failing to file a report or record required by state or federal law; wilfully impeding or obstructing the filing of such a report or record, or inducing another person to impede or obstruct such filing by another; and the making or filing of such a report or record which one knows to be false.

Any licensee whose certificate or permit issued by the board is subsequently suspended or revoked shall promptly return such certificate or permit to the board.

NEW SECTION

WAC 4-25-300 ENFORCEMENT PROCEDURES—INVESTIGATIONS. (1) The board will annually appoint a Standards Review Committee of three members, to perform the following functions:

- (a) Review of financial statements and the reports of licensees thereon, to assess their compliance with applicable professional standards;
- (b) Improvement of reporting practices of licensees through educational and rehabilitative measures;
- (c) Referrals to the board of cases requiring further investigation; and
- (d) Such other functions as the board may assign to the committee.

The committee may solicit financial statements and the related reports of licensees from clients, public agencies, banks, and other users of financial statements. The identities of sources, of licensees, and of clients to whom the financial statements pertain shall be kept in confidence and shall not be disclosed to any person not a member or agent of the committee or the board, unless the review necessitates referral to an industry specialist or results in a referral to the board for investigation.

(2) The committee's review of financial statements and reports of licensees thereon shall be directed toward the following:

- (a) Presentation of financial statements in conformity with generally accepted accounting principles;
- (b) Compliance by licensees with generally accepted auditing standards;
- (c) Compliance by licensees with other professional standards; and
- (d) Compliance by licensees with the rules of the board and other regulations relating to the practice of public accountancy.

In gathering information about the professional work of licensees, the committee may make use of investigators, either paid or unpaid, who are not themselves members of the committee.

In any instance where the committee finds a deficiency in the professional work of a licensee, it shall advise the licensee in writing of the deficiency. The committee may offer to meet with the licensee to discuss deficiencies.

NEW SECTION

WAC 4-25-320 ENFORCEMENT PROCEDURES—HEARINGS BY THE BOARD. (1) A complaint issued by the board pursuant to section 14, chapter 234, Laws of 1983 will include:

- (a) A short and plain statement of matters asserted or charged; and
- (b) References to any particular sections of the act or of the rules which are asserted to have been involved in the conduct complained of.
- (2) When the complaint and notice of hearing are served pursuant to section 14, chapter 234, Laws of 1983, they will be accompanied by:
 - (a) A copy of the board's applicable rule(s);
 - (b) A copy of the act;
 - (c) A copy of any particular sections of the act of any rule asserted to have been violated; and
 - (d) A brief statement calling attention to the rights of the licensee, under the act and the rules, to examine reports and evidence in advance of the hearing; to appear by counsel at the hearing to present evidence, and to appeal an adverse decision.

Under section 14, chapter 234, Laws of 1983 a licensee respondent has the right in advance of the hearing to examine and copy any report of investigation and documentary or testimonial evidence and summaries in the board's possession relating to the subject matter of the complaint. The right of examination may be exercised by the respondent or his attorney or agent at the board's office where the records in

question are kept, during regular business hours, on three days' advance notice in writing. Copies will be promptly furnished of any documents designated for copying, but the board may charge a fee for such copying.

A hearing under section 14, chapter 234, Laws of 1983 shall be conducted by and shall be under the control of a presiding officer appointed by the board.

(3) The order of proceedings shall be as follows:

- (a) Statement and presentation of evidence supporting the complaint, by the investigating officer, if any, by a board member designated for that purpose, or by counsel;
- (b) Statement and presentation of evidence of the respondent licensee, in person (or in the case of a firm through a partner, officer, director, or shareholder) and by counsel;
- (c) Rebuttal evidence in support of the complaint;
- (d) Surrebuttal evidence of the respondent licensee;
- (e) Closing statements; and
- (f) Board decision.

The presiding officer, board members, the respondent, and the person presenting the complaint shall have the right to question or examine or cross-examine any witness.

The burden of presenting evidence to support a fact or position rests on the proponent of the fact or position.

The hearing may be continued with recesses as determined by the presiding officer.

The presiding officer may set reasonable time limits for oral presentation.

Exhibits shall be marked, and preserved along with the stenographic transcript as part of the record of the hearing.

The board is not bound by technical rules of evidence, and any evidence of a kind commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible.

All such evidence that is offered and not objected to will be received by the presiding officer unless he determines that it is irrelevant, immaterial, or unduly repetitious.

Evidence may be received provisionally, subject to later ruling by the presiding officer as to its admissibility; but any such ruling must be made before closing statements are heard.

Decisions by the board following hearings under section 14, chapter 234, Laws of 1983 will, if they sustain any charge, be made in public. Decisions that do not sustain a charge will not be made public, unless the respondent licensee requests that this be done or the board determines that the pendency of the charges had itself been the subject of substantial publicity.

NEW SECTION

WAC 4-25-360 REINSTATEMENT. A person or firm whose certificates or permit to practice has been revoked or suspended pursuant to section 14, chapter 234, Laws of 1983, may apply to the board for modification of the suspension, revocation, or probation at any time after one year has elapsed from the effective date of the board's decision imposing it; except that if any previous application has been made with respect to the same penalty, no additional application will be entertained before the lapse of an additional year following the board's decision on the last such previous application.

The application shall be in writing; shall set out and, as appropriate, substantiate the reasons constituting good cause for the relief sought, and shall be accompanied by at least two supporting recommendations, under oath, from licensees who have personal knowledge of the activities of the applicant since the suspension or revocation was imposed.

An application will ordinarily be disposed of by the board upon the basis of the materials submitted in support thereof, supplemented by such additional inquiries as the board may think fit. At the board's discretion a hearing may be held on such an application, following such procedures as the board may deem suitable for the particular case.

The board may impose, as a condition for reinstatement of a certificate or permit or modification of a suspension or probation, such terms and conditions as it deems suitable.

In considering an application, the board may consider all activities of the applicant since the disciplinary penalty from which relief is sought was imposed, the offense for which the applicant was disciplined, the applicant's activities during the time the certificate or permit was in good standing, the applicant's rehabilitative efforts, restitution to damaged parties in the matter for which the penalty was imposed, and the applicant's general reputation for truth and professional probity.

No application for reinstatement will be considered while the applicant is under sentence for any criminal offense, including any period during which the applicant is on court-imposed probation or parole.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 4-04-010 CONSTRUCTION OF "DATE OF PASSAGE OF THE ACT."
- (2) WAC 4-04-020 USE OF TITLES RELATING TO ACCOUNTANCY.
- (3) WAC 4-04-030 ANNUAL NOTICE TO RENEW AN ANNUAL PERMIT.
- (4) WAC 4-04-050 TEMPORARY PRACTICE BY OUT-OF-STATE ACCOUNTANTS.
- (5) WAC 4-04-060 RESIDENT MANAGER OF PUBLIC ACCOUNTING OFFICE.
- (6) WAC 4-04-070 PROFESSIONAL SERVICE CORPORATIONS—NOTIFICATION REQUIREMENTS.
- (7) WAC 4-04-180 REEXAMINATION REQUIREMENTS.
- (8) WAC 4-04-190 TIME OF EXAMINATION.
- (9) WAC 4-04-200 FEES FOR CPA EXAMINATION.
- (10) WAC 4-04-210 FEES FOR PERMIT TO PRACTICE ACCOUNTING.
- (11) WAC 4-04-220 FEE FOR REGISTRATION AS CPA PARTNERSHIP OR PS.
- (12) WAC 4-04-230 ANNUAL LICENSE FEE FOR CPA PARTNERSHIP OR PS.
- (13) WAC 4-04-250 FEE FOR REGISTRATION OF LPA PARTNERSHIP OR PS.
- (14) WAC 4-04-260 ANNUAL LICENSE FEE FOR LPA PARTNERSHIP OR PS.
- (15) WAC 4-04-280 FEE FOR REGISTRATION OF PA PARTNERSHIP OR PS.
- (16) WAC 4-04-290 ANNUAL LICENSE FEE FOR PUBLIC ACCOUNTANT PARTNERSHIPS OR PS.
- (17) WAC 4-04-300 EDUCATIONAL REQUIREMENTS.
- (18) WAC 4-04-310 LICENSE REQUIREMENTS FOR PUBLIC ACCOUNTING PARTNERSHIPS OR PROFESSIONAL SERVICE CORPORATIONS.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 4-12-010 EXAMINATIONS, TIMES AND PLACES.
- (2) WAC 4-12-020 APPLICATIONS FOR EXAMINATIONS.
- (3) WAC 4-12-030 EXAMINATION SPECIFIED IN RCW 18.04.120(5) MEANS EXAMINATION BY THE BOARD.
- (4) WAC 4-12-040 CONSTRUCTION OF RCW 18.04.120(6)(b) AS TO GRADUATION FROM ESTABLISHED RESIDENT SCHOOL OF BUSINESS OR ACCOUNTING.
- (5) WAC 4-12-060 CONSTRUCTION OF RCW 18.04.120 AS TO GRADUATE OF COLLEGE OR UNIVERSITY.
- (6) WAC 4-12-070 CONSTRUCTION OF RCW 18.04.170 AS TO COLLEGE ENROLLMENT.
- (7) WAC 4-12-080 CREDIT FOR PARTS OF EXAMINATION PASSED.
- (8) WAC 4-12-090 GIVING OR RECEIVING AID AT EXAMINATION.
- (9) WAC 4-12-110 EQUIVALENT EXAMINATION.
- (10) WAC 4-12-170 APPLICANTS FOR INITIAL PERMITS TO PRACTICE PUBLIC ACCOUNTING.
- (11) WAC 4-12-180 RENEWAL OF PERMITS TO PRACTICE PUBLIC ACCOUNTING.

- (12) WAC 4-12-190 APPLICANTS FOR PERMITS TO PRACTICE PUBLIC ACCOUNTING FROM OTHER STATUS.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 4-20-010 CITATION OF RULES AND PURPOSE.
 (2) WAC 4-20-020 BASIC REQUIREMENTS—AMOUNT.
 (3) WAC 4-20-030 BASIC REQUIREMENTS—EFFECTIVE DATE OF REQUIREMENT.
 (4) WAC 4-20-045 BASIC REQUIREMENTS—EXCEPTIONS.
 (5) WAC 4-20-100 QUALIFICATION OF PROGRAM—PRIMARY CONSIDERATION.
 (6) WAC 4-20-110 QUALIFICATION OF PROGRAM—BASIC REQUIREMENTS.
 (7) WAC 4-20-120 QUALIFICATION OF PROGRAM—APPROVED BY BOARD.
 (8) WAC 4-20-130 QUALIFICATION OF PROGRAM—INDIVIDUAL STUDY.
 (9) WAC 4-20-140 INSTRUCTOR OR DISCUSSION LEADER.
 (10) WAC 4-20-150 QUALIFICATION OF PROGRAM—PUBLISHED ARTICLES AND BOOKS.
 (11) WAC 4-20-200 CONTROLS AND REPORTING—STATEMENT OF COMPLETION.

NEW SECTION

WAC 4-24-021 DEFINITIONS. (1) "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

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

(3) The "Washington state board of accountancy" is the board whose members are appointed by the governor. The Washington state board of accountancy shall hereinafter be referred to as the "board." Where appropriate, the term "board" also refers to the staff and employees of the Washington state accountancy board.

NEW SECTION

WAC 4-24-041 OPERATIONS AND PROCEDURES. (1) The board of accountancy consists of five members, one of whom is designated as chairman.

(2) The board meets approximately once each month in various places throughout the state. The time and place of the meeting can be learned by writing or calling the administrative office of the board.

(3) The chief executive officer is the board's administrator. He is responsible for carrying out the board's directions and for directing the board's staff.

(4) It is the board's duty to administer the accountancy law:

(a) The board administers a certified public accountant's examination semiannually.

(b) The board receives applications for certificates of CPA's and permits to practice as public accountants and investigates the qualifications of applicants and issues licenses to those properly qualified.

(c) The board prepares an annual report to the governor of its activities, which upon request shall be available to any person, office, partnership, or corporation within this act, or to any member of the public.

(d) The board reviews licensees' compliance with its continuing education rules.

(e) The board receives complaints about licensees' professional conduct and revokes or suspends the license of persons found to have violated terms of the licensing law.

(5) Information concerning all licenses or registrations issued by the board may be obtained by writing or calling the administrative office of the board.

NEW SECTION

WAC 4-24-101 EXEMPTIONS. (1) The board reserves the right to determine that a public record requested in accordance with the procedures outlined is exempt from disclosure under provisions of RCW 42.17.310, also known as section 31, chapter 1, Laws of 1973.

(2) In addition, pursuant to RCW 42.17.310(2), section 26, chapter 1, Laws of 1973, the board reserves the right to delete identifying details when it makes available or publishes any public record, in any cases when there is reason to believe that disclosure of such details would be an invasion of personal privacy protected by RCW 42.17.310, also known as chapter 1, Laws of 1973. The public records officer will fully justify such deletion in writing.

(3) All denials of requests for public records must be accompanied by a written statement specifying the reason for the denial, including a statement of the specific exemption authorizing the withholding of the record and a brief explanation of how the exemption applies to the record withheld.

NEW SECTION

WAC 4-24-131 INDEX OF PUBLIC RECORDS AVAILABLE. (1) The board has available to all persons:

(a) Card file of every Washington licensed certified public accountant, with details of name, address, certificate type, date issued and number, including certified public accountant examination candidates without grade information;

(b) Computer status report showing current status of all licensed accountants, name and address, current or delinquent;

(c) Formal orders including orders of public hearings;

(d) Minutes of board meetings;

(e) Files to support above, with specific complaints and other nondisclosable items deleted;

(f) Tape recordings of all board meetings, excluding executive sessions;

(g) Correspondence, including AICPA reports of examination results, excluding names;

(h) Law pamphlets and amendments thereto;

(i) Continuing education course data, sponsor agreements and records applicable to licensees;

(j) Legal orders file; and

(k) Correspondence and materials referred to therein by and with the board relating to any regulatory, supervisory, or enforcement responsibilities of the board, whereby the board determines or opines upon, or is about to determine or opine upon, the rights of the state, the public, a subdivision of state government or of any private party, which is filed chronologically, with one copy also filed in a licensee's file, if applicable.

(2) The board has determined that it would be unduly burdensome to maintain an index, except as set forth herein, due to fiscal and personnel limitations and to the general nature and large volume of correspondence of the board.

(3) The board shall not give, sell, or provide access to lists of individuals requested for commercial purposes except that a list of licensees is maintained according to statute, and except that lists of applicants for licenses are accessible to bona fide educational and professional organizations.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 4-16-300 PREAMBLE.

(2) WAC 4-16-310 DEFINITIONS.

(3) WAC 4-16-320 RULE 101—INDEPENDENCE.

(4) WAC 4-16-325 RULE 102—INTEGRITY AND OBJECTIVITY.

(5) WAC 4-16-330 RULE 103—COMMISSIONS.

(6) WAC 4-16-335 RULE 104—CONTINGENT FEES.

(7) WAC 4-16-340 RULE 105—INCOMPATIBLE OCCUPATIONS.

(8) WAC 4-16-345 RULE 201—COMPETENCE.

(9) WAC 4-16-350 RULE 202—AUDITING STANDARDS.

(10) WAC 4-16-355 RULE 203—ACCOUNTING PRINCIPLES.

(11) WAC 4-16-360 RULE 204—FORECASTS.

(12) WAC 4-16-370 RULE 301—CONFIDENTIAL CLIENT INFORMATION.

- (13) WAC 4-16-375 RULE 302—RECORDS.
- (14) WAC 4-16-380 RULE 401—DISCREDITABLE ACTS.
- (15) WAC 4-16-385 RULE 402—ACTING THROUGH OTHERS.
- (16) WAC 4-16-390 RULE 403—ADVERTISING.
- (17) WAC 4-16-395 RULE 404—SOLICITATION.
- (18) WAC 4-16-400 RULE 405—FORM OF PRACTICE.
- (19) WAC 4-16-405 RULE 406—FIRM NAMES.
- (20) WAC 4-16-410 RULE 407—COMMUNICATIONS.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 4-24-020 DEFINITIONS.
- (2) WAC 4-24-040 OPERATIONS AND PROCEDURES.
- (3) WAC 4-24-100 EXEMPTIONS.
- (4) WAC 4-24-130 INDEX OF PUBLIC RECORDS AVAILABLE.

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
 READOPT = Readoption of existing section
 REVIEW = Review of previously adopted rule

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.

Suffixes:

-P = Proposed action
 -C = Continuance of previous proposal
 -E = Emergency action
 -W = Withdrawal of proposed action
 No suffix means permanent action

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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| 4-04-010 | REP-P | 83-15-066 | 4-12-080 | REP-P | 83-15-066 | 4-20-130 | REP-P | 83-15-066 |
| 4-04-011 | NEW-E | 83-14-032 | 4-12-090 | REP-P | 83-15-066 | 4-20-140 | REP-P | 83-15-066 |
| 4-04-020 | REP-E | 83-14-032 | 4-12-110 | REP-E | 83-14-032 | 4-20-150 | REP-P | 83-15-066 |
| 4-04-020 | REP-P | 83-15-066 | 4-12-110 | REP-P | 83-15-066 | 4-20-200 | REP-P | 83-15-066 |
| 4-04-021 | NEW-E | 83-14-032 | 4-12-111 | NEW-E | 83-14-032 | 4-24-020 | REP-E | 83-14-032 |
| 4-04-030 | REP-E | 83-14-032 | 4-12-170 | REP-E | 83-14-032 | 4-24-020 | REP-P | 83-15-066 |
| 4-04-030 | REP-P | 83-15-066 | 4-12-170 | REP-P | 83-15-066 | 4-24-021 | NEW-E | 83-14-032 |
| 4-04-050 | REP-P | 83-15-066 | 4-12-171 | NEW-E | 83-14-032 | 4-24-021 | NEW-P | 83-15-066 |
| 4-04-031 | NEW-E | 83-14-032 | 4-12-180 | REP-E | 83-14-032 | 4-24-040 | REP-E | 83-14-032 |
| 4-04-060 | REP-E | 83-14-032 | 4-12-180 | REP-P | 83-15-066 | 4-24-040 | REP-P | 83-15-066 |
| 4-04-060 | REP-P | 83-15-066 | 4-12-181 | NEW-E | 83-14-032 | 4-24-041 | NEW-E | 83-14-032 |
| 4-04-061 | NEW-E | 83-14-032 | 4-12-190 | REP-E | 83-14-032 | 4-24-041 | NEW-P | 83-15-066 |
| 4-04-070 | REP-E | 83-14-032 | 4-12-190 | REP-P | 83-15-066 | 4-24-100 | REP-E | 83-14-032 |
| 4-04-070 | REP-P | 83-15-066 | 4-12-191 | NEW-E | 83-14-032 | 4-24-100 | REP-P | 83-15-066 |
| 4-04-071 | NEW-E | 83-14-032 | 4-16-300 | REP-E | 83-14-032 | 4-24-101 | NEW-E | 83-14-032 |
| 4-04-180 | REP-P | 83-15-066 | 4-16-300 | REP-P | 83-15-066 | 4-24-101 | NEW-P | 83-15-066 |
| 4-04-190 | REP-E | 83-14-032 | 4-16-301 | NEW-E | 83-14-032 | 4-24-130 | REP-E | 83-14-032 |
| 4-04-190 | REP-P | 83-15-066 | 4-16-310 | REP-E | 83-14-032 | 4-24-130 | REP-P | 83-15-066 |
| 4-04-191 | NEW-E | 83-14-032 | 4-16-310 | REP-P | 83-15-066 | 4-24-131 | NEW-E | 83-14-032 |
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| 4-04-210 | REP-P | 83-15-066 | 4-16-325 | REP-P | 83-15-066 | 4-25-020 | NEW-P | 83-15-066 |
| 4-04-211 | NEW-E | 83-14-032 | 4-16-330 | REP-P | 83-15-066 | 4-25-030 | NEW-P | 83-15-066 |
| 4-04-220 | REP-E | 83-14-032 | 4-16-335 | REP-P | 83-15-066 | 4-25-040 | NEW-P | 83-15-066 |
| 4-04-220 | REP-P | 83-15-066 | 4-16-340 | REP-P | 83-15-066 | 4-25-060 | NEW-P | 83-15-066 |
| 4-04-221 | NEW-E | 83-14-032 | 4-16-345 | REP-P | 83-15-066 | 4-25-080 | NEW-P | 83-15-066 |
| 4-04-230 | REP-E | 83-14-032 | 4-16-350 | REP-P | 83-15-066 | 4-25-100 | NEW-P | 83-15-066 |
| 4-04-230 | REP-P | 83-15-066 | 4-16-355 | REP-P | 83-15-066 | 4-25-120 | NEW-P | 83-15-066 |
| 4-04-231 | NEW-E | 83-14-032 | 4-16-360 | REP-P | 83-15-066 | 4-25-130 | NEW-P | 83-15-066 |
| 4-04-250 | REP-E | 83-14-032 | 4-16-370 | REP-E | 83-14-032 | 4-25-140 | NEW-P | 83-15-066 |
| 4-04-250 | REP-P | 83-15-066 | 4-16-370 | REP-P | 83-15-066 | 4-25-180 | NEW-P | 83-15-066 |
| 4-04-260 | REP-E | 83-14-032 | 4-16-371 | NEW-E | 83-14-032 | 4-25-220 | NEW-P | 83-15-066 |
| 4-04-260 | REP-P | 83-15-066 | 4-16-375 | REP-P | 83-15-066 | 4-25-260 | NEW-P | 83-15-066 |
| 4-04-280 | REP-E | 83-14-032 | 4-16-380 | REP-P | 83-15-066 | 4-25-270 | NEW-P | 83-15-066 |
| 4-04-280 | REP-P | 83-15-066 | 4-16-385 | REP-P | 83-15-066 | 4-25-300 | NEW-P | 83-15-066 |
| 4-04-290 | REP-E | 83-14-032 | 4-16-390 | REP-P | 83-15-066 | 4-25-320 | NEW-P | 83-15-066 |
| 4-04-290 | REP-P | 83-15-066 | 4-16-395 | REP-P | 83-15-066 | 4-25-360 | NEW-P | 83-15-066 |
| 4-04-300 | REP-E | 83-14-032 | 4-16-400 | REP-E | 83-14-032 | 12-40-001 | NEW-P | 83-08-039 |
| 4-04-300 | REP-P | 83-15-066 | 4-16-400 | REP-P | 83-15-066 | 12-40-010 | NEW-P | 83-08-039 |
| 4-04-301 | NEW-E | 83-14-032 | 4-16-401 | NEW-E | 83-14-032 | 12-40-010 | NEW | 83-11-041 |
| 4-04-310 | REP-E | 83-14-032 | 4-16-405 | REP-P | 83-15-066 | 12-40-020 | NEW-P | 83-08-039 |
| 4-04-310 | REP-P | 83-15-066 | 4-16-410 | REP-P | 83-15-066 | 12-40-020 | NEW | 83-11-041 |
| 4-04-311 | NEW-E | 83-14-032 | 4-20-010 | REP-E | 83-14-032 | 12-40-030 | NEW-P | 83-08-039 |
| 4-12-010 | REP-P | 83-15-066 | 4-20-010 | REP-P | 83-15-066 | 12-40-030 | NEW | 83-11-041 |
| 4-12-020 | REP-E | 83-14-032 | 4-20-011 | NEW-E | 83-14-032 | 12-40-040 | NEW-P | 83-08-039 |
| 4-12-020 | REP-P | 83-15-066 | 4-20-020 | AMD | 83-09-049 | 12-40-040 | NEW | 83-11-041 |
| 4-12-021 | NEW-E | 83-14-032 | 4-20-020 | REP-E | 83-14-032 | 12-40-050 | NEW-P | 83-08-039 |
| 4-12-030 | REP-E | 83-14-032 | 4-20-020 | REP-P | 83-15-066 | 12-40-050 | NEW | 83-11-041 |
| 4-12-030 | REP-P | 83-15-066 | 4-20-021 | NEW-E | 83-14-032 | 12-40-060 | NEW-P | 83-08-039 |
| 4-12-031 | NEW-E | 83-14-032 | 4-20-030 | REP-E | 83-14-032 | 12-40-060 | NEW | 83-11-041 |
| 4-12-040 | REP-E | 83-14-032 | 4-20-030 | REP-P | 83-15-066 | 12-40-070 | NEW-P | 83-08-039 |
| 4-12-040 | REP-P | 83-15-066 | 4-20-031 | NEW-E | 83-14-032 | 12-40-070 | NEW | 83-11-041 |
| 4-12-041 | NEW-E | 83-14-032 | 4-20-045 | REP-E | 83-14-032 | 12-40-080 | NEW-P | 83-08-039 |
| 4-12-060 | REP-E | 83-14-032 | 4-20-045 | REP-P | 83-15-066 | 12-40-080 | NEW | 83-11-041 |
| 4-12-060 | REP-P | 83-15-066 | 4-20-046 | NEW-E | 83-14-032 | 12-40-090 | NEW-P | 83-08-039 |
| 4-12-061 | NEW-E | 83-14-032 | 4-20-100 | REP-P | 83-15-066 | 12-40-090 | NEW | 83-11-041 |
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| 12-40-110 | NEW-P | 83-08-039 | 16-212-215 | NEW-E | 83-13-010 | 16-316-820 | AMD | 83-11-031 |
| 12-40-110 | NEW | 83-11-041 | 16-212-215 | NEW | 83-15-036 | 16-316-830 | AMD-P | 83-08-067 |
| 12-40-120 | NEW-P | 83-08-039 | 16-212-220 | NEW-P | 83-12-063 | 16-316-830 | AMD | 83-11-031 |
| 12-40-120 | NEW | 83-11-041 | 16-212-220 | NEW-E | 83-13-010 | 16-400-001 | REP-P | 83-03-058 |
| 12-40-130 | NEW-P | 83-08-039 | 16-212-220 | NEW | 83-15-036 | 16-400-001 | REP | 83-06-048 |
| 12-40-130 | NEW | 83-11-041 | 16-212-225 | NEW-P | 83-12-063 | 16-400-003 | REP-P | 83-03-058 |
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| 12-40-150 | NEW | 83-11-041 | 16-212-230 | NEW-E | 83-13-010 | 16-400-005 | REP-P | 83-03-058 |
| 12-40-160 | NEW-P | 83-08-039 | 16-212-230 | NEW | 83-15-036 | 16-400-005 | REP | 83-06-048 |
| 12-40-160 | NEW | 83-11-041 | 16-212-235 | NEW-P | 83-12-063 | 16-400-006 | REP-P | 83-03-058 |
| 12-40-170 | NEW-P | 83-08-039 | 16-212-235 | NEW-E | 83-13-010 | 16-400-006 | REP | 83-06-048 |
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| 16-30-030 | AMD | 83-07-028 | 16-224-025 | NEW-E | 83-13-010 | 16-400-150 | AMD-P | 83-03-058 |
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| 16-54-040 | AMD-P | 83-06-064 | 16-224-030 | AMD-P | 83-12-063 | 16-400-150 | AMD | 83-06-048 |
| 16-54-040 | AMD | 83-09-009 | 16-224-030 | AMD-E | 83-13-010 | 16-409-001 | REP-P | 83-03-059 |
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| 16-54-082 | AMD-E | 83-05-016 | 16-224-040 | AMD-E | 83-13-010 | 16-409-010 | REP | 83-06-049 |
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| 16-86-030 | AMD-P | 83-03-051 | 16-228-240 | NEW-P | 83-12-044 | 16-409-030 | AMD-P | 83-03-059 |
| 16-86-030 | AMD | 83-07-029 | 16-228-245 | NEW-P | 83-12-044 | 16-409-030 | AMD | 83-06-049 |
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| 16-212-080 | AMD-P | 83-03-047 | 16-230-030 | AMD-E | 83-14-005 | 16-409-080 | REP-P | 83-03-059 |
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| 16-212-120 | AMD | 83-06-063 | 16-300-010 | AMD-P | 83-08-065 | 16-409-130 | REP-P | 83-03-059 |
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| 16-212-180 | AMD-P | 83-12-063 | 16-316-215 | AMD-P | 83-08-067 | 16-657-020 | REP | 83-09-012 |
| 16-212-180 | AMD-E | 83-13-010 | 16-316-215 | AMD | 83-11-031 | 16-657-025 | NEW-P | 83-05-039 |
| 16-212-180 | AMD | 83-15-036 | 16-316-270 | AMD-E | 83-08-064 | 16-657-025 | NEW | 83-09-012 |
| 16-212-195 | AMD-P | 83-12-063 | 16-316-270 | AMD-E | 83-10-039 | 16-750-010 | AMD-P | 83-04-055 |
| 16-212-195 | AMD-E | 83-13-010 | 16-316-350 | AMD-P | 83-08-067 | 16-750-010 | AMD | 83-07-042 |
| 16-212-195 | AMD | 83-15-036 | 16-316-350 | AMD | 83-11-031 | 18-02 | REVIEW | 83-13-029 |
| 16-212-200 | REP-P | 83-03-047 | 16-316-474 | AMD-P | 83-08-067 | 18-28 | REVIEW | 83-13-029 |
| 16-212-200 | REP | 83-06-063 | 16-316-474 | AMD | 83-11-031 | 18-48 | REVIEW | 83-13-029 |
| 16-212-210 | REP-P | 83-03-047 | 16-316-484 | AMD-P | 83-08-067 | 18-60-010 | REP-P | 83-03-070 |
| 16-212-210 | REP | 83-06-063 | 16-316-484 | AMD | 83-11-031 | 18-60-010 | REP | 83-09-013 |
| 16-212-210 | REP | 83-06-063 | 16-316-484 | AMD | 83-11-031 | 18-60-020 | REP-P | 83-03-070 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|-------|-----------|--------------|-------|-----------|--------------|-------|-----------|
| 18-60-020 | REP | 83-09-013 | 106-140-151 | REP-E | 83-07-024 | 132E-160-160 | REP-P | 83-05-020 |
| 18-60-030 | REP-P | 83-03-070 | 106-140-151 | REP-P | 83-08-070 | 132E-160-160 | REP | 83-10-025 |
| 18-60-030 | REP | 83-09-013 | 106-140-151 | REP | 83-11-033 | 132E-160-170 | REP-P | 83-05-020 |
| 18-60-040 | REP-P | 83-03-070 | 114-12-135 | NEW-P | 83-13-116 | 132E-160-170 | REP | 83-10-025 |
| 18-60-040 | REP | 83-09-013 | 114-12-140 | REP-P | 83-13-116 | 132E-160-180 | REP-P | 83-05-020 |
| 18-60-050 | REP-P | 83-03-070 | 118-03-010 | AMD-P | 83-13-112 | 132E-160-180 | REP | 83-10-025 |
| 18-60-050 | REP | 83-09-013 | 118-03-050 | AMD-P | 83-13-112 | 132E-160-190 | REP-P | 83-05-020 |
| 50-12-080 | AMD | 83-03-020 | 132A-120-015 | AMD-P | 83-09-041 | 132E-160-190 | REP | 83-10-025 |
| 50-16-105 | NEW-P | 83-14-071 | 132A-120-015 | AMD | 83-14-068 | 132E-160-200 | REP-P | 83-05-020 |
| 50-44-040 | REP-P | 83-06-065 | 132A-120-040 | AMD-P | 83-09-041 | 132E-160-200 | REP | 83-10-025 |
| 50-44-040 | REP | 83-09-037 | 132A-120-040 | AMD | 83-14-068 | 132E-160-210 | REP-P | 83-05-020 |
| 50-48-010 | NEW-E | 83-10-037 | 132A-120-045 | AMD-P | 83-09-041 | 132E-160-210 | REP | 83-10-025 |
| 50-48-020 | NEW-E | 83-10-037 | 132A-120-045 | AMD | 83-14-068 | 132E-160-220 | REP-P | 83-05-020 |
| 50-48-030 | NEW-E | 83-10-037 | 132A-120-050 | AMD-P | 83-09-041 | 132E-160-220 | REP | 83-10-025 |
| 50-48-040 | NEW-E | 83-10-037 | 132A-120-050 | AMD | 83-14-068 | 132E-160-230 | REP-P | 83-05-020 |
| 50-48-050 | NEW-E | 83-10-037 | 132A-120-055 | AMD-P | 83-09-041 | 132E-160-230 | REP | 83-10-025 |
| 50-48-060 | NEW-E | 83-10-037 | 132A-120-055 | AMD | 83-14-068 | 132E-160-240 | REP-P | 83-05-020 |
| 50-48-070 | NEW-E | 83-10-037 | 132A-120-060 | AMD-P | 83-09-041 | 132E-160-240 | REP | 83-10-025 |
| 50-48-080 | NEW-E | 83-10-037 | 132A-120-060 | AMD | 83-14-068 | 132E-160-250 | REP-P | 83-05-020 |
| 50-48-090 | NEW-E | 83-10-037 | 132A-160-005 | AMD-P | 83-09-041 | 132E-160-250 | REP | 83-10-025 |
| 51-10 | AMD-P | 83-07-012 | 132A-160-005 | AMD | 83-14-068 | 132E-160-260 | REP-P | 83-05-020 |
| 51-10 | AMD | 83-15-033 | 132A-160-010 | REP-P | 83-09-041 | 132E-160-260 | REP | 83-10-025 |
| 51-12 | AMD-P | 83-10-082 | 132A-160-010 | REP | 83-14-068 | 132E-160-270 | REP-P | 83-05-020 |
| 67-20-190 | AMD-P | 83-06-068 | 132A-160-015 | AMD-P | 83-09-041 | 132E-160-270 | REP | 83-10-025 |
| 67-20-190 | AMD | 83-10-033 | 132A-160-015 | AMD | 83-14-068 | 132E-160-280 | REP-P | 83-05-020 |
| 67-20-388 | AMD-P | 83-06-068 | 132A-160-020 | AMD-P | 83-09-041 | 132E-160-280 | REP | 83-10-025 |
| 67-20-388 | AMD | 83-10-033 | 132A-160-020 | AMD | 83-14-068 | 132E-160-290 | REP-P | 83-05-020 |
| 67-20-395 | AMD-P | 83-06-068 | 132A-165-005 | NEW-P | 83-09-041 | 132E-160-290 | REP | 83-10-025 |
| 67-20-395 | AMD | 83-10-033 | 132A-165-005 | NEW | 83-14-068 | 132E-160-300 | REP-P | 83-05-020 |
| 67-40-022 | NEW-E | 83-05-014 | 132A-165-015 | NEW-P | 83-09-041 | 132E-160-300 | REP | 83-10-025 |
| 67-40-022 | NEW-P | 83-06-067 | 132A-165-015 | NEW | 83-14-068 | 132E-160-310 | REP-P | 83-05-020 |
| 67-40-022 | NEW-E | 83-10-034 | 132A-165-025 | NEW-P | 83-09-041 | 132E-160-310 | REP | 83-10-025 |
| 67-40-022 | NEW | 83-10-035 | 132A-165-025 | NEW | 83-14-068 | 132E-160-320 | REP-P | 83-05-020 |
| 67-40-026 | NEW-E | 83-05-014 | 132A-165-035 | NEW-P | 83-09-041 | 132E-160-320 | REP | 83-10-025 |
| 67-40-026 | NEW-P | 83-06-067 | 132A-165-035 | NEW | 83-14-068 | 132E-160-330 | REP-P | 83-05-020 |
| 67-40-026 | NEW-E | 83-10-034 | 132A-165-045 | NEW-P | 83-09-041 | 132E-160-330 | REP | 83-10-025 |
| 67-40-026 | NEW | 83-10-035 | 132A-165-045 | NEW | 83-14-068 | 132E-160-340 | REP-P | 83-05-020 |
| 67-40-051 | NEW-E | 83-05-014 | 132A-165-055 | NEW-P | 83-09-041 | 132E-160-340 | REP | 83-10-025 |
| 67-40-051 | NEW-P | 83-06-067 | 132A-165-055 | NEW | 83-14-068 | 132E-160-350 | REP-P | 83-05-020 |
| 67-40-051 | NEW-E | 83-10-034 | 132A-165-065 | NEW-P | 83-09-041 | 132E-160-350 | REP | 83-10-025 |
| 67-40-051 | NEW | 83-10-035 | 132A-165-065 | NEW | 83-14-068 | 132E-160-360 | REP-P | 83-05-020 |
| 67-40-061 | NEW-E | 83-05-014 | 132A-165-075 | NEW-P | 83-09-041 | 132E-160-360 | REP | 83-10-025 |
| 67-40-061 | NEW-P | 83-06-067 | 132A-165-075 | NEW | 83-14-068 | 132E-161-010 | NEW-P | 83-05-037 |
| 67-40-061 | NEW-E | 83-10-034 | 132A-165-085 | NEW-P | 83-09-041 | 132E-161-010 | NEW | 83-10-026 |
| 67-40-061 | NEW | 83-10-035 | 132A-165-085 | NEW | 83-14-068 | 132F-01-010 | NEW-P | 83-09-044 |
| 67-40-090 | AMD-E | 83-05-014 | 132A-280-010 | AMD-P | 83-09-041 | 132F-01-010 | NEW | 83-13-058 |
| 67-40-090 | AMD-P | 83-06-067 | 132A-280-010 | AMD | 83-14-068 | 132F-01-020 | NEW-P | 83-09-044 |
| 67-40-090 | AMD-E | 83-10-034 | 132E-160-010 | REP-P | 83-05-020 | 132F-01-020 | NEW | 83-13-058 |
| 67-40-090 | AMD | 83-10-035 | 132E-160-010 | REP | 83-10-025 | 132F-104 | AMD-P | 83-09-044 |
| 82-36-030 | AMD | 83-03-003 | 132E-160-020 | REP-P | 83-05-020 | 132F-104 | AMD | 83-13-058 |
| 82-50-010 | REP-P | 83-15-049 | 132E-160-020 | REP | 83-10-025 | 132F-104-030 | AMD-P | 83-09-044 |
| 82-50-011 | NEW-E | 83-15-003 | 132E-160-030 | REP-P | 83-05-020 | 132F-104-030 | AMD | 83-13-058 |
| 82-50-011 | NEW-P | 83-15-049 | 132E-160-030 | REP | 83-10-025 | 132F-104-100 | REP-P | 83-09-044 |
| 82-50-020 | REP-P | 83-15-049 | 132E-160-040 | REP-P | 83-05-020 | 132F-104-100 | REP | 83-13-058 |
| 82-50-021 | NEW-E | 83-15-003 | 132E-160-040 | REP | 83-10-025 | 132F-104-110 | REP-P | 83-09-044 |
| 82-50-021 | NEW-P | 83-15-049 | 132E-160-050 | REP-P | 83-05-020 | 132F-104-110 | REP | 83-13-058 |
| 82-50-030 | REP-P | 83-15-049 | 132E-160-050 | REP | 83-10-025 | 132F-104-120 | REP-P | 83-09-044 |
| 82-50-031 | NEW-P | 83-15-049 | 132E-160-060 | REP-P | 83-05-020 | 132F-104-120 | REP | 83-13-058 |
| 82-50-032 | NEW-P | 83-15-049 | 132E-160-060 | REP | 83-10-025 | 132F-104-811 | AMD-P | 83-09-044 |
| 82-50-040 | REP-P | 83-15-049 | 132E-160-070 | REP-P | 83-05-020 | 132F-104-811 | AMD | 83-13-058 |
| 82-50-041 | NEW-E | 83-15-003 | 132E-160-070 | REP | 83-10-025 | 132F-104-812 | AMD-P | 83-09-044 |
| 82-50-041 | NEW-P | 83-15-049 | 132E-160-080 | REP-P | 83-05-020 | 132F-104-812 | AMD | 83-13-058 |
| 98-12-030 | NEW | 83-02-063 | 132E-160-080 | REP | 83-10-025 | 132F-104-813 | AMD-P | 83-09-044 |
| 98-12-040 | NEW | 83-02-063 | 132E-160-090 | REP-P | 83-05-020 | 132F-104-813 | AMD | 83-13-058 |
| 98-14-080 | NEW | 83-02-063 | 132E-160-090 | REP | 83-10-025 | 132F-104-814 | AMD-P | 83-09-044 |
| 98-14-090 | NEW | 83-02-063 | 132E-160-090 | REP-P | 83-05-020 | 132F-104-814 | AMD | 83-13-058 |
| 106-116-042 | AMD | 83-13-034 | 132E-160-100 | REP | 83-10-025 | 132F-104-814 | AMD | 83-09-044 |
| 106-116-103 | AMD | 83-13-034 | 132E-160-100 | REP | 83-10-025 | 132F-104-815 | AMD-P | 83-09-044 |
| 106-116-201 | AMD | 83-13-034 | 132E-160-110 | REP-P | 83-05-020 | 132F-104-815 | AMD | 83-13-058 |
| 106-116-203 | AMD | 83-13-034 | 132E-160-110 | REP | 83-10-025 | 132F-104-817 | AMD-P | 83-09-044 |
| 106-116-213 | AMD | 83-13-034 | 132E-160-120 | REP-P | 83-05-020 | 132F-104-817 | AMD | 83-13-058 |
| 106-116-310 | AMD | 83-13-034 | 132E-160-120 | REP | 83-10-025 | 132F-104-819 | AMD-P | 83-09-044 |
| 106-116-403 | AMD | 83-13-034 | 132E-160-130 | REP-P | 83-05-020 | 132F-104-819 | AMD | 83-13-058 |
| 106-116-404 | AMD | 83-13-034 | 132E-160-130 | REP | 83-10-025 | 132F-120 | AMD-C | 83-06-001 |
| 106-116-514 | AMD | 83-13-034 | 132E-160-140 | REP-P | 83-05-020 | 132F-200-010 | NEW-P | 83-09-044 |
| 106-116-601 | AMD | 83-13-034 | 132E-160-140 | REP | 83-10-025 | 132F-200-010 | NEW | 83-13-058 |
| 106-116-601 | AMD | 83-13-034 | 132E-160-150 | REP-P | 83-05-020 | 132G-120-010 | AMD | 83-07-020 |
| 106-116-603 | AMD | 83-13-034 | 132E-160-150 | REP | 83-10-025 | 132G-120-030 | AMD | 83-07-020 |

Table of WAC Sections Affected

| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
|--------------|-------|-----------|--------------|-------|-----------|-------------|-------|-----------|
| 132G-120-040 | AMD | 83-07-020 | 132L-112-915 | REP | 83-07-067 | 133-10-010 | NEW-P | 83-03-061 |
| 132G-120-060 | AMD | 83-07-020 | 132L-112-916 | REP-P | 83-03-072 | 133-10-010 | NEW | 83-10-041 |
| 132G-120-061 | NEW | 83-07-020 | 132L-112-916 | REP | 83-07-067 | 133-10-020 | NEW-P | 83-03-061 |
| 132G-120-062 | NEW | 83-07-020 | 132L-112-917 | REP-P | 83-03-072 | 133-10-020 | NEW | 83-10-041 |
| 132G-120-063 | NEW | 83-07-020 | 132L-112-917 | REP | 83-07-067 | 133-10-030 | NEW-P | 83-03-061 |
| 132G-120-064 | NEW | 83-07-020 | 132L-112-918 | REP-P | 83-03-072 | 133-10-030 | NEW | 83-10-041 |
| 132G-120-065 | NEW | 83-07-020 | 132L-112-918 | REP | 83-07-067 | 133-20 | NEW-C | 83-07-003 |
| 132G-120-070 | AMD | 83-07-020 | 132L-112-919 | REP-P | 83-03-072 | 133-20 | NEW | 83-10-041 |
| 132G-120-080 | AMD | 83-07-020 | 132L-112-919 | REP | 83-07-067 | 133-20-010 | NEW-P | 83-03-061 |
| 132G-120-090 | AMD | 83-07-020 | 132L-112-920 | REP-P | 83-03-072 | 133-20-010 | NEW | 83-10-041 |
| 132G-120-100 | AMD | 83-07-020 | 132L-112-920 | REP | 83-07-067 | 133-20-020 | NEW-P | 83-03-061 |
| 132G-120-110 | AMD | 83-07-020 | 132L-112-921 | REP-P | 83-03-072 | 133-20-020 | NEW | 83-10-041 |
| 132H-105-030 | AMD | 83-05-051 | 132L-112-921 | REP | 83-07-067 | 133-20-030 | NEW-P | 83-03-061 |
| 132H-120-200 | AMD-P | 83-07-040 | 132L-112-922 | REP-P | 83-03-072 | 133-20-030 | NEW | 83-10-041 |
| 132H-120-200 | AMD | 83-12-012 | 132L-112-922 | REP | 83-07-067 | 133-20-040 | NEW-P | 83-03-061 |
| 132H-200-010 | AMD-P | 83-13-074 | 132L-112-923 | REP-P | 83-03-072 | 133-20-040 | NEW | 83-10-041 |
| 132H-200-020 | AMD-P | 83-13-074 | 132L-112-923 | REP | 83-07-067 | 133-20-050 | NEW-P | 83-03-061 |
| 132H-200-100 | AMD-P | 83-13-074 | 132L-116-010 | REP-P | 83-03-072 | 133-20-050 | NEW | 83-10-041 |
| 132L-112-010 | REP-P | 83-03-072 | 132L-116-010 | REP | 83-07-067 | 133-20-060 | NEW-P | 83-03-061 |
| 132L-112-010 | REP | 83-07-067 | 132L-116-020 | REP-P | 83-03-072 | 133-20-060 | NEW | 83-10-041 |
| 132L-112-020 | REP-P | 83-03-072 | 132L-116-020 | REP | 83-07-067 | 133-20-070 | NEW-P | 83-03-061 |
| 132L-112-020 | REP | 83-07-067 | 132L-116-030 | REP-P | 83-03-072 | 133-20-070 | NEW | 83-10-041 |
| 132L-112-030 | REP-P | 83-03-072 | 132L-116-030 | REP | 83-07-067 | 133-20-080 | NEW-P | 83-03-061 |
| 132L-112-030 | REP | 83-07-067 | 132L-116-040 | REP-P | 83-03-072 | 133-20-080 | NEW | 83-10-041 |
| 132L-112-040 | REP-P | 83-03-072 | 132L-116-040 | REP | 83-07-067 | 133-20-090 | NEW-P | 83-03-061 |
| 132L-112-040 | REP | 83-07-067 | 132L-116-050 | REP-P | 83-03-072 | 133-20-090 | NEW | 83-10-041 |
| 132L-112-200 | REP-P | 83-03-072 | 132L-116-050 | REP | 83-07-067 | 133-20-100 | NEW-P | 83-03-061 |
| 132L-112-200 | REP | 83-07-067 | 132L-128-010 | REP-P | 83-03-072 | 133-20-100 | NEW | 83-10-041 |
| 132L-112-205 | REP-P | 83-03-072 | 132L-128-010 | REP | 83-07-067 | 133-20-110 | NEW-P | 83-03-061 |
| 132L-112-205 | REP | 83-07-067 | 132L-128-025 | REP-P | 83-03-072 | 133-20-110 | NEW | 83-10-041 |
| 132L-112-210 | REP-P | 83-03-072 | 132L-128-025 | REP | 83-07-067 | 133-20-120 | NEW-P | 83-03-061 |
| 132L-112-210 | REP | 83-07-067 | 132L-128-030 | REP-P | 83-03-072 | 133-20-120 | NEW | 83-10-041 |
| 132L-112-220 | REP-P | 83-03-072 | 132L-128-030 | REP | 83-07-067 | 133-30 | NEW-C | 83-07-003 |
| 132L-112-220 | REP | 83-07-067 | 132L-128-040 | REP-P | 83-03-072 | 133-30 | NEW | 83-10-041 |
| 132L-112-230 | REP-P | 83-03-072 | 132L-128-040 | REP | 83-07-067 | 133-30-010 | NEW-P | 83-03-061 |
| 132L-112-230 | REP | 83-07-067 | 132L-128-050 | REP-P | 83-03-072 | 133-30-010 | NEW | 83-10-041 |
| 132L-112-240 | REP-P | 83-03-072 | 132L-128-050 | REP | 83-07-067 | 133-30-020 | NEW-P | 83-03-061 |
| 132L-112-240 | REP | 83-07-067 | 132L-128-060 | REP-P | 83-03-072 | 133-30-020 | NEW | 83-10-041 |
| 132L-112-250 | REP-P | 83-03-072 | 132L-128-060 | REP | 83-07-067 | 133-30-030 | NEW-P | 83-03-061 |
| 132L-112-250 | REP | 83-07-067 | 132L-128-070 | REP-P | 83-03-072 | 133-30-030 | NEW | 83-10-041 |
| 132L-112-270 | REP-P | 83-03-072 | 132L-128-070 | REP | 83-07-067 | 133-30-040 | NEW-P | 83-03-061 |
| 132L-112-270 | REP | 83-07-067 | 132L-128-080 | REP-P | 83-03-072 | 133-30-040 | NEW | 83-10-041 |
| 132L-112-280 | REP-P | 83-03-072 | 132L-128-080 | REP | 83-07-067 | 133-30-050 | NEW-P | 83-03-061 |
| 132L-112-280 | REP | 83-07-067 | 132L-128-090 | REP-P | 83-03-072 | 133-30-050 | NEW | 83-10-041 |
| 132L-112-290 | REP-P | 83-03-072 | 132L-128-090 | REP | 83-07-067 | 133-30-060 | NEW-P | 83-03-061 |
| 132L-112-290 | REP | 83-07-067 | 132L-140-020 | AMD-P | 83-12-043 | 133-30-060 | NEW | 83-10-041 |
| 132L-112-900 | REP-P | 83-03-072 | 132Q-276 | NEW-C | 83-07-004 | 133-30-070 | NEW-P | 83-03-061 |
| 132L-112-900 | REP | 83-07-067 | 132Q-276-010 | NEW-P | 83-06-009 | 133-30-070 | NEW | 83-10-041 |
| 132L-112-901 | REP-P | 83-03-072 | 132Q-276-010 | NEW | 83-10-004 | 133-30-080 | NEW-P | 83-03-061 |
| 132L-112-901 | REP | 83-07-067 | 132Q-276-020 | NEW-P | 83-06-009 | 133-30-080 | NEW | 83-10-041 |
| 132L-112-902 | REP-P | 83-03-072 | 132Q-276-020 | NEW | 83-10-004 | 133-40 | NEW-C | 83-07-003 |
| 132L-112-902 | REP | 83-07-067 | 132Q-276-030 | NEW-P | 83-06-009 | 133-40 | NEW | 83-10-041 |
| 132L-112-903 | REP-P | 83-03-072 | 132Q-276-030 | NEW | 83-10-004 | 133-40-010 | NEW-P | 83-03-061 |
| 132L-112-903 | REP | 83-07-067 | 132Q-276-040 | NEW-P | 83-06-009 | 133-40-010 | NEW | 83-10-041 |
| 132L-112-904 | REP-P | 83-03-072 | 132Q-276-040 | NEW | 83-10-004 | 133-40-020 | NEW-P | 83-03-061 |
| 132L-112-904 | REP | 83-07-067 | 132Q-276-050 | NEW-P | 83-06-009 | 133-40-020 | NEW | 83-10-041 |
| 132L-112-905 | REP-P | 83-03-072 | 132Q-276-050 | NEW | 83-10-004 | 133-40-030 | NEW-P | 83-03-061 |
| 132L-112-905 | REP | 83-07-067 | 132Q-276-060 | NEW-P | 83-06-009 | 133-40-030 | NEW | 83-10-041 |
| 132L-112-906 | REP-P | 83-03-072 | 132Q-276-060 | NEW | 83-10-004 | 133-40-040 | NEW-P | 83-03-061 |
| 132L-112-906 | REP | 83-07-067 | 132Q-276-070 | NEW-P | 83-06-009 | 133-40-040 | NEW | 83-10-041 |
| 132L-112-907 | REP-P | 83-03-072 | 132Q-276-070 | NEW | 83-10-004 | 133-40-050 | NEW-P | 83-03-061 |
| 132L-112-907 | REP | 83-07-067 | 132Q-276-080 | NEW-P | 83-06-009 | 133-40-050 | NEW | 83-10-041 |
| 132L-112-908 | REP-P | 83-03-072 | 132Q-276-080 | NEW | 83-10-004 | 133-40-060 | NEW-P | 83-03-061 |
| 132L-112-908 | REP | 83-07-067 | 132Q-276-090 | NEW-P | 83-06-009 | 133-40-060 | NEW | 83-10-041 |
| 132L-112-909 | REP-P | 83-03-072 | 132Q-276-090 | NEW | 83-10-004 | 133-50 | NEW-C | 83-07-003 |
| 132L-112-909 | REP | 83-07-067 | 132Q-276-100 | NEW-P | 83-06-009 | 133-50 | NEW | 83-10-041 |
| 132L-112-910 | REP-P | 83-03-072 | 132Q-276-100 | NEW | 83-10-004 | 133-50-010 | NEW-P | 83-03-061 |
| 132L-112-910 | REP | 83-07-067 | 132Q-276-110 | NEW-P | 83-06-009 | 133-50-010 | NEW | 83-10-041 |
| 132L-112-911 | REP-P | 83-03-072 | 132Q-276-110 | NEW | 83-10-004 | 133-50-020 | NEW-P | 83-03-061 |
| 132L-112-911 | REP | 83-07-067 | 132Q-276-120 | NEW-P | 83-06-009 | 133-50-020 | NEW | 83-10-041 |
| 132L-112-912 | REP-P | 83-03-072 | 132Q-276-120 | NEW | 83-10-004 | 136-150-010 | NEW-E | 83-15-039 |
| 132L-112-912 | REP | 83-07-067 | 132Q-276-130 | NEW-P | 83-06-009 | 136-150-020 | NEW-E | 83-15-039 |
| 132L-112-913 | REP-P | 83-03-072 | 132Q-276-130 | NEW | 83-10-004 | 136-150-030 | NEW-E | 83-15-039 |
| 132L-112-913 | REP | 83-07-067 | 132Q-276-140 | NEW-P | 83-06-009 | 136-150-040 | NEW-E | 83-15-039 |
| 132L-112-914 | REP-P | 83-03-072 | 132Q-276-140 | NEW | 83-10-004 | 136-150-050 | NEW-E | 83-15-039 |
| 132L-112-914 | REP | 83-07-067 | 133-10 | NEW-C | 83-07-003 | 136-150-090 | NEW-E | 83-15-039 |
| 132L-112-915 | REP-P | 83-03-072 | 133-10 | NEW | 83-10-041 | 136-150-100 | NEW-E | 83-15-039 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 154-16-020 | AMD-C | 83-10-050 | 173-44-010 | NEW-P | 83-15-044 | 173-202-020 | AMD | 83-15-045 |
| 154-16-020 | AMD | 83-13-044 | 173-44-020 | NEW-P | 83-15-044 | 173-220 | REVIEW | 83-13-028 |
| 154-20-010 | AMD-E | 83-09-020 | 173-44-030 | NEW-P | 83-15-044 | 173-220-090 | AMD-P | 83-07-078 |
| 154-20-010 | AMD-P | 83-09-021 | 173-44-040 | NEW-P | 83-15-044 | 173-220-090 | AMD | 83-10-063 |
| 154-20-010 | AMD-C | 83-10-050 | 173-44-050 | NEW-P | 83-15-044 | 173-301 | AMD-C | 83-03-068 |
| 154-20-010 | AMD | 83-13-044 | 173-44-060 | NEW-P | 83-15-044 | 173-301 | AMD | 83-09-017 |
| 154-20-020 | AMD-E | 83-09-020 | 173-44-070 | NEW-P | 83-15-044 | 173-301 | REVIEW | 83-13-028 |
| 154-20-020 | AMD-P | 83-09-021 | 173-60-020 | AMD | 83-15-046 | 173-301-110 | AMD | 83-09-017 |
| 154-20-020 | AMD-C | 83-10-050 | 173-60-050 | AMD | 83-15-046 | 173-301-180 | AMD | 83-09-017 |
| 154-20-020 | AMD | 83-13-044 | 173-134-010 | REP-P | 83-07-079 | 173-301-181 | AMD | 83-09-017 |
| 154-48-010 | AMD-E | 83-09-020 | 173-134-010 | REP | 83-12-060 | 173-301-320 | NEW | 83-09-017 |
| 154-48-010 | AMD-P | 83-09-021 | 173-134-020 | REP-P | 83-07-079 | 173-303 | REVIEW | 83-13-028 |
| 154-48-010 | AMD-C | 83-10-050 | 173-134-020 | REP | 83-12-060 | 173-310 | REVIEW | 83-13-028 |
| 154-48-010 | AMD | 83-13-044 | 173-134-030 | REP-P | 83-07-079 | 173-320-010 | NEW | 83-12-062 |
| 154-68-020 | AMD-E | 83-09-020 | 173-134-030 | REP | 83-12-060 | 173-320-020 | NEW | 83-12-062 |
| 154-68-020 | AMD-P | 83-09-021 | 173-134-040 | REP-P | 83-07-079 | 173-320-030 | NEW | 83-12-062 |
| 154-68-020 | AMD-C | 83-10-050 | 173-134-040 | REP | 83-12-060 | 173-320-040 | NEW | 83-12-062 |
| 154-68-020 | AMD | 83-13-044 | 173-134-050 | REP-P | 83-07-079 | 173-320-050 | NEW | 83-12-062 |
| 167-04-010 | REP | 83-06-052 | 173-134-050 | REP | 83-12-060 | 173-320-060 | NEW | 83-12-062 |
| 167-04-030 | REP | 83-06-052 | 173-134-055 | REP-P | 83-07-079 | 173-320-070 | NEW | 83-12-062 |
| 167-04-050 | REP | 83-06-052 | 173-134-055 | REP | 83-12-060 | 173-320-080 | NEW | 83-12-062 |
| 167-06-010 | REP | 83-06-052 | 173-134-060 | REP-P | 83-07-079 | 173-400 | REVIEW | 83-13-028 |
| 167-06-020 | REP | 83-06-052 | 173-134-060 | REP | 83-12-060 | 173-400-010 | AMD-P | 83-03-070 |
| 167-08-010 | REP | 83-06-052 | 173-134-070 | REP-P | 83-07-079 | 173-400-010 | AMD | 83-09-036 |
| 172-129-010 | REP-P | 83-14-021 | 173-134-070 | REP | 83-12-060 | 173-400-020 | AMD-P | 83-03-070 |
| 172-129-020 | REP-P | 83-14-021 | 173-134-080 | REP-P | 83-07-079 | 173-400-020 | AMD | 83-09-036 |
| 172-129-030 | REP-P | 83-14-021 | 173-134-080 | REP | 83-12-060 | 173-400-030 | AMD-P | 83-03-070 |
| 172-129-031 | REP-P | 83-14-021 | 173-134-085 | REP-P | 83-07-079 | 173-400-030 | AMD | 83-09-036 |
| 172-129-035 | REP-P | 83-14-021 | 173-134-085 | REP | 83-12-060 | 173-400-040 | AMD-P | 83-03-070 |
| 172-129-036 | REP-P | 83-14-021 | 173-134-090 | REP-P | 83-07-079 | 173-400-040 | AMD | 83-09-036 |
| 172-129-037 | REP-P | 83-14-021 | 173-134-090 | REP | 83-12-060 | 173-400-050 | AMD-P | 83-03-070 |
| 172-129-040 | REP-P | 83-14-021 | 173-134-100 | REP-P | 83-07-079 | 173-400-050 | AMD | 83-09-036 |
| 172-129-050 | REP-P | 83-14-021 | 173-134-100 | REP | 83-12-060 | 173-400-060 | AMD-P | 83-03-070 |
| 172-129-060 | REP-P | 83-14-021 | 173-134-110 | REP-P | 83-07-079 | 173-400-060 | AMD | 83-09-036 |
| 172-129-070 | REP-P | 83-14-021 | 173-134-110 | REP | 83-12-060 | 173-400-070 | AMD-P | 83-03-070 |
| 172-129-080 | REP-P | 83-14-021 | 173-134-120 | REP-P | 83-07-079 | 173-400-070 | AMD | 83-09-036 |
| 172-129-090 | REP-P | 83-14-021 | 173-134-120 | REP | 83-12-060 | 173-400-075 | AMD-P | 83-03-070 |
| 172-129-100 | REP-P | 83-14-021 | 173-134-130 | REP-P | 83-07-079 | 173-400-075 | AMD | 83-09-036 |
| 172-129-110 | REP-P | 83-14-021 | 173-134-130 | REP | 83-12-060 | 173-400-080 | REP-P | 83-03-070 |
| 172-129-120 | REP-P | 83-14-021 | 173-134-140 | REP-P | 83-07-079 | 173-400-080 | REP | 83-09-036 |
| 172-129-130 | REP-P | 83-14-021 | 173-134-140 | REP | 83-12-060 | 173-400-090 | REP-P | 83-03-070 |
| 172-129-140 | REP-P | 83-14-021 | 173-134-160 | REP-P | 83-07-079 | 173-400-090 | REP | 83-09-036 |
| 172-129-145 | REP-P | 83-14-021 | 173-134-160 | REP | 83-12-060 | 173-400-100 | AMD-P | 83-03-070 |
| 172-129-150 | REP-P | 83-14-021 | 173-134A-010 | NEW-P | 83-07-079 | 173-400-100 | AMD | 83-09-036 |
| 172-129-160 | REP-P | 83-14-021 | 173-134A-010 | NEW | 83-12-060 | 173-400-110 | AMD-P | 83-03-070 |
| 173-19-1104 | AMD-P | 83-10-061 | 173-134A-020 | NEW-P | 83-07-079 | 173-400-110 | AMD | 83-09-036 |
| 173-19-1104 | AMD | 83-14-003 | 173-134A-020 | NEW | 83-12-060 | 173-400-115 | AMD-P | 83-03-070 |
| 173-19-130 | AMD | 83-02-066 | 173-134A-030 | NEW-P | 83-07-079 | 173-400-115 | AMD | 83-09-036 |
| 173-19-190 | AMD-P | 83-10-061 | 173-134A-030 | NEW | 83-12-060 | 173-400-120 | AMD-P | 83-03-070 |
| 173-19-190 | AMD-C | 83-14-010 | 173-134A-040 | NEW-P | 83-07-079 | 173-400-120 | AMD | 83-09-036 |
| 173-19-2208 | AMD-P | 83-14-085 | 173-134A-040 | NEW | 83-12-060 | 173-400-130 | REP-P | 83-03-070 |
| 173-19-240 | AMD-P | 83-11-048 | 173-134A-050 | NEW-P | 83-07-079 | 173-400-130 | REP | 83-09-036 |
| 173-19-240 | AMD | 83-14-086 | 173-134A-050 | NEW | 83-12-060 | 173-400-135 | REP-P | 83-03-070 |
| 173-19-2503 | AMD-P | 83-02-065 | 173-134A-060 | NEW-P | 83-07-079 | 173-400-135 | REP | 83-09-036 |
| 173-19-2503 | AMD | 83-07-080 | 173-134A-060 | NEW | 83-12-060 | 173-400-140 | REP-P | 83-03-070 |
| 173-19-2505 | AMD-P | 83-02-064 | 173-134A-070 | NEW-P | 83-07-079 | 173-400-140 | REP | 83-09-036 |
| 173-19-2505 | AMD-P | 83-03-069 | 173-134A-070 | NEW | 83-12-060 | 173-400-150 | REP-P | 83-03-070 |
| 173-19-2505 | AMD | 83-07-019 | 173-134A-080 | NEW-P | 83-07-079 | 173-400-150 | REP | 83-09-036 |
| 173-19-2521 | AMD-P | 83-02-065 | 173-134A-080 | NEW | 83-12-060 | 173-400-160 | REP-P | 83-03-070 |
| 173-19-2521 | AMD | 83-07-081 | 173-134A-090 | NEW-P | 83-07-079 | 173-400-160 | REP | 83-09-036 |
| 173-19-2521 | AMD-P | 83-09-052 | 173-134A-090 | NEW | 83-12-060 | 173-400-170 | REP-P | 83-03-070 |
| 173-19-2521 | AMD-P | 83-11-047 | 173-134A-100 | NEW-P | 83-07-079 | 173-400-170 | REP | 83-09-036 |
| 173-19-2521 | AMD-C | 83-12-016 | 173-134A-100 | NEW | 83-12-060 | 173-402 | REVIEW | 83-13-028 |
| 173-19-2521 | AMD | 83-13-029 | 173-134A-110 | NEW-P | 83-07-079 | 173-403 | REVIEW | 83-13-028 |
| 173-19-2521 | AMD-C | 83-14-011 | 173-134A-110 | NEW | 83-12-060 | 173-403-010 | NEW-P | 83-03-070 |
| 173-19-2521 | AMD | 83-15-014 | 173-134A-120 | NEW-P | 83-07-079 | 173-403-010 | NEW | 83-09-013 |
| 173-19-260 | AMD-C | 83-03-067 | 173-134A-120 | NEW | 83-12-060 | 173-403-020 | NEW-P | 83-03-070 |
| 173-19-260 | AMD | 83-08-002 | 173-134A-130 | NEW-P | 83-07-079 | 173-403-020 | NEW | 83-09-013 |
| 173-19-3508 | AMD-P | 83-08-072 | 173-134A-130 | NEW | 83-12-060 | 173-403-030 | NEW-P | 83-03-070 |
| 173-19-3508 | AMD | 83-12-017 | 173-134A-140 | NEW-P | 83-07-079 | 173-403-030 | NEW | 83-09-013 |
| 173-19-3514 | AMD-P | 83-08-072 | 173-134A-140 | NEW | 83-12-060 | 173-403-030 | AMD-P | 83-13-118 |
| 173-19-3514 | AMD | 83-12-018 | 173-134A-150 | NEW-P | 83-07-079 | 173-403-050 | NEW-P | 83-03-070 |
| 173-19-370 | AMD-P | 83-02-065 | 173-134A-150 | NEW | 83-12-060 | 173-403-050 | NEW | 83-09-013 |
| 173-19-370 | AMD | 83-07-082 | 173-134A-160 | NEW-P | 83-07-079 | 173-403-050 | AMD-P | 83-13-118 |
| 173-19-390 | AMD-P | 83-13-119 | 173-134A-160 | NEW | 83-12-060 | 173-403-060 | NEW-P | 83-13-118 |
| 173-19-4005 | AMD-P | 83-02-065 | 173-134A-170 | NEW-P | 83-07-079 | 173-403-070 | NEW-P | 83-13-118 |
| 173-19-4005 | AMD | 83-07-083 | 173-134A-170 | NEW | 83-12-060 | 173-403-075 | NEW-P | 83-13-118 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|--------|-----------|-------------|--------|-----------|-------------|-------|-----------|
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| 173-403-090 | NEW-P | 83-13-118 | 173-531A | REVIEW | 83-13-028 | 180-16-166 | REP-C | 83-05-023 |
| 173-403-100 | NEW-P | 83-03-070 | 173-545 | NEW-C | 83-10-062 | 180-16-166 | REP-C | 83-08-042 |
| 173-403-100 | NEW | 83-09-013 | 173-545-010 | NEW-P | 83-09-053 | 180-16-166 | REP | 83-13-004 |
| 173-403-110 | NEW-P | 83-03-070 | 173-545-010 | NEW | 83-13-016 | 180-16-195 | AMD-P | 83-08-043 |
| 173-403-110 | NEW | 83-09-013 | 173-545-020 | NEW-P | 83-09-053 | 180-16-195 | AMD | 83-13-002 |
| 173-403-110 | AMD-P | 83-13-118 | 173-545-020 | NEW | 83-13-016 | 180-16-225 | AMD-P | 83-08-043 |
| 173-403-120 | NEW-P | 83-03-070 | 173-545-030 | NEW-P | 83-09-053 | 180-16-225 | AMD | 83-13-002 |
| 173-403-120 | NEW | 83-09-013 | 173-545-030 | NEW | 83-13-016 | 180-22-250 | AMD-P | 83-13-097 |
| 173-403-130 | NEW-P | 83-03-070 | 173-545-040 | NEW-P | 83-09-053 | 180-22-255 | AMD-P | 83-13-097 |
| 173-403-130 | NEW | 83-09-013 | 173-545-040 | NEW | 83-13-016 | 180-22-265 | AMD-P | 83-13-097 |
| 173-403-140 | NEW-P | 83-03-070 | 173-545-050 | NEW-P | 83-09-053 | 180-22-270 | AMD-P | 83-13-097 |
| 173-403-140 | NEW | 83-09-013 | 173-545-050 | NEW | 83-13-016 | 180-22-275 | AMD-P | 83-13-097 |
| 173-403-150 | NEW-P | 83-03-070 | 173-545-060 | NEW-P | 83-09-053 | 180-22-285 | AMD-P | 83-13-097 |
| 173-403-150 | NEW | 83-09-013 | 173-545-060 | NEW | 83-13-016 | 180-22-290 | AMD-P | 83-13-097 |
| 173-403-160 | NEW-P | 83-03-070 | 173-545-070 | NEW-P | 83-09-053 | 180-22-295 | AMD-P | 83-13-097 |
| 173-403-160 | NEW | 83-09-013 | 173-545-070 | NEW | 83-13-016 | 180-36-005 | AMD-P | 83-08-044 |
| 173-403-170 | NEW-P | 83-03-070 | 173-545-080 | NEW-P | 83-09-053 | 180-36-005 | AMD | 83-13-001 |
| 173-403-170 | NEW | 83-09-013 | 173-545-080 | NEW | 83-13-016 | 180-39-005 | NEW | 83-13-004 |
| 173-403-180 | NEW-P | 83-03-070 | 173-545-090 | NEW-P | 83-09-053 | 180-39-010 | NEW | 83-13-004 |
| 173-403-180 | NEW | 83-09-013 | 173-545-090 | NEW | 83-13-016 | 180-39-015 | NEW | 83-13-004 |
| 173-403-190 | NEW-P | 83-03-070 | 173-545-100 | NEW-P | 83-09-053 | 180-39-020 | NEW | 83-13-004 |
| 173-403-190 | NEW | 83-09-013 | 173-545-100 | NEW | 83-13-016 | 180-39-025 | NEW | 83-13-004 |
| 173-405 | REVIEW | 83-13-028 | 173-563 | REVIEW | 83-13-028 | 180-39-030 | NEW | 83-13-004 |
| 173-405-021 | AMD-P | 83-03-070 | 173-801 | REVIEW | 83-13-028 | 180-39-035 | NEW | 83-13-004 |
| 173-405-021 | AMD | 83-09-036 | 174-107-100 | NEW-P | 83-11-018 | 180-42 | NEW-C | 83-05-023 |
| 173-405-033 | AMD-P | 83-03-070 | 174-107-110 | NEW-P | 83-11-018 | 180-42 | NEW-C | 83-08-042 |
| 173-405-033 | AMD | 83-09-036 | 174-107-120 | NEW-P | 83-11-018 | 180-42-005 | NEW-C | 83-08-042 |
| 173-405-035 | NEW-P | 83-13-118 | 174-107-130 | NEW-P | 83-11-018 | 180-42-010 | NEW-C | 83-08-042 |
| 173-405-040 | AMD-P | 83-03-070 | 174-107-140 | NEW-P | 83-11-018 | 180-42-015 | NEW-C | 83-08-042 |
| 173-405-040 | AMD | 83-09-036 | 174-107-150 | NEW-P | 83-11-018 | 180-42-020 | NEW-C | 83-08-042 |
| 173-405-061 | AMD-P | 83-03-070 | 174-107-160 | NEW-P | 83-11-018 | 180-42-025 | NEW-C | 83-08-042 |
| 173-405-061 | AMD | 83-09-036 | 174-107-170 | NEW-P | 83-11-018 | 180-42-030 | NEW-C | 83-08-042 |
| 173-405-077 | AMD-P | 83-03-070 | 174-107-180 | NEW-P | 83-11-018 | 180-42-035 | NEW-C | 83-08-042 |
| 173-405-077 | AMD | 83-09-036 | 174-107-190 | NEW-P | 83-11-018 | 180-52-015 | AMD-P | 83-13-096 |
| 173-405-078 | AMD-P | 83-03-070 | 174-107-200 | NEW-P | 83-11-018 | 180-52-040 | AMD-P | 83-13-096 |
| 173-405-078 | AMD | 83-09-036 | 174-107-210 | NEW-P | 83-11-018 | 180-52-050 | AMD-P | 83-13-096 |
| 173-405-086 | AMD-P | 83-03-070 | 174-107-220 | NEW-P | 83-11-018 | 180-52-060 | AMD-P | 83-13-096 |
| 173-405-086 | AMD | 83-09-036 | 174-107-230 | NEW-P | 83-11-018 | 180-52-065 | AMD-P | 83-13-096 |
| 173-405-090 | REP-P | 83-03-070 | 174-107-240 | NEW-P | 83-11-018 | 180-56-023 | NEW-P | 83-08-061 |
| 173-405-090 | REP | 83-09-036 | 174-107-250 | NEW-P | 83-11-018 | 180-56-023 | NEW | 83-13-005 |
| 173-405-101 | REP-P | 83-03-070 | 174-107-260 | NEW-P | 83-11-018 | 180-100-020 | REP-P | 83-08-045 |
| 173-405-101 | REP | 83-09-036 | 174-107-270 | NEW-P | 83-11-018 | 180-100-020 | REP | 83-13-003 |
| 173-410 | REVIEW | 83-13-028 | 174-107-280 | NEW-P | 83-11-018 | 182-08-160 | AMD-E | 83-13-106 |
| 173-410-021 | AMD-P | 83-03-070 | 174-107-290 | NEW-P | 83-11-018 | 182-12-115 | AMD-E | 83-07-065 |
| 173-410-021 | AMD | 83-09-036 | 174-107-300 | NEW-P | 83-11-018 | 182-12-115 | AMD-P | 83-08-017 |
| 173-410-035 | NEW-P | 83-13-118 | 174-107-310 | NEW-P | 83-11-018 | 182-12-115 | AMD | 83-12-007 |
| 173-410-040 | AMD-P | 83-03-070 | 174-107-320 | NEW-P | 83-11-018 | 187-10-210 | REP-P | 83-06-054 |
| 173-410-040 | AMD | 83-09-036 | 174-107-330 | NEW-P | 83-11-018 | 187-10-220 | REP-P | 83-06-054 |
| 173-410-067 | AMD-P | 83-03-070 | 174-107-340 | NEW-P | 83-11-018 | 187-10-230 | REP-P | 83-06-054 |
| 173-410-067 | AMD | 83-09-036 | 174-107-350 | NEW-P | 83-11-018 | 187-10-240 | REP-P | 83-06-054 |
| 173-410-071 | AMD-P | 83-03-070 | 174-107-360 | NEW-P | 83-11-018 | 187-10-250 | REP-P | 83-06-054 |
| 173-410-071 | AMD | 83-09-036 | 174-107-370 | NEW-P | 83-11-018 | 187-10-260 | REP-P | 83-06-054 |
| 173-410-086 | AMD-P | 83-03-070 | 174-107-380 | NEW-P | 83-11-018 | 187-10-270 | REP-P | 83-06-054 |
| 173-410-086 | AMD | 83-09-036 | 174-107-400 | NEW-P | 83-11-018 | 187-10-280 | REP-P | 83-06-054 |
| 173-410-090 | REP-P | 83-03-070 | 174-107-410 | NEW-P | 83-11-018 | 187-10-290 | REP-P | 83-06-054 |
| 173-410-090 | REP | 83-09-036 | 174-107-420 | NEW-P | 83-11-018 | 187-10-300 | REP-P | 83-06-054 |
| 173-410-091 | REP-P | 83-03-070 | 174-107-430 | NEW-P | 83-11-018 | 187-10-310 | REP-P | 83-06-054 |
| 173-410-091 | REP | 83-09-036 | 174-107-440 | NEW-P | 83-11-018 | 187-10-320 | REP-P | 83-06-054 |
| 173-415 | REVIEW | 83-13-028 | 174-107-450 | NEW-P | 83-11-018 | 187-10-500 | REP-P | 83-06-054 |
| 173-415-020 | AMD-P | 83-03-070 | 174-107-460 | NEW-P | 83-11-018 | 194-16-010 | REP-P | 83-15-044 |
| 173-415-020 | AMD | 83-09-036 | 174-107-470 | NEW-P | 83-11-018 | 194-16-020 | REP-P | 83-15-044 |
| 173-415-030 | AMD-P | 83-03-070 | 174-107-500 | NEW-P | 83-11-018 | 194-16-030 | REP-P | 83-15-044 |
| 173-415-030 | AMD | 83-09-036 | 174-107-510 | NEW-P | 83-11-018 | 194-16-040 | REP-P | 83-15-044 |
| 173-415-050 | AMD-P | 83-03-070 | 174-107-520 | NEW-P | 83-11-018 | 194-16-050 | REP-P | 83-15-044 |
| 173-415-050 | AMD | 83-09-036 | 174-107-530 | NEW-P | 83-11-018 | 194-16-060 | REP-P | 83-15-044 |
| 173-415-070 | AMD-P | 83-03-070 | 174-107-540 | NEW-P | 83-11-018 | 194-16-070 | REP-P | 83-15-044 |
| 173-415-070 | AMD | 83-09-036 | 174-107-550 | NEW-P | 83-11-018 | 204-10-020 | AMD-P | 83-07-013 |
| 173-415-080 | AMD-P | 83-03-070 | 174-136-015 | AMD | 83-05-034 | 204-10-020 | AMD | 83-11-028 |
| 173-415-080 | AMD | 83-09-036 | 174-136-016 | AMD | 83-05-034 | 204-24-030 | AMD-E | 83-03-014 |
| 173-415-090 | REP-P | 83-03-070 | 174-136-018 | AMD | 83-05-034 | 204-24-040 | AMD-E | 83-03-014 |
| 173-415-090 | REP | 83-09-036 | 174-136-019 | AMD | 83-05-034 | 204-24-050 | AMD-E | 83-03-014 |
| 173-490 | REVIEW | 83-13-028 | 174-162-300 | AMD-P | 83-08-004 | 204-24-070 | AMD-E | 83-03-014 |
| 173-508 | REVIEW | 83-13-028 | 174-162-300 | AMD | 83-12-001 | 204-66-140 | AMD-P | 83-07-084 |
| 173-509 | REVIEW | 83-13-028 | 174-162-305 | AMD-P | 83-08-004 | 204-66-140 | AMD | 83-11-028 |
| 173-510 | REVIEW | 83-13-028 | 174-162-305 | AMD | 83-12-001 | 204-90 | NEW-C | 83-05-001 |
| 173-512 | REVIEW | 83-13-028 | 180-10-003 | AMD-P | 83-05-038 | 204-90-010 | NEW | 83-11-028 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 204-90-020 | NEW | 83-11-028 | 212-45-090 | NEW-P | 83-03-027 | 220-44-050 | NEW | 83-10-016 |
| 204-90-030 | NEW | 83-11-028 | 212-45-090 | NEW | 83-06-022 | 220-44-050 | AMD-P | 83-14-093 |
| 204-90-040 | NEW | 83-11-028 | 212-45-095 | NEW-P | 83-03-027 | 220-44-05000A | NEW-E | 83-13-048 |
| 204-90-050 | NEW | 83-11-028 | 212-45-095 | NEW | 83-06-022 | 220-47-307 | AMD-P | 83-11-039 |
| 204-90-060 | NEW | 83-11-028 | 212-45-100 | NEW-P | 83-03-027 | 220-47-307 | AMD | 83-14-020 |
| 204-90-070 | NEW | 83-11-028 | 212-45-100 | NEW | 83-06-022 | 220-47-311 | AMD-P | 83-11-039 |
| 204-90-080 | NEW | 83-11-028 | 212-45-105 | NEW-P | 83-03-027 | 220-47-311 | AMD | 83-14-020 |
| 204-90-090 | NEW | 83-11-028 | 212-45-105 | NEW | 83-06-022 | 220-47-312 | AMD-P | 83-11-039 |
| 204-90-100 | NEW | 83-11-028 | 212-45-110 | NEW-P | 83-03-027 | 220-47-312 | AMD | 83-14-020 |
| 204-90-110 | NEW | 83-11-028 | 212-45-110 | NEW | 83-06-022 | 220-47-313 | AMD-P | 83-11-039 |
| 204-90-120 | NEW | 83-11-028 | 212-45-115 | NEW-P | 83-03-027 | 220-47-313 | AMD | 83-14-020 |
| 204-90-130 | NEW | 83-11-028 | 212-45-115 | NEW | 83-06-022 | 220-47-411 | AMD-P | 83-11-039 |
| 204-90-140 | NEW | 83-11-028 | 220-20-01000I | NEW-E | 83-13-027 | 220-47-411 | AMD | 83-14-020 |
| 212-43-001 | NEW | 83-03-028 | 220-24-02000T | NEW-E | 83-10-022 | 220-47-412 | AMD-P | 83-11-039 |
| 212-43-005 | NEW | 83-03-028 | 220-24-02000T | REP-E | 83-10-040 | 220-47-412 | AMD | 83-14-020 |
| 212-43-010 | NEW | 83-03-028 | 220-24-02000U | NEW-E | 83-10-040 | 220-47-413 | AMD-P | 83-11-039 |
| 212-43-015 | NEW | 83-03-028 | 220-24-02000U | REP-E | 83-14-037 | 220-47-413 | AMD | 83-14-020 |
| 212-43-020 | NEW | 83-03-028 | 220-24-02000V | NEW-E | 83-14-037 | 220-47-414 | AMD-P | 83-11-039 |
| 212-43-025 | NEW | 83-03-028 | 220-28-003GOG | NEW-E | 83-15-027 | 220-47-414 | AMD | 83-14-020 |
| 212-43-030 | NEW | 83-03-028 | 220-28-073E0F | NEW-E | 83-07-070 | 220-47-800 | NEW-E | 83-15-029 |
| 212-43-035 | NEW | 83-03-028 | 220-28-073E0F | REP-E | 83-11-015 | 220-48-015 | AMD | 83-04-025 |
| 212-43-040 | NEW | 83-03-028 | 220-28-301 | NEW-E | 83-09-035 | 220-48-01500A | NEW-E | 83-06-024 |
| 212-43-045 | NEW | 83-03-028 | 220-28-301 | REP-E | 83-10-007 | 220-48-01500A | REP-E | 83-07-071 |
| 212-43-050 | NEW | 83-03-028 | 220-28-302 | NEW-E | 83-10-007 | 220-48-01500B | NEW-E | 83-07-071 |
| 212-43-055 | NEW | 83-03-028 | 220-28-302 | REP-E | 83-13-008 | 220-48-01500C | NEW-E | 83-10-014 |
| 212-43-060 | NEW | 83-03-028 | 220-28-303 | NEW-E | 83-13-008 | 220-49-020 | AMD | 83-04-025 |
| 212-43-065 | NEW | 83-03-028 | 220-28-303 | REP-E | 83-14-064 | 220-49-02000L | REP-E | 83-04-036 |
| 212-43-070 | NEW | 83-03-028 | 220-28-304 | NEW-E | 83-14-064 | 220-49-02000M | NEW-E | 83-04-036 |
| 212-43-075 | NEW | 83-03-028 | 220-28-304 | REP-E | 83-15-028 | 220-49-02000N | NEW-E | 83-09-008 |
| 212-43-080 | NEW | 83-03-028 | 220-28-305 | NEW-E | 83-15-028 | 220-49-056 | AMD | 83-04-025 |
| 212-43-085 | NEW | 83-03-028 | 220-32-02200I | NEW-E | 83-04-005 | 220-52-050 | AMD | 83-04-025 |
| 212-43-090 | NEW | 83-03-028 | 220-32-03000G | NEW-E | 83-05-025 | 220-52-053 | AMD-P | 83-06-044 |
| 212-43-095 | NEW | 83-03-028 | 220-32-04000Q | NEW-E | 83-03-030 | 220-52-053 | AMD | 83-09-014 |
| 212-43-100 | NEW | 83-03-028 | 220-32-04000Q | REP-E | 83-04-053 | 220-52-05300M | NEW-E | 83-10-019 |
| 212-43-105 | NEW | 83-03-028 | 220-32-04000R | NEW-E | 83-04-053 | 220-52-06600A | NEW-E | 83-14-015 |
| 212-43-110 | NEW | 83-03-028 | 220-32-04100F | NEW-E | 83-11-035 | 220-52-073 | AMD | 83-04-025 |
| 212-43-115 | NEW | 83-03-028 | 220-32-05100U | NEW-E | 83-05-008 | 220-52-07300A | NEW-E | 83-09-027 |
| 212-43-120 | NEW | 83-03-028 | 220-32-05100U | NEW-E | 83-15-008 | 220-52-074 | AMD | 83-04-025 |
| 212-43-125 | NEW | 83-03-028 | 220-32-05100U | REP-E | 83-15-016 | 220-52-075 | AMD-P | 83-06-044 |
| 212-43-130 | NEW | 83-03-028 | 220-32-05100V | NEW-E | 83-15-016 | 220-52-075 | AMD | 83-09-014 |
| 212-43-135 | NEW | 83-03-028 | 220-32-05100V | REP-E | 83-15-026 | 220-52-07500F | NEW-E | 83-14-015 |
| 212-45-001 | NEW-P | 83-03-027 | 220-32-05100W | NEW-E | 83-15-026 | 220-56-11500C | NEW-E | 83-15-019 |
| 212-45-001 | NEW | 83-06-022 | 220-32-05500G | NEW-E | 83-11-013 | 220-56-116 | AMD-P | 83-03-071 |
| 212-45-005 | NEW-P | 83-03-027 | 220-32-05700P | NEW-E | 83-03-030 | 220-56-116 | AMD | 83-07-043 |
| 212-45-005 | NEW | 83-06-022 | 220-32-05700Q | REP-E | 83-04-053 | 220-56-145 | AMD-P | 83-03-071 |
| 212-45-010 | NEW-P | 83-03-027 | 220-32-05700Q | NEW-E | 83-04-053 | 220-56-145 | AMD | 83-07-043 |
| 212-45-010 | NEW | 83-06-022 | 220-32-05700Q | REP-E | 83-06-023 | 220-56-180 | AMD-P | 83-03-071 |
| 212-45-015 | NEW-P | 83-03-027 | 220-32-05700R | NEW-E | 83-06-023 | 220-56-180 | AMD | 83-07-043 |
| 212-45-015 | NEW | 83-06-022 | 220-32-05900D | NEW-E | 83-10-020 | 220-56-18000I | NEW-E | 83-08-040 |
| 212-45-020 | NEW-P | 83-03-027 | 220-32-05900D | REP-E | 83-13-072 | 220-56-18000J | NEW-E | 83-08-046 |
| 212-45-020 | NEW | 83-06-022 | 220-32-05900E | NEW-E | 83-13-035 | 220-56-190 | AMD-P | 83-03-071 |
| 212-45-025 | NEW-P | 83-03-027 | 220-32-05900E | REP-E | 83-13-072 | 220-56-190 | AMD | 83-07-043 |
| 212-45-025 | NEW | 83-06-022 | 220-32-05900F | NEW-E | 83-13-072 | 220-56-19000T | NEW-E | 83-12-030 |
| 212-45-030 | NEW-P | 83-03-027 | 220-36-021 | AMD-P | 83-10-080 | 220-56-19000T | REP-E | 83-13-104 |
| 212-45-030 | NEW | 83-06-022 | 220-36-021 | AMD | 83-13-054 | 220-56-19000U | NEW-E | 83-13-104 |
| 212-45-035 | NEW-P | 83-03-027 | 220-36-022 | AMD-P | 83-10-080 | 220-56-19000U | REP-E | 83-14-042 |
| 212-45-035 | NEW | 83-06-022 | 220-36-022 | AMD | 83-13-054 | 220-56-19000V | NEW-E | 83-14-042 |
| 212-45-040 | NEW-P | 83-03-027 | 220-36-024 | AMD-P | 83-10-080 | 220-56-19000V | REP-E | 83-15-015 |
| 212-45-040 | NEW | 83-06-022 | 220-36-024 | AMD | 83-13-054 | 220-56-19000W | NEW-E | 83-15-015 |
| 212-45-045 | NEW-P | 83-03-027 | 220-36-025 | AMD-P | 83-07-055 | 220-56-19000X | NEW-E | 83-15-019 |
| 212-45-045 | NEW | 83-06-022 | 220-36-025 | AMD | 83-10-015 | 220-56-191 | NEW-P | 83-03-071 |
| 212-45-050 | NEW-P | 83-03-027 | 220-36-02500A | NEW-E | 83-07-041 | 220-56-195 | AMD-P | 83-03-071 |
| 212-45-050 | NEW | 83-06-022 | 220-36-02500B | NEW-E | 83-14-094 | 220-56-195 | AMD | 83-07-043 |
| 212-45-055 | NEW-P | 83-03-027 | 220-40-0201 | AMD-P | 83-10-080 | 220-56-195 | REP-E | 83-08-040 |
| 212-45-055 | NEW | 83-06-022 | 220-40-021 | AMD | 83-13-054 | 220-56-19500B | NEW-E | 83-08-040 |
| 212-45-060 | NEW-P | 83-03-027 | 220-40-022 | AMD-P | 83-10-080 | 220-56-196 | NEW-P | 83-03-071 |
| 212-45-060 | NEW | 83-06-022 | 220-40-022 | AMD | 83-13-054 | 220-56-196 | NEW | 83-07-043 |
| 212-45-065 | NEW-P | 83-03-027 | 220-40-024 | AMD-P | 83-10-080 | 220-56-198 | NEW-P | 83-03-071 |
| 212-45-065 | NEW | 83-06-022 | 220-40-024 | AMD | 83-13-054 | 220-56-198 | NEW | 83-07-043 |
| 212-45-070 | NEW-P | 83-03-027 | 220-44-040 | AMD-P | 83-07-069 | 220-56-235 | AMD-P | 83-03-071 |
| 212-45-070 | NEW | 83-06-022 | 220-44-040 | AMD | 83-10-016 | 220-56-235 | AMD | 83-07-043 |
| 212-45-075 | NEW-P | 83-03-027 | 220-44-04000A | REP-E | 83-03-007 | 220-56-23500A | NEW-E | 83-08-040 |
| 212-45-075 | NEW | 83-06-022 | 220-44-04000B | REP-E | 83-03-007 | 220-56-250 | AMD-P | 83-03-071 |
| 212-45-080 | NEW-P | 83-03-027 | 220-44-04000C | NEW-E | 83-03-007 | 220-56-250 | AMD | 83-07-043 |
| 212-45-080 | NEW | 83-06-022 | 220-44-04000C | REP-E | 83-06-032 | 220-56-25000B | NEW-E | 83-08-040 |
| 212-45-085 | NEW-P | 83-03-027 | 220-44-04000D | NEW-E | 83-06-032 | 220-56-25000C | NEW-E | 83-13-045 |
| 212-45-085 | NEW | 83-06-022 | 220-44-050 | NEW-P | 83-07-069 | 220-56-261 | NEW-P | 83-03-071 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 220-56-285 | AMD-P | 83-03-071 | 220-57-390 | AMD-P | 83-03-071 | 220-110-160 | NEW-P | 83-06-062 |
| 220-56-285 | AMD | 83-07-043 | 220-57-390 | AMD | 83-07-043 | 220-110-160 | NEW | 83-09-019 |
| 220-56-300 | REP-P | 83-03-071 | 220-57-415 | AMD-P | 83-03-071 | 220-110-170 | NEW-P | 83-06-062 |
| 220-56-300 | REP | 83-07-043 | 220-57-415 | AMD | 83-07-043 | 220-110-170 | NEW | 83-09-019 |
| 220-56-310 | AMD | 83-04-027 | 220-57-460 | AMD-P | 83-03-071 | 220-110-180 | NEW-P | 83-06-062 |
| 220-56-32500E | NEW-E | 83-10-019 | 220-57-460 | AMD | 83-07-043 | 220-110-180 | NEW | 83-09-019 |
| 220-56-350 | AMD-P | 83-03-071 | 220-57-485 | AMD-P | 83-03-071 | 220-110-190 | NEW-P | 83-06-062 |
| 220-56-350 | AMD | 83-07-043 | 220-57-485 | AMD | 83-07-043 | 220-110-190 | NEW | 83-09-019 |
| 220-56-35000A | NEW-E | 83-08-040 | 220-57-495 | AMD-P | 83-03-071 | 220-110-200 | NEW-P | 83-06-062 |
| 220-56-360 | AMD-P | 83-03-071 | 220-57-495 | AMD | 83-07-043 | 220-110-200 | NEW | 83-09-019 |
| 220-56-360 | AMD | 83-04-026 | 220-57-50500H | NEW-E | 83-12-029 | 220-110-210 | NEW-P | 83-06-062 |
| 220-56-360 | AMD | 83-07-043 | 220-57-50500H | REP-E | 83-13-023 | 220-110-210 | NEW | 83-09-019 |
| 220-56-36000F | NEW-E | 83-05-011 | 220-57-515 | AMD-P | 83-03-071 | 220-110-220 | NEW-P | 83-06-062 |
| 220-56-36000F | REP-E | 83-13-022 | 220-57-515 | AMD | 83-07-043 | 220-110-220 | NEW | 83-09-019 |
| 220-56-36000G | NEW-E | 83-08-040 | 220-57-520 | AMD-P | 83-03-071 | 220-110-230 | NEW-P | 83-06-062 |
| 220-56-36000G | NEW-E | 83-13-022 | 220-57-520 | AMD | 83-07-043 | 220-110-230 | NEW | 83-09-019 |
| 220-56-372 | AMD-P | 83-03-071 | 220-57-525 | AMD-P | 83-03-071 | 220-110-240 | NEW-P | 83-06-062 |
| 220-56-372 | AMD | 83-07-043 | 220-57-525 | AMD | 83-07-043 | 220-110-240 | NEW | 83-09-019 |
| 220-56-390 | AMD-P | 83-03-071 | 220-57A-012 | AMD-P | 83-03-071 | 220-110-250 | NEW-P | 83-06-062 |
| 220-56-390 | AMD | 83-07-043 | 220-57A-012 | AMD | 83-07-043 | 220-110-250 | NEW | 83-09-019 |
| 220-57-130 | AMD-P | 83-03-071 | 220-57A-015 | AMD-P | 83-03-071 | 220-110-260 | NEW-P | 83-06-062 |
| 220-57-130 | AMD | 83-07-043 | 220-57A-015 | AMD | 83-07-043 | 220-110-260 | NEW | 83-09-019 |
| 220-57-135 | AMD-P | 83-03-071 | 220-57A-015 | REP-E | 83-08-040 | 220-110-270 | NEW-P | 83-06-062 |
| 220-57-135 | AMD | 83-07-043 | 220-57A-01500A | NEW-E | 83-08-040 | 220-110-270 | NEW | 83-09-019 |
| 220-57-138 | AMD-P | 83-03-071 | 220-57A-040 | AMD-P | 83-03-071 | 220-110-280 | NEW-P | 83-06-062 |
| 220-57-138 | AMD | 83-07-043 | 220-57A-040 | AMD | 83-07-043 | 220-110-280 | NEW | 83-09-019 |
| 220-57-140 | AMD-P | 83-03-071 | 220-57A-070 | AMD-P | 83-03-071 | 220-110-290 | NEW-P | 83-06-062 |
| 220-57-140 | AMD | 83-07-043 | 220-57A-070 | AMD | 83-07-043 | 220-110-290 | NEW | 83-09-019 |
| 220-57-155 | AMD-P | 83-03-071 | 220-57A-082 | AMD-P | 83-03-071 | 220-110-300 | NEW-P | 83-06-062 |
| 220-57-155 | AMD | 83-07-043 | 220-57A-082 | AMD | 83-07-043 | 220-110-300 | NEW | 83-09-019 |
| 220-57-160 | AMD-P | 83-03-071 | 220-57A-08200B | NEW-E | 83-08-040 | 220-110-310 | NEW-P | 83-06-062 |
| 220-57-160 | AMD | 83-07-043 | 220-57A-085 | AMD-P | 83-03-071 | 220-110-310 | NEW | 83-09-019 |
| 220-57-16000Y | NEW-E | 83-06-045 | 220-57A-085 | AMD | 83-07-043 | 220-110-320 | NEW-P | 83-06-062 |
| 220-57-16000Z | NEW-E | 83-08-041 | 220-57A-105 | AMD-P | 83-03-071 | 220-110-320 | NEW | 83-09-019 |
| 220-57-175 | AMD-P | 83-03-071 | 220-57A-105 | AMD | 83-07-043 | 220-110-330 | NEW-P | 83-06-062 |
| 220-57-175 | AMD | 83-07-043 | 220-57A-112 | AMD-P | 83-03-071 | 220-110-330 | NEW | 83-09-019 |
| 220-57-17500L | NEW-E | 83-11-014 | 220-57A-112 | AMD | 83-07-043 | 220-110-340 | NEW-P | 83-06-062 |
| 220-57-181 | NEW-P | 83-03-071 | 220-57A-120 | AMD-P | 83-03-071 | 220-110-340 | NEW | 83-09-019 |
| 220-57-181 | NEW | 83-07-043 | 220-57A-120 | AMD | 83-07-043 | 220-110-350 | NEW-P | 83-06-062 |
| 220-57-215 | AMD-P | 83-03-071 | 220-57A-152 | AMD-P | 83-03-071 | 220-110-350 | NEW | 83-09-019 |
| 220-57-215 | AMD | 83-07-043 | 220-57A-152 | AMD | 83-07-043 | 222-08 | REVIEW | 83-13-098 |
| 220-57-220 | AMD-P | 83-03-071 | 220-57A-165 | AMD-P | 83-03-071 | 223-08-020 | AMD | 83-03-005 |
| 220-57-220 | AMD | 83-07-043 | 220-57A-165 | AMD | 83-07-043 | 230-02-250 | AMD-P | 83-10-001 |
| 220-57-230 | AMD-P | 83-03-071 | 220-57A-180 | AMD-P | 83-03-071 | 230-02-250 | AMD | 83-13-050 |
| 220-57-230 | AMD | 83-07-043 | 220-57A-180 | AMD | 83-07-043 | 230-04-065 | AMD | 83-06-077 |
| 220-57-235 | AMD-P | 83-03-071 | 220-57A-190 | AMD-P | 83-03-071 | 230-04-452 | REP | 83-06-077 |
| 220-57-235 | AMD | 83-07-043 | 220-57A-190 | AMD | 83-07-043 | 230-08-010 | AMD-P | 83-10-001 |
| 220-57-260 | AMD-P | 83-03-071 | 220-110-010 | NEW-P | 83-06-062 | 230-08-010 | AMD | 83-13-050 |
| 220-57-260 | AMD | 83-07-043 | 220-110-010 | NEW | 83-09-019 | 230-08-015 | AMD | 83-06-077 |
| 220-57-270 | AMD-P | 83-03-071 | 220-110-020 | NEW-P | 83-06-062 | 230-08-020 | REP-P | 83-06-072 |
| 220-57-270 | AMD | 83-07-043 | 220-110-020 | NEW | 83-09-019 | 230-08-020 | REP | 83-10-002 |
| 220-57-27000K | NEW-E | 83-13-009 | 220-110-030 | NEW-P | 83-06-062 | 230-08-025 | NEW-P | 83-06-072 |
| 220-57-280 | AMD-P | 83-03-071 | 220-110-030 | NEW | 83-09-019 | 230-08-025 | NEW | 83-10-002 |
| 220-57-280 | AMD | 83-07-043 | 220-110-040 | NEW-P | 83-06-062 | 230-08-030 | REP-P | 83-06-072 |
| 220-57-285 | AMD-P | 83-03-071 | 220-110-040 | NEW | 83-09-019 | 230-08-030 | REP | 83-10-002 |
| 220-57-285 | AMD | 83-07-043 | 220-110-050 | NEW-P | 83-06-062 | 230-08-070 | NEW-P | 83-08-048 |
| 220-57-290 | AMD-P | 83-03-071 | 220-110-050 | NEW | 83-09-019 | 230-08-070 | NEW | 83-11-034 |
| 220-57-290 | AMD | 83-07-043 | 220-110-060 | NEW-P | 83-06-062 | 230-08-080 | AMD-P | 83-10-001 |
| 220-57-29000D | NEW-E | 83-12-056 | 220-110-060 | NEW | 83-09-019 | 230-08-080 | AMD | 83-13-050 |
| 220-57-29000D | REP-E | 83-13-049 | 220-110-070 | NEW-P | 83-06-062 | 230-08-120 | AMD | 83-06-077 |
| 220-57-29000E | NEW-E | 83-13-049 | 220-110-070 | NEW | 83-09-019 | 230-08-125 | NEW | 83-06-077 |
| 220-57-300 | AMD-P | 83-03-071 | 220-110-080 | NEW-P | 83-06-062 | 230-08-160 | AMD | 83-06-077 |
| 220-57-300 | AMD | 83-07-043 | 220-110-080 | NEW | 83-09-019 | 230-12-020 | NEW-P | 83-04-067 |
| 220-57-315 | AMD-P | 83-03-071 | 220-110-090 | NEW-P | 83-06-062 | 230-12-020 | NEW | 83-08-051 |
| 220-57-315 | AMD | 83-07-043 | 220-110-090 | NEW | 83-09-019 | 230-12-050 | AMD-P | 83-10-001 |
| 220-57-319 | AMD-P | 83-03-071 | 220-110-100 | NEW-P | 83-06-062 | 230-20-010 | AMD-P | 83-08-048 |
| 220-57-319 | AMD | 83-07-043 | 220-110-100 | NEW | 83-09-019 | 230-20-010 | AMD | 83-11-034 |
| 220-57-320 | REP-P | 83-03-071 | 220-110-110 | NEW-P | 83-06-062 | 230-20-015 | NEW-P | 83-06-072 |
| 220-57-320 | REP | 83-10-023 | 220-110-110 | NEW | 83-09-019 | 230-20-015 | NEW-E | 83-06-078 |
| 220-57-327 | NEW-P | 83-03-071 | 220-110-120 | NEW-P | 83-06-062 | 230-20-015 | NEW | 83-10-002 |
| 220-57-327 | NEW | 83-07-043 | 220-110-120 | NEW | 83-09-019 | 230-20-060 | NEW-P | 83-08-049 |
| 220-57-330 | AMD-P | 83-03-071 | 220-110-130 | NEW-P | 83-06-062 | 230-20-060 | NEW-E | 83-08-050 |
| 220-57-330 | AMD | 83-07-043 | 220-110-130 | NEW | 83-09-019 | 230-20-060 | AMD-E | 83-09-033 |
| 220-57-340 | AMD-P | 83-03-071 | 220-110-140 | NEW-P | 83-06-062 | 230-20-060 | AMD-E | 83-15-022 |
| 220-57-340 | AMD | 83-07-043 | 220-110-140 | NEW | 83-09-019 | 230-20-100 | AMD-P | 83-10-001 |
| 220-57-350 | AMD-P | 83-03-071 | 220-110-150 | NEW-P | 83-06-062 | 230-20-100 | AMD | 83-13-050 |
| 220-57-350 | AMD | 83-07-043 | 220-110-150 | NEW | 83-09-019 | 230-20-125 | NEW-P | 83-10-001 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
|--------------|-------|-----------|--------------|-------|-----------|------------|-------|-----------|
| 230-20-150 | REP-P | 83-04-067 | 232-28-406 | NEW-P | 83-14-080 | 236-48-253 | NEW-P | 83-15-053 |
| 230-20-150 | REP | 83-08-051 | 232-28-505 | REP-P | 83-12-050 | 236-48-254 | NEW-P | 83-15-053 |
| 230-20-170 | AMD-P | 83-10-001 | 232-28-506 | NEW-P | 83-12-050 | 236-49-060 | NEW-P | 83-15-053 |
| 230-20-170 | AMD | 83-13-050 | 232-28-60416 | REP-P | 83-14-081 | 236-49-061 | NEW-P | 83-15-053 |
| 230-20-240 | NEW-P | 83-10-001 | 232-28-60420 | NEW-E | 83-15-018 | 248-16-001 | AMD-P | 83-09-001 |
| 230-20-240 | NEW | 83-13-050 | 232-28-60421 | NEW-P | 83-14-081 | 248-16-001 | AMD | 83-13-068 |
| 230-20-310 | REP-P | 83-08-048 | 232-28-605 | AMD-E | 83-06-038 | 248-16-035 | AMD-P | 83-09-001 |
| 230-20-310 | REP | 83-11-034 | 232-28-605 | AMD-P | 83-06-057 | 248-16-035 | AMD | 83-13-068 |
| 230-20-320 | REP-P | 83-08-048 | 232-28-605 | AMD-P | 83-08-088 | 248-16-040 | AMD-P | 83-09-001 |
| 230-20-320 | REP | 83-11-034 | 232-28-605 | AMD-E | 83-09-024 | 248-16-040 | AMD | 83-13-068 |
| 230-20-325 | NEW-P | 83-08-048 | 232-28-605 | AMD | 83-09-025 | 248-16-045 | AMD-P | 83-09-001 |
| 230-20-325 | NEW | 83-11-034 | 232-28-605 | AMD | 83-12-005 | 248-16-045 | AMD | 83-13-068 |
| 230-20-330 | REP-P | 83-08-048 | 232-28-605 | AMD-E | 83-12-006 | 248-16-050 | AMD-P | 83-09-001 |
| 230-20-330 | REP | 83-11-034 | 232-28-605 | AMD-E | 83-12-039 | 248-16-050 | AMD | 83-13-068 |
| 230-20-340 | REP-P | 83-08-048 | 232-28-60501 | NEW-E | 83-02-043 | 248-16-052 | REP-P | 83-09-001 |
| 230-20-340 | REP | 83-11-034 | 232-28-60503 | NEW-E | 83-04-039 | 248-16-052 | REP | 83-13-068 |
| 230-20-340 | AMD | 83-06-077 | 232-28-60504 | NEW-E | 83-07-001 | 248-16-055 | AMD-P | 83-09-001 |
| 230-40-062 | REP-P | 83-08-048 | 232-28-60505 | NEW-E | 83-07-005 | 248-16-055 | AMD | 83-13-068 |
| 230-40-062 | REP | 83-11-034 | 232-28-60506 | NEW-E | 83-08-053 | 248-16-055 | AMD-P | 83-09-001 |
| 230-40-063 | NEW-P | 83-08-048 | 232-28-60507 | NEW-E | 83-08-054 | 248-16-056 | AMD | 83-13-068 |
| 230-40-063 | NEW | 83-11-034 | 232-28-60508 | NEW-P | 83-12-054 | 248-16-058 | REP-P | 83-09-001 |
| 230-40-450 | NEW | 83-06-077 | 232-28-60508 | NEW | 83-15-056 | 248-16-058 | REP | 83-13-068 |
| 232-12-019 | AMD-P | 83-14-082 | 232-28-606 | NEW-P | 83-14-083 | 248-16-060 | AMD-P | 83-09-001 |
| 232-12-044 | AMD-E | 83-08-055 | 232-28-607 | NEW-P | 83-14-083 | 248-16-060 | AMD | 83-13-068 |
| 232-12-044 | AMD-P | 83-08-076 | 232-28-608 | NEW-P | 83-14-083 | 248-16-070 | AMD-P | 83-09-001 |
| 232-12-044 | AMD | 83-12-055 | 232-28-609 | NEW-P | 83-14-083 | 248-16-070 | AMD | 83-13-068 |
| 232-12-04501 | NEW-E | 83-03-017 | 232-28-610 | NEW-P | 83-14-083 | 248-16-090 | AMD-P | 83-09-001 |
| 232-12-047 | AMD-P | 83-08-077 | 232-28-611 | NEW-P | 83-14-083 | 248-16-090 | AMD | 83-13-068 |
| 232-12-051 | AMD-P | 83-12-004 | 232-28-612 | NEW-P | 83-14-083 | 248-16-105 | NEW-P | 83-09-001 |
| 232-12-137 | AMD-P | 83-12-053 | 232-28-613 | NEW-P | 83-14-083 | 248-16-105 | NEW | 83-13-068 |
| 232-12-137 | AMD | 83-15-060 | 232-28-704 | REP | 83-06-061 | 248-16-110 | AMD-P | 83-09-001 |
| 232-12-157 | AMD-P | 83-14-082 | 232-28-705 | NEW | 83-06-061 | 248-16-110 | AMD | 83-13-068 |
| 232-12-181 | AMD-P | 83-08-075 | 232-28-804 | REP-P | 83-06-059 | 248-16-115 | NEW-P | 83-09-001 |
| 232-12-24401 | NEW-P | 83-06-056 | 232-28-804 | REP | 83-15-057 | 248-16-115 | NEW | 83-13-068 |
| 232-12-24401 | NEW | 83-09-022 | 232-28-805 | NEW-P | 83-06-059 | 248-16-120 | AMD-P | 83-09-001 |
| 232-12-294 | REP-P | 83-06-060 | 232-28-805 | NEW | 83-15-057 | 248-16-120 | AMD | 83-13-068 |
| 232-12-294 | REP | 83-09-026 | 232-32-145 | NEW-E | 83-03-048 | 248-16-130 | AMD-P | 83-09-001 |
| 232-14 | NEW-W | 83-04-040 | 232-32-146 | NEW-E | 83-03-049 | 248-16-130 | AMD | 83-13-068 |
| 232-14-010 | NEW-P | 83-06-060 | 232-32-147 | NEW-E | 83-03-057 | 248-16-140 | AMD-P | 83-09-001 |
| 232-14-010 | NEW | 83-09-026 | 232-32-148 | NEW-E | 83-04-024 | 248-16-140 | AMD | 83-13-068 |
| 232-16-150 | REP-P | 83-12-051 | 232-32-149 | NEW-E | 83-05-026 | 248-16-150 | AMD-P | 83-09-001 |
| 232-16-150 | REP | 83-15-059 | 232-32-150 | NEW-E | 83-06-003 | 248-16-150 | AMD | 83-13-068 |
| 232-16-170 | REP-P | 83-12-051 | 232-32-151 | NEW-E | 83-06-007 | 248-16-160 | AMD-P | 83-09-001 |
| 232-16-170 | REP | 83-15-059 | 232-32-152 | NEW-E | 83-06-037 | 248-16-160 | AMD | 83-13-068 |
| 232-16-190 | REP-P | 83-12-051 | 236-12-011 | AMD-P | 83-13-108 | 248-16-162 | REP-P | 83-09-001 |
| 232-16-190 | REP | 83-15-059 | 236-12-011 | AMD-E | 83-13-109 | 248-16-162 | REP | 83-13-068 |
| 232-16-230 | REP-P | 83-12-051 | 236-12-014 | NEW-P | 83-13-108 | 248-16-170 | AMD-P | 83-09-001 |
| 232-16-230 | REP | 83-15-059 | 236-12-014 | NEW-E | 83-13-109 | 248-16-170 | AMD | 83-13-068 |
| 232-16-240 | REP-P | 83-12-051 | 236-48-004 | AMD-P | 83-15-053 | 248-16-180 | AMD-P | 83-09-001 |
| 232-16-240 | REP | 83-15-059 | 236-48-005 | AMD-P | 83-15-053 | 248-16-180 | AMD | 83-13-068 |
| 232-16-260 | REP-P | 83-12-051 | 236-48-011 | AMD-P | 83-15-053 | 248-16-190 | AMD-P | 83-09-001 |
| 232-16-260 | REP | 83-15-059 | 236-48-012 | AMD-P | 83-15-053 | 248-16-190 | AMD | 83-13-068 |
| 232-16-350 | REP-P | 83-12-051 | 236-48-022 | REP-P | 83-15-053 | 248-16-202 | AMD-P | 83-09-001 |
| 232-16-350 | REP | 83-15-059 | 236-48-024 | AMD-P | 83-15-053 | 248-16-202 | AMD | 83-13-068 |
| 232-16-390 | REP-P | 83-12-051 | 236-48-041 | AMD-P | 83-15-053 | 248-16-213 | AMD-P | 83-09-001 |
| 232-16-390 | REP | 83-15-059 | 236-48-051 | AMD-P | 83-15-053 | 248-16-213 | AMD | 83-13-068 |
| 232-16-500 | REP-P | 83-12-051 | 236-48-071 | AMD-P | 83-15-053 | 248-16-215 | AMD-P | 83-09-001 |
| 232-16-500 | REP | 83-15-059 | 236-48-079 | AMD-P | 83-15-053 | 248-16-215 | AMD | 83-13-068 |
| 232-16-510 | REP-P | 83-12-051 | 236-48-082 | AMD-P | 83-15-053 | 248-16-222 | AMD-P | 83-09-001 |
| 232-16-510 | REP | 83-15-059 | 236-48-085 | NEW-P | 83-15-053 | 248-16-222 | AMD | 83-13-068 |
| 232-16-630 | NEW-P | 83-14-079 | 236-48-093 | AMD-P | 83-15-053 | 248-16-223 | AMD-P | 83-09-001 |
| 232-16-640 | NEW-P | 83-14-079 | 236-48-096 | AMD-P | 83-15-053 | 248-16-223 | AMD | 83-13-068 |
| 232-16-650 | NEW-P | 83-14-079 | 236-48-097 | AMD-P | 83-15-053 | 248-16-226 | AMD-P | 83-09-001 |
| 232-16-660 | NEW-P | 83-14-079 | 236-48-098 | AMD-P | 83-15-053 | 248-16-226 | AMD | 83-13-068 |
| 232-16-670 | NEW-P | 83-14-079 | 236-48-099 | AMD-P | 83-15-053 | 248-16-227 | AMD-P | 83-09-001 |
| 232-16-680 | NEW-P | 83-14-079 | 236-48-123 | AMD-P | 83-15-053 | 248-16-227 | AMD | 83-13-068 |
| 232-16-690 | NEW-P | 83-14-079 | 236-48-124 | NEW-P | 83-15-053 | 248-16-228 | AMD-P | 83-09-001 |
| 232-28-105 | REP-P | 83-12-052 | 236-48-131 | AMD-P | 83-15-053 | 248-16-228 | AMD | 83-13-068 |
| 232-28-106 | NEW-P | 83-12-052 | 236-48-166 | AMD-P | 83-15-053 | 248-16-230 | AMD-P | 83-09-001 |
| 232-28-205 | REP-P | 83-08-078 | 236-48-167 | AMD-P | 83-15-053 | 248-16-230 | AMD | 83-13-068 |
| 232-28-205 | REP | 83-15-058 | 236-48-192 | AMD-P | 83-15-053 | 248-16-235 | NEW-P | 83-09-001 |
| 232-28-20502 | NEW-E | 83-06-030 | 236-48-197 | AMD-P | 83-15-053 | 248-16-235 | NEW | 83-13-068 |
| 232-28-206 | NEW-P | 83-06-058 | 236-48-198 | AMD-P | 83-15-053 | 248-18-001 | AMD-P | 83-14-022 |
| 232-28-206 | NEW-P | 83-08-078 | 236-48-240 | AMD-P | 83-15-053 | 248-18-180 | AMD-P | 83-04-059 |
| 232-28-206 | NEW | 83-09-023 | 236-48-250 | NEW-P | 83-15-053 | 248-18-180 | AMD | 83-07-048 |
| 232-28-207 | NEW | 83-15-058 | 236-48-251 | NEW-P | 83-15-053 | 248-18-215 | AMD-P | 83-14-022 |
| 232-28-405 | REP-P | 83-14-080 | 236-48-252 | NEW-P | 83-15-053 | 248-18-220 | AMD-P | 83-14-022 |

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| 248-18-222 | AMD-P | 83-14-022 | 248-54-560 | REP-P | 83-07-060 | 248-96-130 | AMD-P | 83-07-061 |
| 248-18-223 | AMD-P | 83-14-022 | 248-54-570 | REP-P | 83-07-060 | 248-96-130 | AMD | 83-13-014 |
| 248-18-240 | AMD-P | 83-14-022 | 248-54-575 | REP-P | 83-07-060 | 248-96-140 | AMD-P | 83-07-061 |
| 248-18-330 | AMD-P | 83-10-056 | 248-54-580 | REP-P | 83-07-060 | 248-96-140 | AMD | 83-13-014 |
| 248-18-335 | NEW-P | 83-10-058 | 248-54-590 | REP-P | 83-07-060 | 248-96-150 | NEW-P | 83-07-061 |
| 248-18-335 | NEW | 83-13-061 | 248-54-600 | REP-P | 83-07-060 | 248-96-150 | NEW | 83-13-014 |
| 248-18-336 | NEW-P | 83-10-058 | 248-54-610 | REP-P | 83-07-060 | 248-96-160 | AMD-P | 83-07-061 |
| 248-18-336 | NEW | 83-13-061 | 248-54-620 | REP-P | 83-07-060 | 248-96-160 | AMD | 83-13-014 |
| 248-18-500 | AMD-P | 83-14-022 | 248-54-630 | REP-P | 83-07-060 | 248-96-175 | AMD-P | 83-07-061 |
| 248-18-520 | AMD-P | 83-14-022 | 248-54-640 | REP-P | 83-07-060 | 248-96-175 | AMD | 83-13-014 |
| 248-18-525 | AMD-P | 83-14-022 | 248-54-650 | REP-P | 83-07-060 | 248-96-180 | AMD-P | 83-07-061 |
| 248-18-539 | AMD-P | 83-14-022 | 248-54-660 | REP-P | 83-07-060 | 248-96-180 | AMD | 83-13-014 |
| 248-18-560 | AMD-P | 83-14-022 | 248-54-670 | REP-P | 83-07-060 | 248-160-010 | NEW-P | 83-07-073 |
| 248-18-565 | AMD-P | 83-14-022 | 248-54-680 | REP-P | 83-07-060 | 248-160-010 | NEW | 83-12-049 |
| 248-18-600 | AMD-P | 83-14-022 | 248-54-690 | REP-P | 83-07-060 | 248-160-020 | NEW-P | 83-07-073 |
| 248-18-605 | AMD-P | 83-14-022 | 248-54-700 | REP-P | 83-07-060 | 248-160-020 | NEW | 83-12-049 |
| 248-18-607 | AMD-P | 83-14-022 | 248-54-710 | REP-P | 83-07-060 | 248-160-030 | NEW-P | 83-07-073 |
| 248-18-615 | AMD-P | 83-14-022 | 248-54-720 | REP-P | 83-07-060 | 248-160-030 | NEW | 83-12-049 |
| 248-18-636 | AMD-P | 83-14-022 | 248-54-730 | REP-P | 83-07-060 | 248-160-040 | NEW-P | 83-07-073 |
| 248-18-640 | AMD-P | 83-14-022 | 248-54-740 | REP-P | 83-07-060 | 248-160-040 | NEW | 83-12-049 |
| 248-18-645 | AMD-P | 83-14-022 | 248-54-750 | REP-P | 83-07-060 | 248-990-990 | AMD | 83-04-011 |
| 248-18-650 | AMD-P | 83-14-022 | 248-54-760 | REP-P | 83-07-060 | 250-18-020 | AMD-P | 83-10-065 |
| 248-18-655 | AMD-P | 83-14-022 | 248-54-770 | REP-P | 83-07-060 | 250-18-020 | AMD | 83-13-092 |
| 248-18-660 | AMD-P | 83-14-022 | 248-54-780 | REP-P | 83-07-060 | 250-18-025 | AMD-P | 83-10-065 |
| 248-18-670 | AMD-P | 83-10-057 | 248-54-790 | REP-P | 83-07-060 | 250-18-025 | AMD | 83-13-092 |
| 248-18-670 | AMD | 83-13-067 | 248-54-800 | REP-P | 83-07-060 | 250-18-030 | AMD-E | 83-09-010 |
| 248-18-675 | AMD-P | 83-14-022 | 248-54-810 | REP-P | 83-07-060 | 250-18-030 | AMD-P | 83-09-043 |
| 248-18-680 | AMD-P | 83-14-022 | 248-54-820 | REP-P | 83-07-060 | 250-18-030 | AMD | 83-13-092 |
| 248-18-685 | AMD-P | 83-04-059 | 248-54-830 | REP-P | 83-07-060 | 250-44-050 | AMD-P | 83-10-064 |
| 248-18-685 | AMD | 83-07-048 | 248-54-840 | REP-P | 83-07-060 | 250-44-050 | AMD | 83-14-041 |
| 248-18-690 | AMD-P | 83-14-022 | 248-54-850 | REP-P | 83-07-060 | 250-44-110 | AMD-P | 83-10-064 |
| 248-18-695 | AMD-P | 83-14-022 | 248-96-010 | AMD-P | 83-07-061 | 250-44-110 | AMD | 83-14-041 |
| 248-18-718 | AMD | 83-03-026 | 248-96-010 | AMD | 83-13-014 | 250-44-130 | AMD | 83-14-041 |
| 248-21-035 | AMD-P | 83-03-042 | 248-96-011 | AMD-P | 83-07-061 | 250-44-150 | AMD-P | 83-10-064 |
| 248-21-035 | AMD | 83-07-015 | 248-96-011 | AMD | 83-13-014 | 251-04-020 | AMD-E | 83-04-016 |
| 248-22-036 | AMD-P | 83-06-010 | 248-96-012 | REP-P | 83-07-061 | 251-04-020 | AMD-P | 83-04-065 |
| 248-22-036 | AMD | 83-10-079 | 248-96-012 | REP | 83-13-014 | 251-04-020 | AMD-C | 83-04-066 |
| 248-23-050 | AMD-P | 83-06-010 | 248-96-015 | REP-P | 83-07-061 | 251-04-020 | AMD | 83-07-056 |
| 248-23-050 | AMD | 83-10-079 | 248-96-015 | REP | 83-13-014 | 251-04-020 | AMD | 83-10-029 |
| 248-29-020 | AMD-P | 83-03-043 | 248-96-016 | REP-P | 83-07-061 | 251-08-100 | AMD-P | 83-04-065 |
| 248-29-020 | AMD | 83-07-016 | 248-96-016 | REP | 83-13-014 | 251-08-100 | AMD | 83-10-029 |
| 248-29-050 | AMD-P | 83-03-044 | 248-96-018 | AMD-P | 83-07-061 | 251-09-020 | AMD-E | 83-14-058 |
| 248-29-050 | AMD | 83-07-017 | 248-96-018 | AMD | 83-13-014 | 251-10-120 | AMD-C | 83-06-079 |
| 248-30-080 | AMD-P | 83-13-102 | 248-96-020 | AMD-P | 83-07-061 | 251-10-120 | AMD | 83-10-029 |
| 248-30-100 | AMD-P | 83-13-102 | 248-96-020 | AMD | 83-13-014 | 251-12-100 | AMD-C | 83-06-079 |
| 248-30-110 | AMD-P | 83-13-102 | 248-96-025 | NEW-P | 83-07-061 | 251-12-100 | AMD | 83-10-029 |
| 248-30-130 | NEW-P | 83-13-102 | 248-96-025 | NEW | 83-13-014 | 251-12-285 | REP-C | 83-06-079 |
| 248-54 | AMD-C | 83-13-101 | 248-96-040 | AMD-P | 83-07-061 | 251-12-285 | REP | 83-10-029 |
| 248-54-005 | NEW-P | 83-07-060 | 248-96-040 | AMD | 83-13-014 | 251-18-380 | REP-P | 83-04-065 |
| 248-54-015 | NEW-P | 83-07-060 | 248-96-045 | REP-P | 83-07-061 | 251-18-380 | REP-C | 83-06-079 |
| 248-54-025 | NEW-P | 83-07-060 | 248-96-045 | REP | 83-13-014 | 251-18-380 | REP | 83-10-029 |
| 248-54-035 | NEW-P | 83-07-060 | 248-96-046 | AMD-P | 83-07-061 | 251-18-381 | NEW-P | 83-04-065 |
| 248-54-045 | NEW-P | 83-07-060 | 248-96-046 | AMD | 83-13-014 | 251-18-381 | NEW-C | 83-06-079 |
| 248-54-055 | NEW-P | 83-07-060 | 248-96-047 | NEW-P | 83-07-061 | 251-18-381 | NEW | 83-10-029 |
| 248-54-065 | NEW-P | 83-07-060 | 248-96-047 | NEW | 83-13-014 | 251-22-040 | AMD-P | 83-04-065 |
| 248-54-085 | NEW-P | 83-07-060 | 248-96-050 | AMD-P | 83-07-061 | 251-22-040 | AMD | 83-10-029 |
| 248-54-095 | NEW-P | 83-07-060 | 248-96-050 | AMD | 83-13-014 | 251-22-060 | AMD-P | 83-04-065 |
| 248-54-105 | NEW-P | 83-07-060 | 248-96-060 | AMD-P | 83-07-061 | 251-22-060 | AMD | 83-10-029 |
| 248-54-115 | NEW-P | 83-07-060 | 248-96-060 | AMD | 83-13-014 | 251-22-200 | AMD-P | 83-04-065 |
| 248-54-125 | NEW-P | 83-07-060 | 248-96-070 | REP-P | 83-07-061 | 251-22-200 | AMD | 83-10-029 |
| 248-54-135 | NEW-P | 83-07-060 | 248-96-070 | REP | 83-13-014 | 260-32-360 | AMD-P | 83-05-027 |
| 248-54-145 | NEW-P | 83-07-060 | 248-96-075 | AMD-P | 83-07-061 | 260-32-360 | AMD | 83-08-057 |
| 248-54-155 | NEW-P | 83-07-060 | 248-96-075 | AMD | 83-13-014 | 260-40-200 | AMD-P | 83-13-115 |
| 248-54-165 | NEW-P | 83-07-060 | 248-96-080 | AMD-P | 83-07-061 | 260-48-110 | AMD-P | 83-13-115 |
| 248-54-175 | NEW-P | 83-07-060 | 248-96-080 | AMD | 83-13-014 | 260-70-100 | AMD-P | 83-13-115 |
| 248-54-185 | NEW-P | 83-07-060 | 248-96-090 | AMD-P | 83-07-061 | 261-02-010 | AMD | 83-06-036 |
| 248-54-195 | NEW-P | 83-07-060 | 248-96-090 | AMD | 83-13-014 | 261-02-020 | AMD | 83-06-036 |
| 248-54-205 | NEW-P | 83-07-060 | 248-96-094 | NEW-P | 83-07-061 | 261-02-040 | AMD | 83-06-036 |
| 248-54-215 | NEW-P | 83-07-060 | 248-96-094 | NEW | 83-13-014 | 261-06-020 | AMD | 83-06-036 |
| 248-54-225 | NEW-P | 83-07-060 | 248-96-095 | AMD-P | 83-07-061 | 261-06-030 | AMD | 83-06-036 |
| 248-54-235 | NEW-P | 83-07-060 | 248-96-095 | AMD | 83-13-014 | 261-06-050 | AMD | 83-06-036 |
| 248-54-245 | NEW-P | 83-07-060 | 248-96-096 | AMD-P | 83-07-061 | 261-06-060 | AMD | 83-06-036 |
| 248-54-255 | NEW-P | 83-07-060 | 248-96-096 | AMD | 83-13-014 | 261-06-070 | AMD | 83-06-036 |
| 248-54-265 | NEW-P | 83-07-060 | 248-96-100 | AMD-P | 83-07-061 | 261-06-080 | AMD | 83-06-036 |
| 248-54-275 | NEW-P | 83-07-060 | 248-96-100 | AMD | 83-13-014 | 261-06-090 | AMD | 83-06-036 |
| 248-54-285 | NEW-P | 83-07-060 | 248-96-110 | AMD-P | 83-07-061 | 261-06-100 | AMD | 83-06-036 |
| 248-54-550 | REP-P | 83-07-060 | 248-96-110 | AMD | 83-13-014 | 261-08-010 | REP | 83-06-036 |

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| 261-10-030 | AMD | 83-06-036 | 262-01-010 | NEW-E | 83-14-069 | 275-36-211 | NEW | 83-06-013 |
| 261-10-040 | AMD | 83-06-036 | 262-01-020 | NEW-E | 83-14-069 | 275-36-260 | NEW | 83-06-013 |
| 261-10-060 | AMD | 83-06-036 | 262-01-030 | NEW-E | 83-14-069 | 275-36-270 | NEW | 83-06-013 |
| 261-10-070 | REP | 83-06-036 | 262-01-040 | NEW-E | 83-14-069 | 275-36-275 | NEW | 83-06-013 |
| 261-12 | AMD | 83-06-036 | 262-01-050 | NEW-E | 83-14-069 | 275-36-280 | NEW | 83-06-013 |
| 261-12-030 | REP | 83-06-036 | 262-01-060 | NEW-E | 83-14-069 | 275-36-285 | NEW | 83-06-013 |
| 261-12-040 | AMD | 83-06-036 | 275-16-030 | AMD-E | 83-15-001 | 275-36-290 | NEW | 83-06-013 |
| 261-12-050 | AMD | 83-06-036 | 275-16-030 | AMD-P | 83-15-007 | 275-36-295 | NEW | 83-06-013 |
| 261-12-055 | AMD | 83-06-036 | 275-19-550 | NEW-E | 83-15-002 | 275-36-300 | NEW | 83-06-013 |
| 261-20 | AMD | 83-04-032 | 275-19-550 | NEW-P | 83-15-006 | 275-36-305 | NEW | 83-06-013 |
| 261-20 | AMD | 83-06-036 | 275-20-030 | AMD-E | 83-15-010 | 275-36-310 | NEW | 83-06-013 |
| 261-20 | AMD-P | 83-15-009 | 275-20-030 | AMD-P | 83-15-011 | 275-38-630 | REP-P | 83-14-044 |
| 261-20-010 | AMD | 83-06-036 | 275-25-010 | AMD | 83-03-011 | 275-38-630 | REP-E | 83-14-057 |
| 261-20-020 | AMD | 83-06-036 | 275-25-020 | AMD | 83-03-011 | 275-38-635 | REP-P | 83-14-044 |
| 261-20-030 | AMD | 83-06-036 | 275-25-030 | AMD | 83-03-011 | 275-38-635 | REP-E | 83-14-057 |
| 261-20-040 | AMD | 83-06-036 | 275-25-340 | AMD | 83-03-011 | 275-38-640 | REP-P | 83-14-044 |
| 261-20-045 | NEW | 83-06-036 | 275-25-530 | AMD | 83-03-011 | 275-38-640 | REP-E | 83-14-057 |
| 261-20-050 | AMD | 83-06-036 | 275-25-700 | REP | 83-03-011 | 275-38-642 | REP-P | 83-14-044 |
| 261-20-060 | AMD | 83-06-036 | 275-25-710 | REP | 83-03-011 | 275-38-642 | REP-E | 83-14-057 |
| 261-20-065 | REP | 83-06-036 | 275-25-720 | REP | 83-03-011 | 275-38-830 | REP-P | 83-14-044 |
| 261-20-070 | AMD | 83-06-036 | 275-25-730 | REP | 83-03-011 | 275-38-830 | REP-E | 83-14-057 |
| 261-20-074 | NEW | 83-06-036 | 275-25-740 | REP | 83-03-011 | 275-38-831 | NEW-P | 83-14-044 |
| 261-20-080 | AMD | 83-06-036 | 275-25-750 | REP | 83-03-011 | 275-38-831 | NEW-E | 83-14-057 |
| 261-20-090 | NEW | 83-06-036 | 275-25-760 | REP | 83-03-011 | 275-38-845 | AMD-P | 83-14-044 |
| 261-30-010 | REP | 83-06-036 | 275-25-770 | REP | 83-03-011 | 275-38-845 | AMD-E | 83-14-057 |
| 261-30-020 | REP | 83-06-036 | 275-25-810 | AMD | 83-03-011 | 275-38-846 | NEW-P | 83-14-044 |
| 261-30-030 | REP | 83-06-036 | 275-25-820 | REP | 83-03-011 | 275-38-846 | NEW-E | 83-14-057 |
| 261-30-040 | REP | 83-06-036 | 275-25-830 | REP | 83-03-011 | 275-38-855 | REP-P | 83-14-044 |
| 261-30-042 | REP | 83-06-036 | 275-25-840 | AMD | 83-03-011 | 275-38-855 | REP-E | 83-14-057 |
| 261-30-050 | REP | 83-06-036 | 275-26-005 | NEW | 83-05-017 | 275-38-860 | AMD-P | 83-14-044 |
| 261-30-060 | REP | 83-06-036 | 275-26-010 | NEW | 83-05-017 | 275-38-860 | AMD-E | 83-14-057 |
| 261-30-070 | REP | 83-06-036 | 275-26-012 | NEW | 83-05-017 | 275-38-865 | AMD-P | 83-14-044 |
| 261-30-072 | REP | 83-06-036 | 275-26-015 | NEW | 83-05-017 | 275-38-865 | AMD-E | 83-14-057 |
| 261-30-074 | REP | 83-06-036 | 275-26-020 | NEW | 83-05-017 | 275-38-870 | AMD-P | 83-14-044 |
| 261-30-080 | REP | 83-06-036 | 275-26-022 | NEW | 83-05-017 | 275-38-870 | AMD-E | 83-14-057 |
| 261-30-090 | REP | 83-06-036 | 275-26-025 | NEW | 83-05-017 | 275-38-875 | AMD-P | 83-14-044 |
| 261-30-100 | REP | 83-06-036 | 275-26-030 | NEW | 83-05-017 | 275-38-875 | AMD-E | 83-14-057 |
| 261-30-110 | REP | 83-06-036 | 275-26-032 | NEW | 83-05-017 | 275-38-880 | AMD-P | 83-14-044 |
| 261-40-015 | AMD | 83-06-036 | 275-26-050 | NEW | 83-05-017 | 275-38-880 | AMD-E | 83-14-057 |
| 261-40-020 | AMD | 83-06-036 | 275-26-055 | NEW | 83-05-017 | 275-38-886 | NEW-P | 83-14-044 |
| 261-40-025 | REP | 83-06-036 | 275-26-060 | NEW | 83-05-017 | 275-38-886 | NEW-E | 83-14-057 |
| 261-40-030 | AMD | 83-06-036 | 275-26-065 | NEW | 83-05-017 | 275-55-293 | AMD | 83-03-010 |
| 261-40-100 | AMD | 83-06-036 | 275-26-070 | NEW | 83-05-017 | 275-56-005 | NEW-P | 83-03-065 |
| 261-40-115 | AMD | 83-06-036 | 275-26-075 | NEW | 83-05-017 | 275-56-005 | NEW-E | 83-03-066 |
| 261-40-120 | AMD | 83-06-036 | 275-26-080 | NEW | 83-05-017 | 275-56-005 | NEW | 83-09-002 |
| 261-40-125 | AMD | 83-06-036 | 275-26-085 | NEW | 83-05-017 | 275-56-010 | NEW-P | 83-03-065 |
| 261-40-130 | AMD | 83-06-036 | 275-26-090 | NEW | 83-05-017 | 275-56-010 | NEW-E | 83-03-066 |
| 261-40-135 | AMD | 83-06-036 | 275-26-095 | NEW | 83-05-017 | 275-56-010 | NEW | 83-09-002 |
| 261-40-140 | AMD | 83-06-036 | 275-26-097 | NEW | 83-05-017 | 275-56-015 | NEW-P | 83-03-065 |
| 261-40-145 | AMD | 83-06-036 | 275-26-500 | NEW | 83-05-017 | 275-56-015 | NEW-E | 83-03-066 |
| 261-40-150 | AMD | 83-06-036 | 275-26-520 | NEW | 83-05-017 | 275-56-015 | NEW | 83-09-002 |
| 261-40-160 | AMD | 83-06-036 | 275-26-530 | NEW | 83-05-017 | 275-56-020 | NEW-P | 83-03-065 |
| 261-40-165 | REP | 83-06-036 | 275-26-540 | NEW | 83-05-017 | 275-56-020 | NEW-E | 83-03-066 |
| 261-40-200 | AMD | 83-06-036 | 275-26-550 | NEW | 83-05-017 | 275-56-020 | NEW | 83-09-002 |
| 261-40-201 | NEW | 83-06-036 | 275-26-560 | NEW | 83-05-017 | 275-56-025 | NEW-P | 83-03-065 |
| 261-40-202 | NEW | 83-06-036 | 275-26-570 | NEW | 83-05-017 | 275-56-025 | NEW-E | 83-03-066 |
| 261-40-203 | NEW | 83-06-036 | 275-36-010 | AMD | 83-06-013 | 275-56-025 | NEW | 83-09-002 |
| 261-40-210 | AMD | 83-06-036 | 275-36-020 | AMD | 83-06-013 | 275-56-030 | NEW-P | 83-03-065 |
| 261-40-220 | AMD | 83-06-036 | 275-36-030 | AMD | 83-06-013 | 275-56-030 | NEW-E | 83-03-066 |
| 261-40-225 | AMD | 83-06-036 | 275-36-040 | AMD | 83-06-013 | 275-56-030 | NEW | 83-09-002 |
| 261-40-230 | AMD | 83-06-036 | 275-36-061 | AMD | 83-06-013 | 275-56-035 | NEW-P | 83-03-065 |
| 261-40-300 | AMD | 83-06-036 | 275-36-065 | NEW | 83-06-013 | 275-56-035 | NEW-E | 83-03-066 |
| 261-40-310 | AMD | 83-06-036 | 275-36-071 | AMD | 83-06-013 | 275-56-035 | NEW | 83-09-002 |
| 261-40-400 | AMD | 83-06-036 | 275-36-081 | AMD | 83-06-013 | 275-56-040 | NEW-P | 83-03-065 |
| 261-40-405 | AMD | 83-06-036 | 275-36-091 | AMD | 83-06-013 | 275-56-040 | NEW-E | 83-03-066 |
| 261-40-415 | REP | 83-06-036 | 275-36-101 | AMD | 83-06-013 | 275-56-040 | NEW | 83-09-002 |
| 261-40-420 | REP | 83-06-036 | 275-36-110 | AMD | 83-06-013 | 275-56-050 | NEW-P | 83-03-065 |
| 261-40-425 | REP | 83-06-036 | 275-36-120 | AMD | 83-06-013 | 275-56-050 | NEW-E | 83-03-066 |
| 261-40-430 | AMD | 83-06-036 | 275-36-130 | AMD | 83-06-013 | 275-56-050 | NEW | 83-09-002 |
| 261-40-440 | REP | 83-06-036 | 275-36-140 | AMD | 83-06-013 | 275-56-055 | NEW-P | 83-03-065 |
| 261-40-445 | REP | 83-06-036 | 275-36-150 | AMD | 83-06-013 | 275-56-055 | NEW-E | 83-03-066 |
| 261-40-450 | AMD | 83-06-036 | 275-36-153 | NEW | 83-06-013 | 275-56-055 | NEW | 83-09-002 |
| 261-40-455 | REP | 83-06-036 | 275-36-160 | AMD | 83-06-013 | 275-56-060 | NEW-P | 83-03-065 |
| 261-40-460 | AMD | 83-06-036 | 275-36-170 | AMD | 83-06-013 | 275-56-060 | NEW-E | 83-03-066 |
| 261-40-465 | REP | 83-06-036 | 275-36-180 | AMD | 83-06-013 | 275-56-060 | NEW | 83-09-002 |
| 261-40-475 | AMD | 83-06-036 | 275-36-190 | AMD | 83-06-013 | 275-56-065 | NEW-P | 83-03-065 |

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| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 275-56-445 | NEW | 83-09-002 | 275-96-050 | REP-E | 83-15-004 | 296-17-911 | AMD | 83-05-018 |
| 275-56-450 | NEW | 83-09-002 | 275-96-055 | REP-P | 83-02-048 | 296-17-914 | AMD | 83-05-018 |
| 275-87 | REP-C | 83-06-011 | 275-96-055 | REP-E | 83-02-050 | 296-17-915 | AMD | 83-05-018 |
| 275-87 | REP-W | 83-08-007 | 275-96-055 | REP-W | 83-08-007 | 296-17-916 | AMD | 83-05-018 |
| 275-87 | REP-E | 83-08-063 | 275-96-055 | REP-E | 83-08-063 | 296-17-917 | AMD | 83-05-018 |
| 275-87-005 | REP-P | 83-02-049 | 275-96-055 | REP-E | 83-15-004 | 296-17-919 | AMD | 83-05-018 |
| 275-87-005 | REP-E | 83-02-051 | 275-96-060 | REP-P | 83-02-048 | 296-17-91901 | AMD | 83-05-018 |
| 275-87-005 | REP-W | 83-08-007 | 275-96-060 | REP-E | 83-02-050 | 296-17-91902 | AMD | 83-05-018 |
| 275-87-005 | REP-E | 83-08-063 | 275-96-060 | REP-W | 83-08-007 | 296-18-210 | AMD-P | 83-15-065 |
| 275-87-005 | REP-E | 83-15-004 | 275-96-060 | REP-E | 83-08-063 | 296-18-310 | AMD-E | 83-13-033 |
| 275-87-010 | REP-P | 83-02-049 | 275-96-060 | REP-E | 83-15-004 | 296-18-310 | AMD-P | 83-13-110 |
| 275-87-010 | REP-E | 83-02-051 | 275-96-065 | REP-P | 83-02-048 | 296-20-010 | AMD-P | 83-13-121 |
| 275-87-010 | REP-W | 83-08-007 | 275-96-065 | REP-E | 83-02-050 | 296-20-01002 | AMD-P | 83-13-121 |
| 275-87-010 | REP-E | 83-08-063 | 275-96-065 | REP-W | 83-08-007 | 296-20-03001 | AMD-P | 83-13-121 |
| 275-87-010 | REP-E | 83-15-004 | 275-96-065 | REP-E | 83-08-063 | 296-20-03002 | AMD-E | 83-06-012 |
| 275-87-015 | REP-P | 83-02-049 | 275-96-065 | REP-E | 83-15-004 | 296-20-03002 | AMD-E | 83-12-013 |
| 275-87-015 | REP-E | 83-02-051 | 275-96-070 | REP-P | 83-02-048 | 296-20-03002 | AMD-P | 83-13-121 |
| 275-87-015 | REP-W | 83-08-007 | 275-96-070 | REP-E | 83-02-050 | 296-20-03003 | AMD-P | 83-13-121 |
| 275-87-015 | REP-E | 83-08-063 | 275-96-070 | REP-W | 83-08-007 | 296-20-03004 | NEW-E | 83-06-012 |
| 275-87-015 | REP-E | 83-15-004 | 275-96-070 | REP-E | 83-08-063 | 296-20-03004 | NEW-E | 83-12-013 |
| 275-87-020 | REP-P | 83-02-049 | 275-96-070 | REP-E | 83-15-004 | 296-20-03004 | NEW-P | 83-13-121 |
| 275-87-020 | REP-E | 83-02-051 | 284-40-010 | REP-P | 83-11-005 | 296-20-1102 | AMD-P | 83-13-121 |
| 275-87-020 | REP-W | 83-08-007 | 284-40-010 | REP | 83-14-001 | 296-20-1103 | AMD-P | 83-13-121 |
| 275-87-020 | REP-E | 83-08-063 | 284-40-020 | REP-P | 83-11-005 | 296-20-125 | AMD-P | 83-13-121 |
| 275-87-020 | REP-E | 83-15-004 | 284-40-020 | REP | 83-14-001 | 296-20-280 | AMD-P | 83-13-121 |
| 275-87-025 | REP-P | 83-02-049 | 284-40-030 | REP-P | 83-11-005 | 296-20-400 | AMD-P | 83-13-121 |
| 275-87-025 | REP-E | 83-02-051 | 284-40-030 | REP | 83-14-001 | 296-21-011 | AMD-P | 83-13-121 |
| 275-87-025 | REP-W | 83-08-007 | 284-40-040 | REP-P | 83-11-005 | 296-21-013 | AMD-P | 83-13-121 |
| 275-87-025 | REP-E | 83-08-063 | 284-40-040 | REP | 83-14-001 | 296-21-046 | NEW-P | 83-13-121 |
| 275-87-025 | REP-E | 83-15-004 | 284-40-050 | REP-P | 83-11-005 | 296-21-047 | AMD-P | 83-13-121 |
| 275-87-025 | REP-C | 83-06-011 | 284-40-050 | REP | 83-14-001 | 296-21-057 | AMD-P | 83-13-121 |
| 275-96 | REP-W | 83-08-007 | 284-40-060 | REP-P | 83-11-005 | 296-21-062 | AMD-P | 83-13-121 |
| 275-96 | REP-E | 83-08-063 | 284-40-060 | REP | 83-14-001 | 296-21-066 | AMD-P | 83-13-121 |
| 275-96-005 | REP-P | 83-02-048 | 284-40-070 | REP-P | 83-11-005 | 296-21-070 | AMD-P | 83-13-121 |
| 275-96-005 | REP-E | 83-02-050 | 284-40-070 | REP | 83-14-001 | 296-21-080 | AMD-P | 83-13-121 |
| 275-96-005 | REP-W | 83-08-007 | 284-40-080 | REP-P | 83-11-005 | 296-21-086 | NEW-P | 83-13-121 |
| 275-96-005 | REP-E | 83-08-063 | 284-40-080 | REP | 83-14-001 | 296-21-095 | AMD-P | 83-13-121 |
| 275-96-005 | REP-E | 83-15-004 | 284-60-010 | NEW-P | 83-10-060 | 296-21-125 | AMD-P | 83-13-121 |
| 275-96-010 | REP-P | 83-02-048 | 284-60-010 | NEW | 83-14-002 | 296-22-010 | AMD-P | 83-13-121 |
| 275-96-010 | REP-E | 83-02-050 | 284-60-020 | NEW-P | 83-10-060 | 296-22-017 | AMD-P | 83-13-121 |
| 275-96-010 | REP-W | 83-08-007 | 284-60-020 | NEW | 83-14-002 | 296-22-021 | AMD-P | 83-13-121 |
| 275-96-010 | REP-E | 83-08-063 | 284-60-030 | NEW-P | 83-10-060 | 296-22-025 | AMD-P | 83-13-121 |
| 275-96-010 | REP-E | 83-15-004 | 284-60-030 | NEW | 83-14-002 | 296-22-030 | AMD-P | 83-13-121 |
| 275-96-015 | REP-P | 83-02-048 | 284-60-040 | NEW-P | 83-10-060 | 296-22-037 | AMD-P | 83-13-121 |
| 275-96-015 | REP-E | 83-02-050 | 284-60-040 | NEW | 83-14-002 | 296-22-038 | AMD-P | 83-13-121 |
| 275-96-015 | REP-W | 83-08-007 | 284-60-050 | NEW-P | 83-10-060 | 296-22-040 | AMD-P | 83-13-121 |
| 275-96-015 | REP-E | 83-08-063 | 284-60-050 | NEW | 83-14-002 | 296-22-042 | AMD-P | 83-13-121 |
| 275-96-015 | REP-E | 83-15-004 | 284-60-060 | NEW-P | 83-10-060 | 296-22-053 | AMD-P | 83-13-121 |
| 275-96-021 | REP-P | 83-02-048 | 284-60-060 | NEW | 83-14-002 | 296-22-061 | AMD-P | 83-13-121 |
| 275-96-021 | REP-E | 83-02-050 | 284-60-070 | NEW-P | 83-10-060 | 296-22-063 | AMD-P | 83-13-121 |
| 275-96-021 | REP-W | 83-08-007 | 284-60-070 | NEW | 83-14-002 | 296-22-067 | AMD-P | 83-13-121 |
| 275-96-021 | REP-E | 83-08-063 | 284-60-080 | NEW-P | 83-10-060 | 296-22-071 | AMD-P | 83-13-121 |
| 275-96-021 | REP-E | 83-15-004 | 284-60-080 | NEW | 83-14-002 | 296-22-073 | AMD-P | 83-13-121 |
| 275-96-022 | REP-P | 83-02-048 | 284-60-090 | NEW-P | 83-10-060 | 296-22-082 | AMD-P | 83-13-121 |
| 275-96-022 | REP-E | 83-02-050 | 284-60-090 | NEW | 83-14-002 | 296-22-087 | AMD-P | 83-13-121 |
| 275-96-022 | REP-W | 83-08-007 | 284-60-100 | NEW-P | 83-10-060 | 296-22-091 | AMD-P | 83-13-121 |
| 275-96-022 | REP-E | 83-08-063 | 284-60-100 | NEW | 83-14-002 | 296-22-105 | AMD-P | 83-13-121 |
| 275-96-022 | REP-E | 83-15-004 | 289-13-235 | NEW-C | 83-04-003 | 296-22-115 | AMD-P | 83-13-121 |
| 275-96-025 | REP-P | 83-02-048 | 289-13-235 | NEW | 83-07-059 | 296-22-116 | AMD-P | 83-13-121 |
| 275-96-025 | REP-E | 83-02-050 | 289-15-225 | AMD | 83-04-004 | 296-22-120 | AMD-P | 83-13-121 |
| 275-96-025 | REP-W | 83-08-007 | 289-15-225 | AMD-P | 83-11-046 | 296-22-125 | AMD-P | 83-13-121 |
| 275-96-025 | REP-E | 83-08-063 | 296-15-044 | REP-P | 83-04-057 | 296-22-130 | AMD-P | 83-13-121 |
| 275-96-025 | REP-E | 83-15-004 | 296-15-044 | REP | 83-07-075 | 296-22-180 | AMD-P | 83-13-121 |
| 275-96-030 | REP-P | 83-02-048 | 296-15-045 | NEW-P | 83-04-057 | 296-22-190 | AMD-P | 83-13-121 |
| 275-96-030 | REP-E | 83-02-050 | 296-15-045 | NEW | 83-07-075 | 296-22-195 | AMD-P | 83-13-121 |
| 275-96-030 | REP-W | 83-08-007 | 296-15-200 | AMD-E | 83-04-002 | 296-22-220 | AMD-P | 83-13-121 |
| 275-96-030 | REP-E | 83-08-063 | 296-15-200 | AMD-P | 83-04-058 | 296-22-225 | AMD-P | 83-13-121 |
| 275-96-030 | REP-E | 83-15-004 | 296-15-200 | AMD | 83-07-009 | 296-22-230 | AMD-P | 83-13-121 |
| 275-96-045 | REP-P | 83-02-048 | 296-15-250 | AMD-P | 83-15-050 | 296-22-235 | AMD-P | 83-13-121 |
| 275-96-045 | REP-E | 83-02-050 | 296-17-345 | NEW-E | 83-04-038 | 296-22-245 | AMD-P | 83-13-121 |
| 275-96-045 | REP-W | 83-08-007 | 296-17-345 | NEW-E | 83-10-038 | 296-22-250 | AMD-P | 83-13-121 |
| 275-96-045 | REP-E | 83-08-063 | 296-17-345 | REP-E | 83-13-018 | 296-22-255 | AMD-P | 83-13-121 |
| 275-96-045 | REP-E | 83-15-004 | 296-17-346 | NEW-E | 83-08-056 | 296-22-265 | AMD-P | 83-13-121 |
| 275-96-050 | REP-P | 83-02-048 | 296-17-411 | NEW | 83-05-019 | 296-22-270 | AMD-P | 83-13-121 |
| 275-96-050 | REP-E | 83-02-050 | 296-17-470 | NEW | 83-05-019 | 296-22-305 | AMD-P | 83-13-121 |
| 275-96-050 | REP-W | 83-08-007 | 296-17-480 | NEW | 83-05-019 | 296-22-310 | AMD-P | 83-13-121 |
| 275-96-050 | REP-E | 83-08-063 | 296-17-612 | AMD | 83-05-019 | 296-22-315 | AMD-P | 83-13-121 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 296-22-325 | AMD-P | 83-13-121 | 296-24-16539 | AMD | 83-15-017 | 304-20-060 | AMD-P | 83-03-074 |
| 296-22-330 | AMD-P | 83-13-121 | 296-24-23527 | AMD-P | 83-05-024 | 304-20-060 | AMD | 83-07-076 |
| 296-22-333 | AMD-P | 83-13-121 | 296-24-23527 | AMD-C | 83-13-007 | 304-25-560 | AMD-P | 83-03-073 |
| 296-22-337 | AMD-P | 83-13-121 | 296-24-24015 | AMD-P | 83-05-024 | 304-25-560 | AMD | 83-07-077 |
| 296-22-340 | AMD-P | 83-13-121 | 296-24-24015 | AMD-C | 83-13-007 | 306-16-21001 | REP-E | 83-11-011 |
| 296-22-350 | AMD-P | 83-13-121 | 296-24-24517 | AMD-P | 83-05-024 | 306-16-211 | REP-E | 83-11-011 |
| 296-22-365 | AMD-P | 83-13-121 | 296-24-24517 | AMD-C | 83-13-007 | 306-16-212 | REP-E | 83-11-011 |
| 296-22-370 | AMD-P | 83-13-121 | 296-27-020 | AMD-P | 83-04-044 | 306-16-213 | REP-E | 83-11-011 |
| 296-22-375 | AMD-P | 83-13-121 | 296-27-020 | AMD-C | 83-13-006 | 306-16-217 | REP-E | 83-11-011 |
| 296-22-425 | AMD-P | 83-13-121 | 296-27-020 | AMD | 83-15-017 | 306-16-220 | REP-E | 83-11-011 |
| 296-22-470 | AMD-P | 83-13-121 | 296-27-078 | NEW-P | 83-04-044 | 306-16-370 | REP-E | 83-11-011 |
| 296-23-01006 | AMD-P | 83-13-121 | 296-27-078 | NEW-C | 83-13-006 | 308-08-030 | REP-P | 83-06-028 |
| 296-23-01007 | AMD-P | 83-13-121 | 296-27-078 | NEW | 83-15-017 | 308-08-030 | REP | 83-09-050 |
| 296-23-015 | AMD-P | 83-13-121 | 296-45-65016 | NEW-P | 83-05-024 | 308-11-001 | REP-P | 83-13-116 |
| 296-23-020 | AMD-P | 83-13-121 | 296-45-65016 | NEW-C | 83-13-007 | 308-11-030 | NEW-P | 83-13-116 |
| 296-23-025 | AMD-P | 83-13-121 | 296-45-65038 | NEW-P | 83-05-024 | 308-12-010 | AMD | 83-04-071 |
| 296-23-035 | AMD-P | 83-13-121 | 296-45-65038 | NEW-C | 83-13-007 | 308-12-030 | REP | 83-04-071 |
| 296-23-040 | AMD-P | 83-13-121 | 296-45-65038 | NEW | 83-15-017 | 308-12-031 | NEW | 83-04-071 |
| 296-23-045 | AMD-P | 83-13-121 | 296-46-910 | AMD-E | 83-12-008 | 308-12-040 | AMD | 83-04-071 |
| 296-23-050 | AMD-P | 83-13-121 | 296-46-910 | AMD-P | 83-12-019 | 308-12-050 | AMD | 83-04-071 |
| 296-23-065 | AMD-P | 83-13-121 | 296-54-507 | AMD-E | 83-03-022 | 308-12-080 | AMD | 83-04-071 |
| 296-23-079 | AMD-P | 83-13-121 | 296-54-507 | AMD-P | 83-05-024 | 308-12-081 | NEW | 83-04-071 |
| 296-23-07902 | AMD-P | 83-13-121 | 296-54-507 | AMD-C | 83-13-007 | 308-12-082 | NEW | 83-04-071 |
| 296-23-07903 | AMD-P | 83-13-121 | 296-62-07314 | AMD-P | 83-05-024 | 308-12-110 | AMD | 83-04-071 |
| 296-23-07906 | AMD-P | 83-13-121 | 296-62-07314 | AMD-C | 83-13-007 | 308-12-120 | AMD | 83-04-071 |
| 296-23-07907 | AMD-P | 83-13-121 | 296-62-07314 | AMD | 83-15-017 | 308-12-130 | AMD | 83-04-071 |
| 296-23-080 | AMD-P | 83-13-121 | 296-62-14515 | AMD-P | 83-05-024 | 308-12-311 | REP | 83-05-006 |
| 296-23-115 | AMD-P | 83-13-121 | 296-62-14515 | AMD-C | 83-13-007 | 308-12-312 | NEW | 83-05-006 |
| 296-23-125 | AMD-P | 83-13-121 | 296-62-14515 | AMD | 83-15-017 | 308-12-320 | AMD | 83-04-071 |
| 296-23-20102 | AMD-P | 83-13-121 | 296-78-770 | AMD-P | 83-05-024 | 308-13-120 | REP-P | 83-13-116 |
| 296-23-204 | AMD-P | 83-13-121 | 296-78-770 | AMD-C | 83-13-007 | 308-13-150 | NEW-P | 83-13-116 |
| 296-23-212 | AMD-P | 83-13-121 | 296-116-185 | AMD-P | 83-11-038 | 308-16-205 | NEW-E | 83-11-011 |
| 296-23-221 | AMD-P | 83-13-121 | 296-116-185 | AMD | 83-15-012 | 308-16-205 | NEW-P | 83-11-045 |
| 296-23-228 | AMD-P | 83-13-121 | 296-116-2051 | AMD-P | 83-10-008 | 308-16-205 | NEW-C | 83-14-031 |
| 296-23-315 | AMD-P | 83-13-121 | 296-116-2051 | AMD-C | 83-14-072 | 308-16-205 | NEW | 83-15-013 |
| 296-23-356 | AMD-P | 83-13-121 | 296-116-300 | AMD-P | 83-12-027 | 308-16-21001 | REP-E | 83-11-025 |
| 296-23-412 | NEW-P | 83-13-121 | 296-116-320 | AMD-P | 83-02-045 | 308-16-21001 | REP-P | 83-11-045 |
| 296-23-421 | NEW-P | 83-13-121 | 296-116-320 | AMD | 83-05-049 | 308-16-21001 | REP-C | 83-14-031 |
| 296-23-430 | NEW-P | 83-13-121 | 296-116-330 | NEW | 83-03-037 | 308-16-21001 | REP | 83-15-013 |
| 296-23-440 | NEW-P | 83-13-121 | 296-150B-185 | NEW-P | 83-06-041 | 308-16-211 | REP-E | 83-11-025 |
| 296-23-450 | NEW-P | 83-13-121 | 296-150B-185 | NEW-E | 83-06-042 | 308-16-211 | REP-P | 83-11-045 |
| 296-23-460 | NEW-P | 83-13-121 | 296-150B-185 | NEW | 83-12-014 | 308-16-211 | REP-C | 83-14-031 |
| 296-23-470 | NEW-P | 83-13-121 | 296-155-145 | AMD-P | 83-05-024 | 308-16-211 | REP | 83-15-013 |
| 296-23-480 | NEW-P | 83-13-121 | 296-155-145 | AMD-C | 83-13-007 | 308-16-212 | REP-E | 83-11-025 |
| 296-23-490 | NEW-P | 83-13-121 | 296-155-145 | AMD | 83-15-017 | 308-16-212 | REP-P | 83-11-045 |
| 296-23-495 | NEW-P | 83-13-121 | 296-155-220 | AMD-P | 83-05-024 | 308-16-212 | REP-C | 83-14-031 |
| 296-23-615 | AMD-P | 83-13-121 | 296-155-220 | AMD-C | 83-13-007 | 308-16-212 | REP | 83-15-013 |
| 296-23-715 | AMD-P | 83-13-121 | 296-155-220 | AMD | 83-15-017 | 308-16-213 | AMD-E | 83-11-011 |
| 296-23-720 | AMD-P | 83-13-121 | 296-200-025 | AMD-P | 83-12-020 | 308-16-213 | AMD-P | 83-11-045 |
| 296-23-725 | AMD-P | 83-13-121 | 296-200-050 | AMD-P | 83-12-020 | 308-16-213 | AMD-C | 83-14-031 |
| 296-23-900 | AMD-P | 83-13-121 | 296-200-900 | AMD-P | 83-12-020 | 308-16-213 | AMD | 83-15-013 |
| 296-23-9408 | AMD-P | 83-13-121 | 296-306-200 | AMD-P | 83-05-024 | 308-16-214 | NEW-E | 83-11-011 |
| 296-24-13503 | REP-P | 83-05-024 | 296-306-200 | AMD-C | 83-13-007 | 308-16-214 | NEW-P | 83-11-045 |
| 296-24-13503 | REP-C | 83-13-007 | 296-306-200 | AMD | 83-15-017 | 308-16-214 | NEW-C | 83-14-031 |
| 296-24-13503 | REP | 83-15-017 | 296-350-400 | AMD-P | 83-05-024 | 308-16-214 | NEW | 83-15-013 |
| 296-24-165 | AMD-P | 83-05-024 | 296-350-400 | AMD-C | 83-13-007 | 308-16-217 | REP-E | 83-11-025 |
| 296-24-165 | AMD-C | 83-13-007 | 296-400-010 | REP-P | 83-14-018 | 308-16-217 | REP-P | 83-11-045 |
| 296-24-165 | AMD | 83-15-017 | 296-400-010 | REP-E | 83-14-019 | 308-16-217 | REP-C | 83-14-031 |
| 296-24-16503 | AMD-P | 83-05-024 | 296-400-030 | AMD-P | 83-14-018 | 308-16-217 | REP | 83-15-013 |
| 296-24-16503 | AMD-C | 83-13-007 | 296-400-030 | AMD-E | 83-14-019 | 308-16-220 | REP-E | 83-11-025 |
| 296-24-16503 | AMD | 83-15-017 | 296-400-045 | NEW-P | 83-14-018 | 308-16-220 | REP-P | 83-11-045 |
| 296-24-16513 | AMD-P | 83-05-024 | 296-400-045 | NEW-E | 83-14-019 | 308-16-220 | REP-C | 83-14-031 |
| 296-24-16513 | AMD-C | 83-13-007 | 296-401-070 | AMD-C | 83-03-039 | 308-16-220 | REP | 83-15-013 |
| 296-24-16513 | AMD | 83-15-017 | 296-401-080 | AMD-C | 83-03-039 | 308-16-240 | AMD-E | 83-11-011 |
| 296-24-16521 | AMD-P | 83-05-024 | 296-401-130 | AMD-P | 83-07-074 | 308-16-240 | AMD-P | 83-11-045 |
| 296-24-16521 | AMD-C | 83-13-007 | 296-401-130 | AMD-C | 83-12-011 | 308-16-240 | AMD-C | 83-14-031 |
| 296-24-16521 | AMD | 83-15-017 | 296-401-130 | AMD | 83-12-021 | 308-16-240 | AMD | 83-15-013 |
| 296-24-16527 | AMD-P | 83-05-024 | 304-12-270 | REP-P | 83-10-066 | 308-16-280 | REP-P | 83-11-045 |
| 296-24-16527 | AMD-C | 83-13-007 | 304-12-270 | REP | 83-13-075 | 308-16-280 | REP-C | 83-14-031 |
| 296-24-16527 | AMD | 83-15-017 | 304-12-275 | AMD-P | 83-10-066 | 308-16-280 | REP | 83-15-013 |
| 296-24-16531 | AMD-P | 83-05-024 | 304-12-275 | AMD | 83-13-075 | 308-16-310 | AMD-E | 83-11-011 |
| 296-24-16531 | AMD-C | 83-13-007 | 304-12-290 | AMD-P | 83-10-066 | 308-16-310 | AMD-P | 83-11-045 |
| 296-24-16531 | AMD | 83-15-017 | 304-12-290 | AMD | 83-13-075 | 308-16-310 | AMD-C | 83-14-031 |
| 296-24-16537 | AMD-P | 83-05-024 | 304-12-360 | AMD-P | 83-10-066 | 308-16-310 | AMD | 83-15-013 |
| 296-24-16537 | AMD | 83-15-017 | 304-12-360 | AMD | 83-13-075 | 308-16-370 | REP-E | 83-11-025 |
| 296-24-16539 | AMD-P | 83-05-024 | 304-12-370 | AMD-P | 83-10-066 | 308-16-370 | REP-P | 83-11-045 |
| 296-24-16539 | AMD-C | 83-13-007 | 304-12-370 | AMD | 83-13-075 | 308-16-370 | REP-C | 83-14-031 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|--------------|-------|-----------|------------|-------|-----------|--------------|-------|-----------|
| 308-16-370 | REP | 83-15-013 | 308-52-315 | NEW-P | 83-13-116 | 308-93-080 | NEW-E | 83-10-021 |
| 308-16-420 | REP-P | 83-13-116 | 308-52-500 | AMD-P | 83-03-045 | 308-93-080 | NEW-P | 83-11-043 |
| 308-16-500 | NEW-P | 83-13-116 | 308-52-500 | AMD | 83-07-014 | 308-93-080 | NEW-W | 83-13-105 |
| 308-24-485 | NEW-P | 83-13-116 | 308-52-502 | NEW-P | 83-03-045 | 308-93-090 | NEW-E | 83-10-021 |
| 308-24-490 | REP-P | 83-13-116 | 308-52-502 | NEW | 83-07-014 | 308-93-090 | NEW-P | 83-11-043 |
| 308-25-020 | AMD-P | 83-04-070 | 308-52-504 | AMD-P | 83-03-045 | 308-93-090 | NEW-W | 83-13-105 |
| 308-25-020 | AMD | 83-07-051 | 308-52-504 | AMD | 83-07-014 | 308-93-100 | NEW-E | 83-10-021 |
| 308-25-060 | REP-P | 83-13-116 | 308-52-520 | REP-P | 83-03-045 | 308-93-100 | NEW-P | 83-11-043 |
| 308-25-065 | NEW-P | 83-13-116 | 308-52-520 | REP | 83-07-014 | 308-93-100 | NEW-W | 83-13-105 |
| 308-26-020 | REP-P | 83-13-116 | 308-52-550 | REP-P | 83-03-045 | 308-93-110 | NEW-E | 83-10-021 |
| 308-26-040 | NEW-P | 83-13-116 | 308-52-550 | REP | 83-07-014 | 308-93-110 | NEW-P | 83-11-043 |
| 308-29-040 | REP-P | 83-13-116 | 308-52-560 | REP-P | 83-03-045 | 308-93-110 | NEW-W | 83-13-105 |
| 308-29-045 | NEW-P | 83-13-116 | 308-52-560 | REP | 83-07-014 | 308-93-120 | NEW-E | 83-10-021 |
| 308-31-010 | AMD | 83-03-032 | 308-53-020 | NEW-P | 83-13-116 | 308-93-120 | NEW-P | 83-11-043 |
| 308-31-030 | NEW | 83-03-032 | 308-53-080 | AMD-P | 83-06-073 | 308-93-120 | NEW-W | 83-13-105 |
| 308-31-040 | NEW | 83-03-032 | 308-53-080 | AMD | 83-10-052 | 308-93-130 | NEW-E | 83-10-021 |
| 308-31-050 | NEW | 83-03-032 | 308-53-085 | AMD-P | 83-06-073 | 308-93-130 | NEW-P | 83-11-043 |
| 308-31-055 | NEW-P | 83-13-116 | 308-53-085 | AMD | 83-10-052 | 308-93-130 | NEW-W | 83-13-105 |
| 308-31-060 | NEW | 83-03-032 | 308-53-310 | REP-P | 83-13-116 | 308-93-140 | NEW-E | 83-10-021 |
| 308-31-310 | REP-P | 83-13-116 | 308-54-310 | REP-P | 83-13-116 | 308-93-140 | NEW-P | 83-11-043 |
| 308-32-090 | NEW-P | 83-13-116 | 308-54-315 | NEW-P | 83-13-116 | 308-93-140 | NEW-W | 83-13-105 |
| 308-32-310 | REP-P | 83-13-116 | 308-55-010 | REP-P | 83-13-116 | 308-93-150 | NEW-E | 83-10-021 |
| 308-33-100 | REP-P | 83-13-116 | 308-55-025 | NEW-P | 83-13-116 | 308-93-150 | NEW-P | 83-11-043 |
| 308-33-105 | NEW-P | 83-13-116 | 308-90-010 | NEW-E | 83-10-051 | 308-93-150 | NEW-W | 83-13-105 |
| 308-36-080 | REP-P | 83-13-116 | 308-90-010 | NEW-P | 83-11-044 | 308-93-160 | NEW-E | 83-10-021 |
| 308-37-115 | NEW-P | 83-08-020 | 308-90-010 | NEW | 83-14-061 | 308-93-160 | NEW-P | 83-11-043 |
| 308-37-130 | AMD | 83-04-050 | 308-90-020 | NEW-E | 83-10-051 | 308-93-160 | NEW-W | 83-13-105 |
| 308-37-135 | NEW | 83-04-050 | 308-90-020 | NEW-P | 83-11-044 | 308-93-170 | NEW-E | 83-10-021 |
| 308-40-102 | AMD-P | 83-04-049 | 308-90-020 | NEW | 83-14-061 | 308-93-170 | NEW-P | 83-11-043 |
| 308-40-102 | AMD | 83-08-021 | 308-90-030 | NEW-E | 83-10-051 | 308-93-170 | NEW-W | 83-13-105 |
| 308-40-110 | AMD-P | 83-04-049 | 308-90-030 | NEW-P | 83-11-044 | 308-95-010 | NEW-P | 83-04-068 |
| 308-40-110 | AMD | 83-08-021 | 308-90-030 | NEW | 83-14-061 | 308-95-010 | NEW-E | 83-06-029 |
| 308-40-120 | REP-P | 83-13-116 | 308-90-040 | NEW-E | 83-10-051 | 308-95-010 | NEW | 83-12-025 |
| 308-40-125 | NEW-P | 83-13-116 | 308-90-040 | NEW-P | 83-11-044 | 308-95-020 | NEW-P | 83-04-068 |
| 308-41-020 | REP-P | 83-13-116 | 308-90-040 | NEW | 83-14-061 | 308-95-020 | NEW-E | 83-06-029 |
| 308-41-025 | NEW-P | 83-13-116 | 308-90-050 | NEW-E | 83-10-051 | 308-95-020 | NEW | 83-12-025 |
| 308-42-025 | REP | 83-05-032 | 308-90-050 | NEW-P | 83-11-044 | 308-95-030 | NEW-P | 83-04-068 |
| 308-42-030 | AMD | 83-05-032 | 308-90-050 | NEW | 83-14-061 | 308-95-030 | NEW-E | 83-06-029 |
| 308-42-040 | AMD | 83-05-032 | 308-90-060 | NEW-E | 83-10-051 | 308-95-030 | NEW | 83-12-025 |
| 308-42-045 | AMD | 83-05-032 | 308-90-060 | NEW-P | 83-11-044 | 308-96A-400 | NEW-P | 83-05-055 |
| 308-42-060 | AMD | 83-05-032 | 308-90-060 | NEW | 83-14-061 | 308-96A-400 | NEW | 83-08-052 |
| 308-42-070 | NEW | 83-05-032 | 308-90-070 | NEW-E | 83-10-051 | 308-99-010 | NEW-P | 83-15-064 |
| 308-42-075 | NEW-P | 83-13-116 | 308-90-070 | NEW-P | 83-11-044 | 308-99-020 | NEW-P | 83-15-064 |
| 308-42-100 | REP-P | 83-13-116 | 308-90-070 | NEW | 83-14-061 | 308-99-030 | NEW-P | 83-15-064 |
| 308-48-010 | AMD | 83-04-020 | 308-90-080 | NEW-E | 83-10-051 | 308-99-040 | NEW-P | 83-15-064 |
| 308-48-020 | REP | 83-04-021 | 308-90-080 | NEW-P | 83-11-044 | 308-115-400 | REP-P | 83-13-116 |
| 308-48-030 | AMD | 83-04-020 | 308-90-080 | NEW | 83-14-061 | 308-115-405 | NEW-P | 83-13-116 |
| 308-48-090 | REP | 83-04-021 | 308-90-090 | NEW-E | 83-10-051 | 308-116-295 | AMD-P | 83-02-062 |
| 308-48-110 | AMD | 83-04-020 | 308-90-090 | NEW-P | 83-11-044 | 308-116-295 | AMD | 83-05-033 |
| 308-48-115 | REP | 83-04-021 | 308-90-090 | NEW | 83-14-061 | 308-116-310 | REP-P | 83-13-116 |
| 308-48-165 | NEW | 83-04-020 | 308-90-100 | NEW-E | 83-10-051 | 308-116-325 | NEW-P | 83-13-116 |
| 308-48-170 | REP | 83-04-021 | 308-90-100 | NEW-P | 83-11-044 | 308-120-180 | AMD-P | 83-12-031 |
| 308-48-175 | REP | 83-04-021 | 308-90-100 | NEW | 83-14-061 | 308-120-260 | REP-P | 83-13-116 |
| 308-48-190 | AMD | 83-04-020 | 308-90-110 | NEW-E | 83-10-051 | 308-120-270 | NEW-P | 83-08-073 |
| 308-48-19001 | REP | 83-04-021 | 308-90-110 | NEW-P | 83-11-044 | 308-120-270 | NEW | 83-12-026 |
| 308-48-200 | AMD | 83-04-020 | 308-90-110 | NEW | 83-14-061 | 308-120-275 | NEW-P | 83-13-116 |
| 308-48-250 | NEW-P | 83-13-116 | 308-93-010 | NEW-E | 83-10-021 | 308-120-345 | NEW | 83-04-051 |
| 308-48-310 | REP-P | 83-13-116 | 308-93-010 | NEW-P | 83-11-043 | 308-120-400 | AMD-P | 83-12-031 |
| 308-49-100 | NEW | 83-04-021 | 308-93-010 | NEW-W | 83-13-105 | 308-120-600 | NEW-P | 83-12-031 |
| 308-49-120 | NEW | 83-04-021 | 308-93-020 | NEW-E | 83-10-021 | 308-120-601 | NEW-P | 83-12-031 |
| 308-49-130 | NEW | 83-04-021 | 308-93-020 | NEW-P | 83-11-043 | 308-120-602 | NEW-P | 83-12-031 |
| 308-49-140 | NEW | 83-04-021 | 308-93-020 | NEW-W | 83-13-105 | 308-120-603 | NEW-P | 83-12-031 |
| 308-49-150 | NEW | 83-04-021 | 308-93-030 | NEW-E | 83-10-021 | 308-120-604 | NEW-P | 83-12-031 |
| 308-49-160 | NEW | 83-04-021 | 308-93-030 | NEW-P | 83-11-043 | 308-120-605 | NEW-P | 83-12-031 |
| 308-49-170 | NEW | 83-04-021 | 308-93-030 | NEW-W | 83-13-105 | 308-120-606 | NEW-P | 83-12-031 |
| 308-49-180 | NEW | 83-04-021 | 308-93-040 | NEW-E | 83-10-021 | 308-120-607 | NEW-P | 83-12-031 |
| 308-50-340 | REP-P | 83-13-116 | 308-93-040 | NEW-P | 83-11-043 | 308-120-608 | NEW-P | 83-12-031 |
| 308-50-375 | NEW-P | 83-13-116 | 308-93-040 | NEW-W | 83-13-105 | 308-120-609 | NEW-P | 83-12-031 |
| 308-51-030 | REP-P | 83-13-116 | 308-93-050 | NEW-E | 83-10-021 | 308-122-275 | NEW-P | 83-13-116 |
| 308-51-200 | NEW-P | 83-13-116 | 308-93-050 | NEW-P | 83-11-043 | 308-122-460 | REP-P | 83-13-116 |
| 308-52-135 | AMD-P | 83-03-045 | 308-93-050 | NEW-W | 83-13-105 | 308-122-500 | AMD-P | 83-11-042 |
| 308-52-135 | AMD | 83-07-014 | 308-93-060 | NEW-E | 83-10-021 | 308-122-505 | AMD-P | 83-11-042 |
| 308-52-138 | AMD | 83-03-031 | 308-93-060 | NEW-P | 83-11-043 | 308-138-060 | REP-P | 83-13-116 |
| 308-52-140 | AMD-P | 83-03-045 | 308-93-060 | NEW-W | 83-13-105 | 308-138-080 | NEW-P | 83-13-116 |
| 308-52-140 | AMD | 83-07-014 | 308-93-070 | NEW-E | 83-10-021 | 308-138A-020 | AMD-P | 83-12-048 |
| 308-52-150 | NEW | 83-03-031 | 308-93-070 | NEW-P | 83-11-043 | 308-138A-025 | AMD-P | 83-12-048 |
| 308-52-310 | REP-P | 83-13-116 | 308-93-070 | NEW-W | 83-13-105 | 308-138B-100 | AMD-P | 83-12-048 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 308-138B-105 | NEW-P | 83-12-048 | 315-10-020 | AMD | 83-05-029 | 315-12-030 | NEW-C | 83-10-068 |
| 308-138B-165 | NEW-P | 83-12-048 | 315-10-030 | AMD | 83-03-034 | 315-12-030 | NEW | 83-13-080 |
| 308-138B-170 | AMD-P | 83-12-048 | 315-10-030 | AMD-E | 83-08-083 | 315-12-040 | NEW-C | 83-05-028 |
| 308-151-080 | AMD-P | 83-04-029 | 315-10-030 | AMD-P | 83-12-057 | 315-12-040 | NEW-C | 83-08-081 |
| 308-151-080 | AMD | 83-07-050 | 315-10-030 | AMD-E | 83-13-086 | 315-12-040 | NEW-C | 83-10-068 |
| 308-151-100 | AMD-P | 83-04-029 | 315-11-010 | NEW | 83-03-034 | 315-12-040 | NEW | 83-13-080 |
| 308-151-100 | AMD | 83-07-050 | 315-11-010 | NEW-E | 83-04-019 | 315-12-050 | NEW-C | 83-05-028 |
| 308-152-010 | REP-P | 83-13-116 | 315-11-020 | NEW | 83-03-034 | 315-12-050 | NEW-C | 83-08-081 |
| 308-152-015 | NEW-P | 83-13-116 | 315-11-020 | NEW-E | 83-04-019 | 315-12-050 | NEW-C | 83-10-068 |
| 314-04 | REVIEW | 83-11-026 | 315-11-030 | NEW | 83-03-034 | 315-12-050 | NEW | 83-13-080 |
| 314-08 | REVIEW | 83-11-026 | 315-11-030 | NEW-E | 83-04-019 | 315-12-060 | NEW-C | 83-05-028 |
| 314-12 | REVIEW | 83-11-026 | 315-11-040 | NEW-E | 83-03-040 | 315-12-060 | NEW-C | 83-08-081 |
| 314-12-125 | NEW-P | 83-03-012 | 315-11-040 | NEW | 83-05-030 | 315-12-060 | NEW-C | 83-10-068 |
| 314-12-125 | NEW-P | 83-06-027 | 315-11-041 | NEW-E | 83-03-040 | 315-12-060 | NEW | 83-13-080 |
| 314-12-125 | NEW-P | 83-10-032 | 315-11-041 | NEW-P | 83-04-069 | 315-12-070 | NEW-C | 83-05-028 |
| 314-12-125 | NEW-W | 83-10-045 | 315-11-041 | NEW | 83-07-023 | 315-12-070 | NEW-C | 83-08-081 |
| 314-16 | REVIEW | 83-11-026 | 315-11-041 | NEW-E | 83-08-084 | 315-12-070 | NEW-C | 83-10-068 |
| 314-16-120 | AMD-P | 83-03-013 | 315-11-042 | NEW-E | 83-03-040 | 315-12-070 | NEW | 83-13-080 |
| 314-16-120 | AMD | 83-06-026 | 315-11-042 | NEW | 83-05-030 | 315-12-080 | NEW-C | 83-05-028 |
| 314-16-122 | AMD-P | 83-10-059 | 315-11-050 | NEW-E | 83-05-031 | 315-12-080 | NEW-C | 83-08-081 |
| 314-16-122 | AMD | 83-13-055 | 315-11-050 | NEW-P | 83-05-052 | 315-12-080 | NEW-C | 83-10-068 |
| 314-16-145 | NEW-P | 83-09-016 | 315-11-050 | NEW-E | 83-08-085 | 315-12-080 | NEW | 83-13-080 |
| 314-16-145 | NEW | 83-12-022 | 315-11-050 | NEW-C | 83-08-079 | 315-12-090 | NEW-C | 83-05-028 |
| 314-16-196 | NEW-P | 83-07-066 | 315-11-050 | NEW-C | 83-10-072 | 315-12-090 | NEW-C | 83-08-081 |
| 314-16-196 | NEW-P | 83-10-031 | 315-11-050 | NEW-C | 83-13-077 | 315-12-090 | NEW-C | 83-10-068 |
| 314-16-196 | NEW-W | 83-10-046 | 315-11-050 | NEW-E | 83-13-083 | 315-12-090 | NEW | 83-13-080 |
| 314-16-196 | NEW | 83-13-056 | 315-11-051 | NEW-E | 83-05-031 | 315-12-100 | NEW-C | 83-05-028 |
| 314-20 | REVIEW | 83-11-026 | 315-11-051 | NEW-P | 83-05-052 | 315-12-100 | NEW-P | 83-05-054 |
| 314-24 | REVIEW | 83-11-026 | 315-11-051 | NEW-E | 83-08-085 | 315-12-100 | NEW-C | 83-08-081 |
| 314-26 | REVIEW | 83-11-026 | 315-11-051 | NEW-C | 83-08-079 | 315-12-100 | NEW-C | 83-08-082 |
| 314-27 | REVIEW | 83-11-026 | 315-11-051 | NEW-C | 83-10-072 | 315-12-100 | NEW-C | 83-10-068 |
| 314-28 | REVIEW | 83-11-026 | 315-11-051 | NEW-C | 83-13-077 | 315-12-100 | NEW-C | 83-10-071 |
| 314-32 | REVIEW | 83-11-026 | 315-11-051 | NEW-E | 83-13-083 | 315-12-100 | NEW | 83-13-080 |
| 314-36 | REVIEW | 83-11-026 | 315-11-052 | NEW-E | 83-05-031 | 315-12-110 | NEW-C | 83-05-028 |
| 314-37-010 | NEW | 83-04-017 | 315-11-052 | NEW-P | 83-05-052 | 315-12-110 | NEW-C | 83-08-081 |
| 314-37-010 | AMD-P | 83-15-062 | 315-11-052 | NEW-E | 83-08-085 | 315-12-110 | NEW-C | 83-10-068 |
| 314-40 | REVIEW | 83-11-026 | 315-11-052 | NEW-C | 83-08-079 | 315-12-110 | NEW | 83-13-080 |
| 314-44 | REVIEW | 83-11-026 | 315-11-052 | NEW-C | 83-10-072 | 315-12-120 | NEW-C | 83-05-028 |
| 314-45 | REVIEW | 83-11-026 | 315-11-052 | NEW-C | 83-13-077 | 315-12-120 | NEW-C | 83-08-081 |
| 314-48 | REVIEW | 83-11-026 | 315-11-052 | NEW-E | 83-13-083 | 315-12-120 | NEW-C | 83-10-068 |
| 314-52 | REVIEW | 83-11-026 | 315-11-060 | NEW-P | 83-05-053 | 315-12-120 | NEW | 83-13-080 |
| 314-52-110 | AMD-P | 83-03-013 | 315-11-060 | NEW-C | 83-08-080 | 315-12-130 | NEW-C | 83-05-028 |
| 314-52-110 | AMD-C | 83-06-025 | 315-11-060 | NEW-E | 83-08-086 | 315-12-130 | NEW-C | 83-08-081 |
| 314-56 | REVIEW | 83-11-026 | 315-11-060 | NEW-C | 83-10-070 | 315-12-130 | NEW-C | 83-10-068 |
| 314-60 | REVIEW | 83-11-026 | 315-11-060 | NEW-C | 83-13-078 | 315-12-130 | NEW | 83-13-080 |
| 314-62 | REVIEW | 83-11-026 | 315-11-060 | NEW-E | 83-13-084 | 315-12-140 | NEW-C | 83-05-028 |
| 314-64 | REVIEW | 83-11-026 | 315-11-061 | NEW-P | 83-05-053 | 315-12-140 | NEW-C | 83-08-081 |
| 314-68 | REVIEW | 83-11-026 | 315-11-061 | NEW-C | 83-08-080 | 315-12-140 | NEW-C | 83-10-068 |
| 314-72 | REVIEW | 83-11-026 | 315-11-061 | NEW-E | 83-08-086 | 315-12-140 | NEW | 83-13-080 |
| 314-76 | REVIEW | 83-11-026 | 315-11-061 | NEW-C | 83-10-076 | 315-12-150 | NEW-C | 83-05-028 |
| 315-02-020 | AMD-P | 83-12-057 | 315-11-061 | NEW-C | 83-13-078 | 315-12-150 | NEW-C | 83-08-081 |
| 315-02-210 | REP-P | 83-08-047 | 315-11-061 | NEW-E | 83-13-084 | 315-12-150 | NEW-C | 83-10-068 |
| 315-02-210 | REP-C | 83-10-069 | 315-11-062 | NEW-P | 83-05-053 | 315-12-150 | NEW | 83-13-080 |
| 315-02-210 | REP | 83-13-082 | 315-11-062 | NEW-C | 83-08-080 | 315-20-010 | NEW-P | 83-08-074 |
| 315-04-040 | AMD | 83-05-029 | 315-11-062 | NEW-E | 83-08-086 | 315-20-010 | NEW-C | 83-10-073 |
| 315-04-050 | REP-P | 83-08-047 | 315-11-062 | NEW-C | 83-10-070 | 315-20-010 | NEW | 83-13-081 |
| 315-04-050 | REP-C | 83-10-069 | 315-11-062 | NEW-C | 83-13-078 | 315-20-020 | NEW-P | 83-08-074 |
| 315-04-050 | REP | 83-13-082 | 315-11-062 | NEW-E | 83-13-084 | 315-20-020 | NEW-C | 83-10-073 |
| 315-04-090 | AMD-E | 83-03-041 | 315-11-070 | NEW-P | 83-10-067 | 315-20-020 | NEW | 83-13-081 |
| 315-04-090 | AMD | 83-05-029 | 315-11-070 | NEW-C | 83-13-079 | 315-20-030 | NEW-P | 83-08-074 |
| 315-04-190 | AMD-E | 83-03-041 | 315-11-070 | NEW-E | 83-13-085 | 315-20-030 | NEW-C | 83-10-073 |
| 315-04-190 | AMD | 83-05-029 | 315-11-071 | NEW-P | 83-10-067 | 315-20-040 | NEW-P | 83-08-074 |
| 315-04-200 | AMD-P | 83-03-046 | 315-11-071 | NEW-C | 83-13-079 | 315-20-040 | NEW-C | 83-10-073 |
| 315-04-200 | AMD | 83-07-022 | 315-11-071 | NEW-E | 83-13-085 | 315-20-040 | NEW | 83-13-081 |
| 315-04-220 | NEW-E | 83-03-041 | 315-11-072 | NEW-P | 83-10-067 | 315-20-050 | NEW-P | 83-08-074 |
| 315-04-220 | NEW | 83-05-029 | 315-11-072 | NEW-C | 83-13-079 | 315-20-050 | NEW-C | 83-10-073 |
| 315-06-020 | AMD | 83-03-034 | 315-11-072 | NEW-E | 83-13-085 | 315-20-050 | NEW | 83-13-081 |
| 315-06-050 | AMD-E | 83-03-041 | 315-12-010 | NEW-C | 83-05-028 | 315-20-060 | NEW-P | 83-08-074 |
| 315-06-050 | AMD | 83-05-029 | 315-12-010 | NEW-C | 83-08-081 | 315-20-060 | NEW-C | 83-10-073 |
| 315-06-060 | NEW | 83-03-034 | 315-12-010 | NEW-C | 83-10-068 | 315-20-060 | NEW | 83-13-081 |
| 315-06-060 | NEW-E | 83-04-019 | 315-12-010 | NEW | 83-13-080 | 315-20-070 | NEW-P | 83-08-074 |
| 315-06-080 | AMD | 83-03-033 | 315-12-020 | NEW-C | 83-05-028 | 315-20-070 | NEW-C | 83-10-073 |
| 315-06-080 | NEW-E | 83-04-019 | 315-12-020 | NEW-C | 83-08-081 | 315-20-070 | NEW | 83-13-081 |
| 315-06-120 | NEW-E | 83-03-041 | 315-12-020 | NEW-C | 83-10-068 | 315-20-080 | NEW-P | 83-08-074 |
| 315-06-120 | NEW | 83-05-029 | 315-12-020 | NEW | 83-13-080 | 315-20-080 | NEW-C | 83-10-073 |
| 315-06-160 | AMD | 83-05-029 | 315-12-030 | NEW-C | 83-05-028 | 315-20-080 | NEW | 83-13-081 |
| 315-10-020 | AMD-E | 83-03-041 | 315-12-030 | NEW-C | 83-08-081 | 315-20-090 | NEW-P | 83-08-074 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # |
|------------|--------|------------|-------------|--------|------------|
| 315-20-090 | NEW-C | 83-10-073 | 332-24-095 | NEW-P | 83-07-068 |
| 315-20-090 | NEW | 83-13-081 | 332-24-095 | NEW | 83-10-036 |
| 315-20-100 | NEW-P | 83-08-074 | 332-24-250 | REP-P | 83-07-068 |
| 315-20-100 | NEW-C | 83-10-073 | 332-24-250 | REP | 83-10-036 |
| 315-20-100 | NEW | 83-13-081 | 332-24-260 | REP-P | 83-07-068 |
| 315-20-110 | NEW-P | 83-08-074 | 332-24-260 | REP | 83-10-036 |
| 315-20-110 | NEW-C | 83-10-073 | 332-24-270 | REP-P | 83-07-068 |
| 315-20-110 | NEW | 83-13-081 | 332-24-270 | REP | 83-10-036 |
| 315-20-120 | NEW-P | 83-08-074 | 332-24-280 | REP-P | 83-07-068 |
| 315-20-120 | NEW-C | 83-10-073 | 332-24-280 | REP | 83-10-036 |
| 315-20-120 | NEW | 83-13-081 | 332-24-290 | REP-P | 83-07-068 |
| 315-20-130 | NEW-P | 83-08-074 | 332-24-290 | REP | 83-10-036 |
| 315-20-130 | NEW-C | 83-10-073 | 332-24-300 | REP-P | 83-07-068 |
| 315-20-130 | NEW | 83-13-081 | 332-24-300 | REP | 83-10-036 |
| 315-20-140 | NEW-P | 83-08-074 | 332-26-020 | NEW-E | 83-14-065 |
| 315-20-140 | NEW-C | 83-10-073 | 332-26-030 | NEW-E | 83-14-065 |
| 315-20-140 | NEW | 83-13-081 | 332-26-040 | NEW-E | 83-14-065 |
| 315-20-150 | NEW-P | 83-08-074 | 332-26-050 | NEW-E | 83-14-065 |
| 315-20-150 | NEW-C | 83-10-073 | 332-26-084 | NEW-E | 83-09-015 |
| 315-20-150 | NEW | 83-13-081 | 332-30-142 | AMD | 83-02-055 |
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| 332-12-310 | AMD-C | 83-06-040 | 332-44-100 | NEW-E | 83-03-029 |
| 332-12-310 | AMD | 83-07-039 | 332-44-110 | NEW-E | 83-03-029 |
| 332-18 | REVIEW | 83-13-098 | 332-100-040 | AMD-P | 83-07-037 |
| 332-20-010 | AMD-P | 83-15-038 | 332-100-040 | AMD-E | 83-07-038 |
| 332-20-020 | AMD-P | 83-15-038 | 332-100-040 | AMD-E | 83-11-007 |
| 332-20-030 | AMD-P | 83-15-038 | 332-100-040 | AMD | 83-11-008 |
| 332-20-040 | REP-P | 83-15-038 | 332-140-200 | NEW-P | 83-15-051 |
| 332-20-050 | AMD-P | 83-15-038 | 332-140-210 | NEW-P | 83-15-051 |
| 332-20-060 | REP-P | 83-15-038 | 332-140-220 | NEW-P | 83-15-051 |
| 332-20-070 | REP-P | 83-15-038 | 332-140-230 | NEW-P | 83-15-051 |
| 332-20-080 | REP-P | 83-15-038 | 344-12 | REVIEW | 83-13-098 |
| 332-20-090 | REP-P | 83-15-038 | 352-12-010 | AMD-P | 83-02-057 |
| 332-20-100 | REP-P | 83-15-038 | 352-12-010 | AMD | 83-06-051 |
| 332-20-110 | REP-P | 83-15-038 | 352-12-020 | REP-W | 83-02-058 |
| 332-20-120 | REP-P | 83-15-038 | 352-12-030 | REP-W | 83-02-058 |
| 332-20-130 | REP-P | 83-15-038 | 352-12-040 | REP-W | 83-02-058 |
| 332-20-140 | REP-P | 83-15-038 | 352-12-050 | REP-W | 83-02-058 |
| 332-20-150 | REP-P | 83-15-038 | 352-32-030 | AMD-P | 83-04-073 |
| 332-20-160 | AMD-P | 83-15-038 | 352-32-030 | AMD | 83-09-031 |
| 332-20-170 | AMD-P | 83-15-038 | 352-32-037 | AMD-P | 83-04-073 |
| 332-20-180 | AMD-P | 83-15-038 | 352-32-037 | AMD | 83-09-031 |
| 332-20-190 | REP-P | 83-15-038 | 352-32-045 | AMD-P | 83-04-073 |
| 332-20-191 | NEW-P | 83-15-038 | 352-32-045 | AMD | 83-09-031 |
| 332-20-200 | AMD-P | 83-15-038 | 352-32-160 | REP-C | 83-06-004 |
| 332-20-210 | AMD-P | 83-15-038 | 352-32-160 | REP | 83-08-032 |
| 332-20-215 | NEW-P | 83-15-038 | 352-32-165 | NEW-C | 83-06-004 |
| 332-20-220 | AMD-P | 83-15-038 | 352-32-165 | NEW | 83-08-032 |
| 332-20-230 | AMD-P | 83-15-038 | 352-32-190 | REP-C | 83-06-004 |
| 332-20-240 | REP-P | 83-15-038 | 352-32-190 | AMD | 83-08-032 |
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| 332-20-260 | AMD-P | 83-15-038 | 352-32-190 | REP | 83-13-089 |
| 332-20-270 | AMD-P | 83-15-038 | 352-32-195 | NEW-P | 83-10-055 |
| 332-20-280 | REP-P | 83-15-038 | 352-32-195 | NEW | 83-13-089 |
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| 332-20-330 | AMD-P | 83-15-038 | 352-48-010 | AMD-P | 83-10-053 |
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| 332-24-060 | AMD | 83-10-036 | 352-48-030 | AMD | 83-13-087 |
| 332-24-063 | AMD-P | 83-07-068 | 352-48-040 | AMD-P | 83-10-053 |
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| 332-24-090 | AMD-P | 83-07-068 | 352-48-080 | AMD | 83-13-087 |
| 332-24-090 | AMD-E | 83-09-015 | 352-56-010 | NEW-P | 83-10-054 |
| 332-24-090 | AMD | 83-10-036 | 352-56-010 | NEW | 83-13-088 |
| 332-24-090 | AMD-E | 83-11-001 | 352-56-020 | NEW-P | 83-10-054 |
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| 352-56-030 | NEW-P | 83-10-054 | 352-56-030 | NEW | 83-13-088 |
| 352-56-040 | NEW-P | 83-10-054 | 352-56-040 | NEW-P | 83-10-054 |
| 352-56-040 | NEW | 83-13-088 | 352-56-040 | NEW | 83-13-088 |
| 352-56-050 | NEW-P | 83-10-054 | 352-56-050 | NEW-P | 83-10-054 |
| 352-56-050 | NEW | 83-13-088 | 352-56-050 | NEW | 83-13-088 |
| 352-56-060 | NEW-P | 83-10-054 | 352-56-060 | NEW-P | 83-10-054 |
| 352-56-060 | NEW | 83-13-088 | 352-56-060 | NEW | 83-13-088 |
| 352-56-070 | NEW-P | 83-10-054 | 352-56-070 | NEW-P | 83-10-054 |
| 352-56-070 | NEW | 83-13-088 | 352-56-070 | NEW | 83-13-088 |
| 352-56-080 | NEW-P | 83-10-054 | 352-56-080 | NEW-P | 83-10-054 |
| 352-56-080 | NEW | 83-13-088 | 352-56-080 | NEW | 83-13-088 |
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| 356-06-055 | AMD | 83-09-030 | 356-06-055 | AMD | 83-09-030 |
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| 356-06-080 | AMD-E | 83-07-064 | 356-06-080 | AMD-E | 83-07-064 |
| 356-06-080 | AMD-P | 83-08-009 | 356-06-080 | AMD-P | 83-08-009 |
| 356-06-080 | AMD-C | 83-11-027 | 356-06-080 | AMD-C | 83-11-027 |
| 356-06-080 | AMD-E | 83-13-073 | 356-06-080 | AMD-E | 83-13-073 |
| 356-06-080 | AMD | 83-13-091 | 356-06-080 | AMD | 83-13-091 |
| 356-14-085 | AMD-C | 83-03-035 | 356-14-085 | AMD-C | 83-03-035 |
| 356-14-085 | AMD | 83-06-005 | 356-14-085 | AMD | 83-06-005 |
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| 356-15-090 | AMD-P | 83-12-035 | 356-15-090 | AMD-P | 83-12-035 |
| 356-15-090 | AMD-C | 83-15-048 | 356-15-090 | AMD-C | 83-15-048 |
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| 356-18-060 | AMD-P | 83-10-047 | 356-18-060 | AMD-P | 83-10-047 |
| 356-18-060 | AMD-C | 83-13-090 | 356-18-060 | AMD-C | 83-13-090 |
| 356-18-060 | AMD-C | 83-15-048 | 356-18-060 | AMD-C | 83-15-048 |
| 356-18-070 | AMD-P | 83-14-013 | 356-18-070 | AMD-P | 83-14-013 |
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| 356-26-020 | AMD-C | 83-07-036 | 356-26-020 | AMD-C | 83-07-036 |
| 356-26-070 | AMD-P | 83-06-043 | 356-26-070 | AMD-P | 83-06-043 |
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| 356-26-100 | AMD | 83-08-010 | 356-26-100 | AMD | 83-08-010 |
| 356-30-030 | AMD-P | 83-08-009 | 356-30-030 | AMD-P | 83-08-009 |
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| 356-30-190 | AMD-C | 83-07-036 | 356-30-190 | AMD-C | 83-07-036 |
| 356-30-200 | AMD-C | 83-05-047 | 356-30-200 | AMD-C | 83-05-047 |
| 356-30-200 | AMD-C | 83-07-036 | 356-30-200 | AMD-C | 83-07-036 |
| 356-30-210 | AMD-C | 83-05-047 | 356-30-210 | AMD-C | 83-05-047 |
| 356-30-210 | AMD-C | 83-07-036 | 356-30-210 | AMD-C | 83-07-036 |
| 356-30-230 | AMD-C | 83-05-047 | 356-30-230 | AMD-C | 83-05-047 |
| 356-30-230 | AMD-C | 83-07-036 | 356-30-230 | AMD-C | 83-07-036 |
| 356-30-240 | AMD-C | 83-05-047A | 356-30-240 | AMD-C | 83-05-047A |
| 356-30-240 | AMD-C | 83-07-036 | 356-30-240 | AMD-C | 83-07-036 |
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| 356-30-270 | AMD-C | 83-15-048 | 356-30-270 | AMD-C | 83-15-048 |
| 356-30-300 | AMD-P | 83-14-035 | 356-30-300 | AMD-P | 83-14-035 |
| 356-30-330 | AMD-C | 83-03-035 | 356-30-330 | AMD-C | 83-03-035 |
| 356-30-330 | AMD-C | 83-05-047A | 356-30-330 | AMD-C | 83-05-047A |
| 356-30-330 | AMD-P | 83-08-009 | 356-30-330 | AMD-P | 83-08-009 |
| 356-30-330 | AMD | 83-08-010 | 356-30-330 | AMD | 83-08-010 |
| 356-30-330 | AMD-C | 83-11-027 | 356-30-330 | AMD-C | 83-11-027 |
| 356-30-330 | AMD | 83-13-091 | 356-30-330 | AMD | 83-13-091 |
| 356-34-020 | AMD-P | 83-10-047 | 356-34-020 | AMD-P | 83-10-047 |
| 356-34-020 | AMD | 83-13-091 | 356-34-020 | AMD | 83-13-091 |
| 356-34-030 | AMD-P | 83-10-047 | 356-34-030 | AMD-P | 83-10-047 |
| 356-34-030 | AMD | 83-13-091 | 356-34-030 | AMD | 83-13-091 |
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| 356-34-040 | AMD | 83-13-091 | 356-34-040 | AMD | 83-13-091 |
| 356-34-060 | AMD-P | 83-10-047 | 356-34-060 | AMD-P | 83-10-047 |
| 356-34-060 | AMD | 83-13-091 | 356-34-060 | AMD | 83-13-091 |

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| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # |
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| 360-10-020 | AMD-P | 83-14-084 | 383-06-070 | NEW-E | 83-06-055 |
| 360-12-150 | NEW-P | 83-06-074 | 383-06-070 | NEW-C | 83-10-030 |
| 360-12-150 | NEW | 83-10-013 | 383-06-070 | NEW | 83-15-063 |
| 360-13-100 | NEW-P | 83-06-074 | 383-06-080 | NEW-P | 83-06-053 |
| 360-13-100 | NEW-E | 83-10-012 | 383-06-080 | NEW-E | 83-06-055 |
| 360-13-100 | NEW | 83-10-013 | 383-06-080 | NEW-C | 83-10-030 |
| 360-16-300 | NEW-P | 83-06-074 | 383-06-080 | NEW | 83-15-063 |
| 360-16-300 | NEW | 83-10-013 | 383-06-090 | NEW-P | 83-06-053 |
| 360-18-020 | AMD-P | 83-14-084 | 383-06-090 | NEW-E | 83-06-055 |
| 360-18-030 | REP-P | 83-14-084 | 383-06-090 | NEW-C | 83-10-030 |
| 360-19-010 | NEW-P | 83-12-047 | 383-06-090 | NEW | 83-15-063 |
| 360-19-020 | NEW-P | 83-12-047 | 383-06-100 | NEW-P | 83-06-053 |
| 360-19-030 | NEW-P | 83-12-047 | 383-06-100 | NEW-E | 83-06-055 |
| 360-19-040 | NEW-P | 83-12-047 | 383-06-100 | NEW-C | 83-10-030 |
| 360-19-050 | NEW-P | 83-12-047 | 383-06-100 | NEW | 83-15-063 |
| 360-19-060 | NEW-P | 83-12-047 | 383-06-110 | NEW-P | 83-06-053 |
| 360-19-070 | NEW-P | 83-12-047 | 383-06-110 | NEW-E | 83-06-055 |
| 360-19-080 | NEW-P | 83-12-047 | 383-06-110 | NEW-C | 83-10-030 |
| 360-19-090 | NEW-P | 83-12-047 | 383-06-110 | NEW | 83-15-063 |
| 360-23-040 | REP-P | 83-06-074 | 383-06-120 | NEW-P | 83-06-053 |
| 360-23-040 | REP | 83-10-013 | 383-06-120 | NEW-E | 83-06-055 |
| 360-33-050 | NEW-P | 83-06-074 | 383-06-120 | NEW-C | 83-10-030 |
| 360-33-050 | NEW | 83-10-013 | 383-06-120 | NEW | 83-15-063 |
| 365-55-010 | REP | 83-06-066 | 383-06-130 | NEW-P | 83-06-053 |
| 365-55-020 | REP | 83-06-066 | 383-06-130 | NEW-E | 83-06-055 |
| 365-55-030 | REP | 83-06-066 | 383-06-130 | NEW-C | 83-10-030 |
| 365-55-040 | REP | 83-06-066 | 383-06-130 | NEW | 83-15-063 |
| 365-55-050 | REP | 83-06-066 | 383-06-140 | NEW-P | 83-06-053 |
| 365-55-060 | REP | 83-06-066 | 383-06-140 | NEW-E | 83-06-055 |
| 365-55-070 | REP | 83-06-066 | 383-06-140 | NEW-C | 83-10-030 |
| 365-55-080 | REP | 83-06-066 | 383-06-140 | NEW | 83-15-063 |
| 365-70-010 | NEW-P | 83-13-113 | 388-08-435 | NEW | 83-03-021 |
| 365-70-010 | NEW-E | 83-13-114 | 388-11-045 | AMD-P | 83-13-012 |
| 365-70-020 | NEW-P | 83-13-113 | 388-11-045 | AMD-E | 83-13-013 |
| 365-70-020 | NEW-E | 83-13-114 | 388-15-208 | AMD-P | 83-11-012 |
| 365-70-030 | NEW-P | 83-13-113 | 388-15-208 | AMD | 83-14-029 |
| 365-70-030 | NEW-E | 83-13-114 | 388-15-213 | AMD-P | 83-11-012 |
| 365-70-040 | NEW-P | 83-13-113 | 388-15-600 | NEW-P | 83-05-042 |
| 365-70-040 | NEW-E | 83-13-114 | 388-15-600 | NEW-E | 83-05-043 |
| 365-70-050 | NEW-P | 83-13-113 | 388-15-600 | NEW | 83-08-024 |
| 365-70-050 | NEW-E | 83-13-114 | 388-15-610 | NEW-P | 83-05-042 |
| 365-70-060 | NEW-P | 83-13-113 | 388-15-610 | NEW-E | 83-05-043 |
| 365-70-060 | NEW-E | 83-13-114 | 388-15-610 | NEW | 83-08-024 |
| 365-70-070 | NEW-P | 83-13-113 | 388-15-620 | NEW-P | 83-05-042 |
| 365-70-070 | NEW-E | 83-13-114 | 388-15-620 | NEW-E | 83-05-043 |
| 371-08-255 | NEW-P | 83-07-031 | 388-15-620 | NEW | 83-08-024 |
| 371-08-255 | NEW-P | 83-11-006 | 388-15-630 | NEW-P | 83-05-042 |
| 371-08-255 | NEW-W | 83-14-073 | 388-15-630 | NEW-E | 83-05-043 |
| 371-08-255 | NEW | 83-14-074 | 388-15-630 | NEW | 83-08-024 |
| 372-24 | REVIEW | 83-13-028 | 388-17-100 | AMD-P | 83-10-074 |
| 372-36 | REVIEW | 83-13-028 | 388-17-160 | AMD-P | 83-10-074 |
| 381 | NEW | 83-03-036 | 388-17-180 | AMD-P | 83-10-074 |
| 383-06-010 | NEW-P | 83-06-053 | 388-17-100 | AMD | 83-13-070 |
| 383-06-010 | NEW-E | 83-06-055 | 388-17-160 | AMD | 83-13-070 |
| 383-06-010 | NEW-C | 83-10-030 | 388-17-180 | AMD | 83-13-070 |
| 383-06-010 | NEW | 83-15-063 | 388-20-010 | AMD-P | 83-11-009 |
| 383-06-020 | NEW-P | 83-06-053 | 388-20-010 | AMD | 83-14-028 |
| 383-06-020 | NEW-E | 83-06-055 | 388-20-020 | REP-P | 83-11-009 |
| 383-06-020 | NEW-C | 83-10-030 | 388-20-020 | REP | 83-14-028 |
| 383-06-020 | NEW | 83-15-063 | 388-24-044 | AMD-P | 83-13-031 |
| 383-06-030 | NEW-P | 83-06-053 | 388-24-044 | AMD-E | 83-13-032 |
| 383-06-030 | NEW-E | 83-06-055 | 388-28-005 | AMD | 83-04-033 |
| 383-06-030 | NEW-C | 83-10-030 | 388-28-355 | AMD | 83-04-033 |
| 383-06-030 | NEW | 83-15-063 | 388-28-400 | AMD | 83-04-033 |
| 383-06-040 | NEW-P | 83-06-053 | 388-28-415 | AMD | 83-04-033 |
| 383-06-040 | NEW-E | 83-06-055 | 388-28-473 | AMD | 83-04-033 |
| 383-06-040 | NEW-C | 83-10-030 | 388-28-475 | AMD | 83-04-033 |
| 383-06-040 | NEW | 83-15-063 | 388-28-480 | AMD | 83-04-033 |
| 383-06-050 | NEW-P | 83-06-053 | 388-28-481 | AMD | 83-04-033 |
| 383-06-050 | NEW-E | 83-06-055 | 388-28-482 | AMD | 83-04-033 |
| 383-06-050 | NEW-C | 83-10-030 | 388-28-483 | NEW | 83-04-033 |
| 383-06-050 | NEW | 83-15-063 | 388-28-484 | AMD | 83-04-033 |
| 383-06-060 | NEW-P | 83-06-053 | 388-28-500 | AMD | 83-04-033 |
| 383-06-060 | NEW-E | 83-06-055 | 388-28-530 | AMD-P | 83-14-008 |
| 383-06-060 | NEW-C | 83-10-030 | 388-28-530 | AMD-E | 83-14-049 |
| 383-06-060 | NEW | 83-15-063 | 388-28-535 | AMD | 83-04-033 |
| 383-06-070 | NEW-P | 83-06-053 | 388-28-560 | AMD | 83-04-033 |
| 388-28-590 | AMD | 83-04-060 | | | |
| 388-28-600 | AMD | 83-04-033 | | | |
| 388-29 | AMD-C | 83-05-015 | | | |
| 388-29-010 | AMD | 83-11-010 | | | |
| 388-29-080 | AMD | 83-11-010 | | | |
| 388-29-100 | AMD-P | 83-14-008 | | | |
| 388-29-100 | AMD-E | 83-14-049 | | | |
| 388-29-110 | AMD-P | 83-14-008 | | | |
| 388-29-110 | AMD-E | 83-14-049 | | | |
| 388-29-112 | AMD | 83-11-010 | | | |
| 388-29-112 | AMD-P | 83-14-008 | | | |
| 388-29-112 | AMD-E | 83-14-049 | | | |
| 388-29-125 | AMD-P | 83-14-008 | | | |
| 388-29-125 | AMD-E | 83-14-049 | | | |
| 388-29-130 | AMD-P | 83-14-008 | | | |
| 388-29-130 | AMD-E | 83-14-049 | | | |
| 388-29-135 | AMD-P | 83-14-008 | | | |
| 388-29-135 | AMD-E | 83-14-049 | | | |
| 388-29-145 | AMD-P | 83-14-008 | | | |
| 388-29-145 | AMD-E | 83-14-049 | | | |
| 388-29-160 | AMD-P | 83-14-008 | | | |
| 388-29-160 | AMD-E | 83-14-049 | | | |
| 388-29-200 | AMD-P | 83-14-008 | | | |
| 388-29-200 | AMD-E | 83-14-049 | | | |
| 388-29-220 | AMD-P | 83-14-008 | | | |
| 388-29-220 | AMD-E | 83-14-049 | | | |
| 388-29-260 | AMD-P | 83-14-008 | | | |
| 388-29-260 | AMD-E | 83-14-049 | | | |
| 388-29-280 | AMD-P | 83-14-008 | | | |
| 388-29-280 | AMD-E | 83-14-049 | | | |
| 388-29-295 | AMD-P | 83-14-008 | | | |
| 388-29-295 | AMD-E | 83-14-049 | | | |
| 388-33-135 | AMD | 83-04-033 | | | |
| 388-33-140 | AMD | 83-04-033 | | | |
| 388-33-140 | AMD-P | 83-13-059 | | | |
| 388-33-140 | AMD-E | 83-13-060 | | | |
| 388-33-595 | AMD-P | 83-13-059 | | | |
| 388-33-595 | AMD-E | 83-13-060 | | | |
| 388-34-160 | AMD-P | 83-07-053 | | | |
| 388-34-160 | AMD | 83-10-077 | | | |
| 388-37-010 | AMD-P | 83-05-002 | | | |
| 388-37-010 | AMD | 83-08-025 | | | |
| 388-37-030 | AMD-P | 83-05-002 | | | |
| 388-37-030 | AMD | 83-08-025 | | | |
| 388-37-032 | AMD-P | 83-05-002 | | | |
| 388-37-032 | AMD | 83-08-025 | | | |
| 388-37-035 | AMD-P | 83-05-002 | | | |
| 388-37-035 | AMD | 83-08-025 | | | |
| 388-37-036 | AMD-P | 83-05-002 | | | |
| 388-37-036 | AMD | 83-08-025 | | | |
| 388-37-037 | AMD-P | 83-05-002 | | | |
| 388-37-037 | AMD | 83-08-025 | | | |
| 388-37-038 | AMD-P | 83-05-002 | | | |
| 388-37-038 | AMD | 83-08-025 | | | |
| 388-37-050 | AMD-P | 83-05-002 | | | |
| 388-37-050 | AMD | 83-08-025 | | | |
| 388-37-060 | AMD-P | 83-05-002 | | | |
| 388-37-060 | AMD | 83-08-025 | | | |
| 388-38-200 | AMD | 83-13-095 | | | |
| 388-44-010 | AMD | 83-05-046 | | | |
| 388-44-020 | AMD | 83-05-046 | | | |
| 388-44-025 | NEW | 83-05-046 | | | |
| 388-44-035 | AMD | 83-05-046 | | | |
| 388-44-110 | AMD | 83-05-046 | | | |
| 388-44-115 | AMD | 83-05-046 | | | |
| 388-44-125 | AMD | 83-05-046 | | | |
| 388-44-127 | AMD | 83-05-046 | | | |
| 388-44-130 | AMD | 83-05-046 | | | |
| 388-44-145 | AMD | 83-05-046 | | | |
| 388-44-150 | AMD | 83-05-046 | | | |
| 388-54-615 | AMD-E | 83-04-042 | | | |
| 388-54-615 | AMD-P | 83-04-043 | | | |
| 388-54-615 | AMD | 83-08-071 | | | |
| 388-54-630 | AMD-E | 83-04-042 | | | |
| 388-54-630 | AMD-P | 83-04-043 | | | |
| 388-54-630 | AMD | 83-08-071 | | | |

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| 388-54-640 | AMD-P | 83-04-043 | 388-72-035 | REP-P | 83-05-003 |
| 388-54-640 | AMD | 83-08-071 | 388-72-035 | REP | 83-08-023 |
| 388-54-645 | AMD-E | 83-04-042 | 388-72-040 | REP-P | 83-05-003 |
| 388-54-645 | AMD-P | 83-04-043 | 388-72-040 | REP | 83-08-023 |
| 388-54-645 | AMD | 83-08-071 | 388-72-045 | REP-P | 83-05-003 |
| 388-54-650 | AMD-E | 83-04-042 | 388-72-045 | REP | 83-08-023 |
| 388-54-650 | AMD-P | 83-04-043 | 388-72-050 | REP-P | 83-05-003 |
| 388-54-650 | AMD | 83-08-071 | 388-72-050 | REP | 83-08-023 |
| 388-54-655 | AMD-E | 83-04-042 | 388-72-060 | REP-P | 83-05-003 |
| 388-54-655 | AMD-P | 83-04-043 | 388-72-060 | REP | 83-08-023 |
| 388-54-655 | AMD | 83-08-071 | 388-72-070 | REP-P | 83-05-003 |
| 388-54-660 | AMD-P | 83-07-010 | 388-72-070 | REP | 83-08-023 |
| 388-54-660 | AMD | 83-10-078 | 388-72-080 | REP-P | 83-05-003 |
| 388-54-665 | AMD-E | 83-04-042 | 388-72-080 | REP | 83-08-023 |
| 388-54-665 | AMD-P | 83-04-043 | 388-72-090 | REP-P | 83-05-003 |
| 388-54-665 | AMD | 83-08-071 | 388-72-090 | REP | 83-08-023 |
| 388-54-670 | AMD | 83-03-015 | 388-72-100 | REP-P | 83-05-003 |
| 388-54-670 | AMD-E | 83-04-042 | 388-72-100 | REP | 83-08-023 |
| 388-54-670 | AMD-P | 83-04-043 | 388-72-105 | REP-P | 83-05-003 |
| 388-54-670 | AMD | 83-08-071 | 388-72-105 | REP | 83-08-023 |
| 388-54-675 | AMD-E | 83-04-042 | 388-72-110 | REP-P | 83-05-003 |
| 388-54-675 | AMD-P | 83-04-043 | 388-72-110 | REP | 83-08-023 |
| 388-54-675 | AMD | 83-08-071 | 388-72-115 | REP-P | 83-05-003 |
| 388-54-680 | AMD-P | 83-07-010 | 388-72-115 | REP | 83-08-023 |
| 388-54-680 | AMD | 83-10-078 | 388-72-120 | REP-P | 83-05-003 |
| 388-54-687 | AMD-E | 83-04-042 | 388-72-120 | REP | 83-08-023 |
| 388-54-687 | AMD-P | 83-04-043 | 388-72-125 | REP-P | 83-05-003 |
| 388-54-687 | AMD | 83-08-071 | 388-72-125 | REP | 83-08-023 |
| 388-54-695 | AMD-E | 83-04-042 | 388-72-150 | REP-P | 83-05-003 |
| 388-54-695 | AMD-P | 83-04-043 | 388-72-150 | REP | 83-08-023 |
| 388-54-695 | AMD | 83-08-071 | 388-72-155 | REP-P | 83-05-003 |
| 388-54-715 | AMD-E | 83-04-042 | 388-72-155 | REP | 83-08-023 |
| 388-54-715 | AMD-P | 83-04-043 | 388-72-160 | REP-P | 83-05-003 |
| 388-54-715 | AMD | 83-08-071 | 388-72-160 | REP | 83-08-023 |
| 388-54-730 | AMD-E | 83-04-042 | 388-72-165 | REP-P | 83-05-003 |
| 388-54-730 | AMD-P | 83-04-043 | 388-72-165 | REP | 83-08-023 |
| 388-54-730 | AMD | 83-08-071 | 388-72-170 | REP-P | 83-05-003 |
| 388-54-730 | AMD-E | 83-14-025 | 388-72-170 | REP | 83-08-023 |
| 388-54-730 | AMD-P | 83-14-050 | 388-72-175 | REP-P | 83-05-003 |
| 388-54-740 | AMD | 83-03-015 | 388-72-175 | REP | 83-08-023 |
| 388-54-740 | AMD-E | 83-04-042 | 388-72-180 | REP-P | 83-05-003 |
| 388-54-740 | AMD-P | 83-04-043 | 388-72-180 | REP | 83-08-023 |
| 388-54-740 | AMD | 83-08-071 | 388-72-200 | REP-P | 83-05-003 |
| 388-54-750 | AMD-E | 83-04-042 | 388-72-200 | REP | 83-08-023 |
| 388-54-750 | AMD-P | 83-04-043 | 388-72-205 | REP-P | 83-05-003 |
| 388-54-750 | AMD | 83-08-071 | 388-72-205 | REP | 83-08-023 |
| 388-54-760 | AMD-E | 83-04-042 | 388-72-207 | REP-P | 83-05-003 |
| 388-54-760 | AMD-P | 83-04-043 | 388-72-207 | REP | 83-08-023 |
| 388-54-760 | AMD | 83-08-071 | 388-72-210 | REP-P | 83-05-003 |
| 388-54-780 | AMD-E | 83-04-042 | 388-72-210 | REP | 83-08-023 |
| 388-54-780 | AMD-P | 83-04-043 | 388-72-215 | REP-P | 83-05-003 |
| 388-54-780 | AMD | 83-08-071 | 388-72-215 | REP | 83-08-023 |
| 388-54-785 | AMD | 83-03-015 | 388-72-220 | REP-P | 83-05-003 |
| 388-54-785 | AMD-E | 83-04-042 | 388-72-220 | REP | 83-08-023 |
| 388-54-785 | AMD-P | 83-04-043 | 388-72-225 | REP-P | 83-05-003 |
| 388-54-785 | AMD | 83-08-071 | 388-72-225 | REP | 83-08-023 |
| 388-54-800 | AMD-P | 83-08-012 | 388-72-230 | REP-P | 83-05-003 |
| 388-54-800 | AMD-E | 83-08-013 | 388-72-230 | REP | 83-08-023 |
| 388-54-800 | AMD | 83-12-003 | 388-72-235 | REP-P | 83-05-003 |
| 388-54-810 | REP | 83-03-015 | 388-72-235 | REP | 83-08-023 |
| 388-55-010 | AMD-P | 83-10-075 | 388-72-240 | REP-P | 83-05-003 |
| 388-55-010 | AMD | 83-13-069 | 388-72-240 | REP | 83-08-023 |
| 388-55-020 | NEW-P | 83-10-075 | 388-72-250 | REP-P | 83-05-003 |
| 388-55-020 | NEW | 83-13-069 | 388-72-250 | REP | 83-08-023 |
| 388-55-030 | NEW-P | 83-10-075 | 388-72-255 | REP-P | 83-05-003 |
| 388-55-030 | NEW | 83-13-069 | 388-72-255 | REP | 83-08-023 |
| 388-55-040 | NEW-P | 83-10-075 | 388-72-260 | REP-P | 83-05-003 |
| 388-55-040 | NEW | 83-13-069 | 388-72-260 | REP | 83-08-023 |
| 388-70-068 | AMD | 83-04-061 | 388-72-265 | REP-P | 83-05-003 |
| 388-70-069 | AMD | 83-04-061 | 388-72-265 | REP | 83-08-023 |
| 388-70-080 | AMD-P | 83-13-011 | 388-72-270 | REP-P | 83-05-003 |
| 388-72-020 | REP-P | 83-05-003 | 388-72-270 | REP | 83-08-023 |
| 388-72-020 | REP | 83-08-023 | 388-72-275 | REP-P | 83-05-003 |
| 388-72-025 | REP-P | 83-05-003 | 388-72-275 | REP | 83-08-023 |
| 388-72-025 | REP | 83-08-023 | 388-72-280 | REP-P | 83-05-003 |
| 388-72-030 | REP-P | 83-05-003 | 388-72-280 | REP | 83-08-023 |
| 388-72-285 | REP-P | 83-05-003 | 388-72-285 | REP | 83-08-023 |
| 388-72-285 | REP | 83-08-023 | 388-72-300 | REP-P | 83-05-003 |
| 388-72-300 | REP-P | 83-05-003 | 388-72-300 | REP | 83-08-023 |
| 388-72-300 | REP | 83-08-023 | 388-72-305 | REP-P | 83-05-003 |
| 388-72-305 | REP-P | 83-05-003 | 388-72-305 | REP | 83-08-023 |
| 388-72-310 | REP-P | 83-05-003 | 388-72-310 | REP | 83-05-003 |
| 388-72-310 | REP | 83-08-023 | 388-72-315 | REP-P | 83-05-003 |
| 388-72-315 | REP-P | 83-05-003 | 388-72-315 | REP | 83-08-023 |
| 388-72-315 | REP | 83-08-023 | 388-72-350 | REP-P | 83-05-003 |
| 388-72-350 | REP-P | 83-05-003 | 388-72-350 | REP | 83-08-023 |
| 388-72-355 | REP-P | 83-05-003 | 388-72-355 | REP | 83-05-003 |
| 388-72-355 | REP | 83-08-023 | 388-72-400 | REP-P | 83-05-003 |
| 388-72-400 | REP-P | 83-05-003 | 388-72-400 | REP | 83-08-023 |
| 388-72-405 | REP-P | 83-05-003 | 388-72-405 | REP-P | 83-05-003 |
| 388-72-405 | REP | 83-08-023 | 388-72-410 | REP-P | 83-05-003 |
| 388-72-410 | REP-P | 83-05-003 | 388-72-410 | REP | 83-08-023 |
| 388-72-415 | REP-P | 83-05-003 | 388-72-415 | REP-P | 83-05-003 |
| 388-72-415 | REP | 83-08-023 | 388-72-415 | REP | 83-08-023 |
| 388-72-425 | REP-P | 83-05-003 | 388-72-425 | REP | 83-05-003 |
| 388-72-425 | REP | 83-08-023 | 388-72-425 | REP | 83-08-023 |
| 388-72-435 | REP-P | 83-05-003 | 388-72-435 | REP-P | 83-05-003 |
| 388-72-435 | REP | 83-08-023 | 388-72-435 | REP | 83-08-023 |
| 388-72-445 | REP-P | 83-05-003 | 388-72-445 | REP-P | 83-05-003 |
| 388-72-445 | REP | 83-08-023 | 388-72-445 | REP | 83-08-023 |
| 388-72-500 | REP | 83-05-003 | 388-72-500 | REP-P | 83-05-003 |
| 388-72-505 | REP-P | 83-05-003 | 388-72-505 | REP | 83-08-023 |
| 388-72-505 | REP | 83-08-023 | 388-72-510 | REP-P | 83-05-003 |
| 388-72-510 | REP-P | 83-05-003 | 388-72-510 | REP | 83-08-023 |
| 388-72-510 | REP | 83-08-023 | 388-72-515 | REP-P | 83-05-003 |
| 388-72-515 | REP | 83-05-003 | 388-72-515 | REP | 83-08-023 |
| 388-72-520 | REP-P | 83-05-003 | 388-72-520 | REP-P | 83-05-003 |
| 388-72-520 | REP | 83-08-023 | 388-72-520 | REP | 83-08-023 |
| 388-72-550 | REP-P | 83-05-003 | 388-72-550 | REP-P | 83-05-003 |
| 388-72-550 | REP | 83-08-023 | 388-72-555 | REP-P | 83-05-003 |
| 388-72-555 | REP-P | 83-05-003 | 388-72-555 | REP | 83-08-023 |
| 388-72-560 | REP-P | 83-05-003 | 388-72-560 | REP-P | 83-05-003 |
| 388-72-560 | REP | 83-08-023 | 388-72-560 | REP | 83-08-023 |
| 388-72-565 | REP-P | 83-05-003 | 388-72-565 | REP-P | 83-05-003 |
| 388-72-565 | REP | 83-08-023 | 388-72-565 | REP | 83-08-023 |
| 388-72-570 | REP-P | 83-05-003 | 388-72-570 | REP-P | 83-05-003 |
| 388-72-570 | REP | 83-08-023 | 388-72-570 | REP | 83-08-023 |
| 388-72-575 | REP-P | 83-05-003 | 388-72-575 | REP-P | 83-05-003 |
| 388-72-575 | REP | 83-08-023 | 388-72-575 | REP | 83-08-023 |
| 388-72-580 | REP-P | 83-05-003 | 388-72-580 | REP-P | 83-05-003 |
| 388-72-580 | REP | 83-08-023 | 388-72-580 | REP | 83-08-023 |
| 388-72-585 | REP-P | 83-05-003 | 388-72-585 | REP-P | 83-05-003 |
| 388-72-585 | REP | 83-08-023 | 388-72-585 | REP | 83-08-023 |
| 388-72-590 | REP-P | 83-05-003 | 388-72-590 | REP-P | 83-05-003 |
| 388-72-590 | REP | 83-08-023 | 388-72-590 | REP | 83-08-023 |
| 388-72-600 | REP-P | 83-05-003 | 388-72-600 | REP-P | 83-05-003 |
| 388-72-600 | REP | 83-08-023 | 388-72-600 | REP | 83-08-023 |
| 388-72-605 | REP-P | 83-05-003 | 388-72-605 | REP-P | 83-05-003 |
| 388-72-605 | REP | 83-08-023 | 388-72-605 | REP | 83-08-023 |
| 388-72-610 | REP-P | 83-05-003 | 388-72-610 | REP-P | 83-05-003 |
| 388-72-610 | REP | 83-08-023 | 388-72-610 | REP | 83-08-023 |
| 388-72-615 | REP-P | 83-05-003 | 388-72-615 | REP-P | 83-05-003 |
| 388-72-615 | REP | 83-08-023 | 388-72-615 | REP | 83-08-023 |
| 388-72-620 | REP-P | 83-05-003 | 388-72-620 | REP-P | 83-05-003 |
| 388-72-620 | REP | 83-08-023 | 388-72-620 | REP | 83-08-023 |
| 388-72-625 | REP-P | 83-05-003 | 388-72-625 | REP-P | 83-05-003 |
| 388-72-625 | REP | 83-08-023 | 388-72-625 | REP | 83-08-023 |
| 388-72-630 | REP-P | 83-05-003 | 388-72-630 | REP-P | 83-05-003 |
| 388-72-630 | REP | 83-08-023 | 388-72-630 | REP | 83-08-023 |
| 388-72-635 | REP-P | 83-05-003 | 388-72-635 | REP-P | 83-05-003 |
| 388-72-635 | REP | 83-08-023 | 388-73 | AMD-C | 83-13-065 |
| 388-73 | AMD-C | 83-13-065 | 388-73-012 | AMD-P | 83-09-047 |
| 388-73-012 | AMD-P | 83-09-047 | 388-73-014 | AMD | 83-02-060 |
| 388-73-014 | AMD | 83-02-060 | 388-73-014 | AMD-P | 83-09-047 |
| 388-73-014 | AMD-P | 83-09-047 | 388-73-01950 | NEW | 83-02-060 |

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| 388-73-050 | AMD | 83-02-060 | 388-87-005 | AMD-E | 83-14-052 |
| 388-73-054 | AMD-P | 83-09-047 | 388-87-007 | AMD-P | 83-07-053 |
| 388-73-058 | AMD | 83-02-060 | 388-87-007 | AMD | 83-10-077 |
| 388-73-058 | AMD-P | 83-09-047 | 388-87-007 | AMD-P | 83-14-027 |
| 388-73-060 | AMD | 83-02-060 | 388-87-008 | NEW-P | 83-07-053 |
| 388-73-062 | AMD | 83-02-060 | 388-87-008 | NEW | 83-10-077 |
| 388-73-068 | AMD | 83-02-060 | 388-87-010 | AMD-P | 83-13-066 |
| 388-73-072 | AMD-P | 83-09-047 | 388-87-010 | AMD-E | 83-14-047 |
| 388-73-076 | AMD | 83-02-060 | 388-87-011 | AMD-P | 83-10-081 |
| 388-73-077 | NEW-P | 83-09-047 | 388-87-011 | AMD | 83-13-071 |
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| 388-73-108 | AMD | 83-02-060 | 388-87-04701 | NEW-E | 83-14-052 |
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| 388-73-108 | AMD | 83-02-060 | 388-87-070 | AMD-P | 83-05-040 |
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| 388-73-118 | AMD-P | 83-02-060 | 388-87-070 | AMD | 83-08-022 |
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| 388-73-134 | AMD | 83-02-060 | 388-87-070 | AMD-E | 83-14-054 |
| 388-73-136 | AMD | 83-02-060 | 388-92-030 | AMD-P | 83-09-046 |
| 388-73-140 | AMD | 83-02-060 | 388-92-030 | AMD | 83-12-059 |
| 388-73-140 | AMD-P | 83-09-047 | 388-92-045 | AMD-P | 83-07-053 |
| 388-73-142 | AMD | 83-02-060 | 388-92-045 | AMD | 83-10-077 |
| 388-73-142 | AMD-P | 83-09-047 | 388-92-045 | AMD-P | 83-07-053 |
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| 388-73-144 | AMD-P | 83-09-047 | 388-93-015 | AMD | 83-10-077 |
| 388-73-146 | AMD | 83-02-060 | 388-93-035 | AMD-P | 83-07-053 |
| 388-73-146 | AMD-P | 83-09-047 | 388-93-035 | AMD | 83-10-077 |
| 388-73-304 | AMD | 83-02-060 | 388-93-060 | AMD-P | 83-07-053 |
| 388-73-310 | AMD | 83-02-060 | 388-93-060 | AMD | 83-10-077 |
| 388-73-504 | AMD | 83-02-060 | 388-93-080 | AMD-P | 83-07-053 |
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| 388-73-902 | NEW-P | 83-09-047 | 388-95-025 | REP-P | 83-09-046 |
| 388-73-904 | NEW-P | 83-09-047 | 388-95-025 | REP | 83-12-059 |
| 388-80-005 | AMD-P | 83-13-066 | 388-95-030 | REP-P | 83-09-046 |
| 388-80-005 | AMD-E | 83-14-047 | 388-95-030 | REP | 83-12-059 |
| 388-82-115 | AMD-P | 83-13-103 | 388-95-035 | REP-P | 83-09-046 |
| 388-82-125 | AMD-P | 83-09-046 | 388-95-035 | REP | 83-12-059 |
| 388-82-125 | REP | 83-12-059 | 388-95-040 | REP-P | 83-09-046 |
| 388-82-126 | AMD-P | 83-13-066 | 388-95-040 | REP | 83-12-059 |
| 388-82-126 | AMD-E | 83-14-047 | 388-95-045 | REP-P | 83-09-046 |
| 388-83-006 | AMD-P | 83-13-066 | 388-95-045 | REP | 83-12-059 |
| 388-83-006 | AMD-E | 83-14-047 | 388-95-055 | REP-P | 83-09-046 |
| 388-83-028 | AMD-P | 83-13-103 | 388-95-055 | REP | 83-12-059 |
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| 388-83-135 | REP | 83-12-059 | 388-95-060 | REP | 83-12-059 |
| 388-83-140 | AMD-P | 83-09-046 | 388-95-065 | REP-P | 83-09-046 |
| 388-83-140 | REP | 83-12-059 | 388-95-065 | REP | 83-12-059 |
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| 388-83-200 | NEW-E | 83-05-043 | 388-95-070 | REP | 83-12-059 |
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| 388-84-120 | AMD-E | 83-14-047 | 388-95-080 | REP | 83-12-059 |
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| 388-86-005 | AMD-P | 83-12-037 | 388-95-210 | REP | 83-12-059 |
| 388-86-005 | AMD-P | 83-14-024 | 388-95-215 | REP-P | 83-09-046 |
| 388-86-005 | AMD-E | 83-14-052 | 388-95-215 | REP | 83-12-059 |
| 388-86-02301 | NEW-P | 83-14-024 | 388-95-225 | REP-P | 83-09-046 |
| 388-86-02301 | NEW-E | 83-14-052 | 388-95-225 | REP | 83-12-059 |
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| 388-86-040 | AMD | 83-10-077 | 388-95-235 | REP | 83-12-059 |
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| 388-86-050 | AMD | 83-05-050 | 388-95-255 | REP | 83-12-059 |
| 388-86-050 | AMD-E | 83-12-036 | 388-95-260 | REP-P | 83-09-046 |
| 388-86-050 | AMD-P | 83-12-037 | 388-95-260 | REP | 83-12-059 |
| 388-86-050 | AMD-P | 83-14-024 | 388-95-265 | REP-P | 83-09-046 |
| 388-86-050 | AMD-E | 83-14-052 | 388-95-265 | REP | 83-12-059 |
| 388-86-075 | AMD | 83-03-016 | 388-95-270 | REP-P | 83-09-046 |
| 388-86-120 | AMD-P | 83-13-066 | 388-95-270 | REP-P | 83-09-046 |
| 388-86-120 | AMD-E | 83-14-047 | 388-95-280 | REP-P | 83-09-046 |
| 388-87-005 | AMD-P | 83-14-024 | 388-95-280 | REP | 83-12-059 |
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| 388-87-007 | AMD-P | 83-07-053 | 388-95-300 | NEW | 83-12-059 |
| 388-87-007 | AMD | 83-10-077 | 388-95-320 | NEW-P | 83-09-046 |
| 388-87-007 | AMD-P | 83-14-027 | 388-95-320 | NEW | 83-12-059 |
| 388-87-008 | NEW-P | 83-07-053 | 388-95-340 | NEW-P | 83-09-046 |
| 388-87-008 | NEW | 83-10-077 | 388-95-340 | NEW | 83-12-059 |
| 388-87-010 | AMD-P | 83-13-066 | 388-95-360 | NEW-P | 83-09-046 |
| 388-87-010 | AMD-E | 83-14-047 | 388-95-360 | NEW | 83-12-059 |
| 388-87-011 | AMD-P | 83-10-081 | 388-95-360 | AMD-P | 83-14-062 |
| 388-87-011 | AMD | 83-13-071 | 388-95-360 | AMD-E | 83-14-063 |
| 388-87-013 | AMD | 83-03-016 | 388-95-380 | NEW-P | 83-09-046 |
| 388-87-04701 | NEW-P | 83-14-024 | 388-95-380 | NEW | 83-12-059 |
| 388-87-04701 | NEW-E | 83-14-052 | 388-95-390 | NEW-P | 83-09-046 |
| 388-87-070 | AMD | 83-03-016 | 388-95-390 | NEW | 83-12-059 |
| 388-87-070 | AMD-P | 83-05-040 | 388-95-400 | NEW-P | 83-09-046 |
| 388-87-070 | AMD-E | 83-05-041 | 388-95-400 | NEW | 83-12-059 |
| 388-87-070 | AMD | 83-08-022 | 388-96-010 | AMD-P | 83-14-046 |
| 388-87-070 | AMD-P | 83-14-043 | 388-96-010 | AMD-E | 83-14-056 |
| 388-87-070 | AMD-E | 83-14-054 | 388-96-020 | AMD-P | 83-14-046 |
| 388-92-030 | AMD-P | 83-09-046 | 388-96-020 | AMD-E | 83-14-056 |
| 388-92-030 | AMD | 83-12-059 | 388-96-023 | AMD-P | 83-14-046 |
| 388-92-045 | AMD-P | 83-07-053 | 388-96-023 | AMD-E | 83-14-056 |
| 388-92-045 | AMD | 83-10-077 | 388-96-026 | AMD-P | 83-14-046 |
| 388-93-015 | AMD-P | 83-07-053 | 388-96-026 | AMD-E | 83-14-056 |
| 388-93-015 | AMD | 83-10-077 | 388-96-029 | AMD-P | 83-14-046 |
| 388-93-035 | AMD-P | 83-07-053 | 388-96-029 | AMD-E | 83-14-056 |
| 388-93-035 | AMD | 83-10-077 | 388-96-032 | AMD-P | 83-14-046 |
| 388-93-060 | AMD-P | 83-07-053 | 388-96-032 | AMD-E | 83-14-056 |
| 388-93-060 | AMD | 83-10-077 | 388-96-101 | AMD-P | 83-14-046 |
| 388-93-080 | AMD-P | 83-07-053 | 388-96-101 | AMD-E | 83-14-056 |
| 388-93-080 | AMD | 83-10-077 | 388-96-104 | AMD-P | 83-14-046 |
| 388-95 | AMD-P | 83-09-046 | 388-96-104 | AMD-E | 83-14-056 |
| 388-95 | AMD | 83-12-059 | 388-96-107 | AMD-P | 83-14-046 |
| 388-95-005 | REP-P | 83-09-046 | 388-96-107 | AMD-E | 83-14-056 |
| 388-95-005 | REP | 83-12-059 | 388-96-108 | AMD-P | 83-14-046 |
| 388-95-010 | REP-P | 83-09-046 | 388-96-108 | AMD-E | 83-14-056 |
| 388-95-010 | REP | 83-12-059 | 388-96-110 | AMD-P | 83-14-046 |
| 388-95-025 | REP-P | 83-09-046 | 388-96-110 | AMD-E | 83-14-056 |
| 388-95-025 | REP | 83-12-059 | 388-96-113 | AMD | 83-05-007 |
| 388-95-030 | REP-P | 83-09-046 | 388-96-113 | AMD-P | 83-14-046 |
| 388-95-030 | REP | 83-12-059 | 388-96-113 | AMD-E | 83-14-056 |
| 388-95-035 | REP-P | 83-09-046 | 388-96-125 | REP-P | 83-14-046 |
| 388-95-035 | REP | 83-12-059 | 388-96-125 | REP-E | 83-14-056 |
| 388-95-040 | REP-P | 83-09-046 | 388-96-128 | AMD-P | 83-14-046 |
| 388-95-040 | REP | 83-12-059 | 388-96-128 | AMD-E | 83-14-056 |
| 388-95-045 | REP-P | 83-09-046 | 388-96-131 | AMD-P | 83-14-046 |
| 388-95-045 | REP | 83-12-059 | 388-96-131 | AMD-E | 83-14-056 |
| 388-95-055 | REP-P | 83-09-046 | 388-96-134 | AMD-P | 83-14-046 |
| 388-95-055 | REP | 83-12-059 | 388-96-134 | AMD-E | 83-14-056 |
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| 388-95-060 | REP | 83-12-059 | 388-96-201 | REP-E | 83-14-056 |
| 388-95-065 | REP-P | 83-09-046 | 388-96-202 | NEW-E | 83-14-055 |
| 388-95-065 | REP | 83-12-059 | 388-96-204 | AMD-P | 83-14-046 |
| 388-95-070 | REP-P | 83-09-046 | 388-96-204 | AMD-E | 83-14-056 |
| 388-95-070 | REP | 83-12-059 | 388-96-207 | AMD-P | 83-14-046 |
| 388-95-075 | REP-P | 83-09-046 | 388-96-207 | AMD-E | 83-14-056 |
| 388-95-075 | REP | 83-12-059 | 388-96-210 | AMD-P | 83-14-046 |
| 388-95-080 | REP-P | 83-09-046 | 388-96-210 | AMD-E | 83-14-056 |
| 388-95-080 | REP | 83-12-059 | 388-96-213 | AMD-P | 83-14-046 |
| 388-95-210 | REP-P | 83-09-046 | 388-96-213 | AMD-E | 83-14-056 |
| 388-95-210 | REP | 83-12-059 | 388-96-216 | AMD-P | 83-14-046 |
| 388-95-215 | REP-P | 83-09-046 | 388-96-216 | AMD-E | 83-14-056 |
| 388-95-215 | REP | 83-12-059 | 388-96-219 | REP-P | 83-14-046 |
| 388-95-225 | REP-P | 83-09-046 | 388-96-219 | REP-E | 83-14-056 |
| 388-95-225 | REP | 83-12-059 | 388-96-220 | NEW-P | 83-14-046 |
| 388-95-235 | REP-P | 83-09-046 | 388-96-220 | NEW-E | 83-14-056 |
| 388-95-235 | REP | 83-12-059 | 388-96-221 | NEW-P | 83-14-046 |
| 388-95-255 | REP-P | 83-09-046 | 388-96-221 | NEW-E | 83-14-056 |
| 388-95-255 | REP | 83-12-059 | 388-96-222 | AMD | 83-05-007 |
| 388-95-260 | REP-P | 83-09-046 | 388-96-222 | REP-P | 83-14-046 |
| 388-95-260 | REP | 83-12-059 | 388-96-222 | REP-E | 83-14-056 |
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| 388-95-265 | REP | 83-12-059 | 388-96-223 | REP-E | 83-14-056 |
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| 388-96-225 | AMD | 83-05-007 | 388-96-760 | AMD-E | 83-14-056 | 392-140-010 | AMD-P | 83-14-009 |
| 388-96-225 | REP-P | 83-14-046 | 388-96-772 | REP-P | 83-14-046 | 392-140-011 | AMD-E | 83-13-052 |
| 388-96-225 | REP-E | 83-14-056 | 388-96-772 | REP-E | 83-14-056 | 392-140-011 | AMD-P | 83-14-009 |
| 388-96-226 | NEW-P | 83-14-046 | 388-96-773 | NEW-P | 83-14-046 | 392-140-013 | AMD-E | 83-13-052 |
| 388-96-226 | NEW-E | 83-14-056 | 388-96-773 | NEW-E | 83-14-056 | 392-140-013 | AMD-P | 83-14-009 |
| 388-96-227 | AMD | 83-05-007 | 388-96-807 | AMD-P | 83-14-046 | 392-140-014 | AMD-E | 83-13-052 |
| 388-96-227 | REP-P | 83-14-046 | 388-96-807 | AMD-E | 83-14-056 | 392-140-014 | AMD-P | 83-14-009 |
| 388-96-227 | REP-E | 83-14-056 | 388-96-813 | AMD-P | 83-14-046 | 392-140-015 | AMD-E | 83-13-052 |
| 388-96-228 | NEW-P | 83-14-046 | 388-96-813 | AMD-E | 83-14-056 | 392-140-015 | AMD-P | 83-14-009 |
| 388-96-228 | NEW-E | 83-14-056 | 388-96-816 | AMD-P | 83-14-046 | 392-140-016 | AMD-E | 83-13-052 |
| 388-96-229 | NEW-P | 83-14-046 | 388-96-816 | AMD-E | 83-14-056 | 392-140-016 | AMD-P | 83-14-009 |
| 388-96-229 | NEW-E | 83-14-056 | 388-99-020 | AMD-P | 83-14-045 | 392-140-017 | AMD-E | 83-13-052 |
| 388-96-310 | NEW-P | 83-14-046 | 388-99-020 | AMD-E | 83-14-053 | 392-140-017 | AMD-P | 83-14-009 |
| 388-96-310 | NEW-E | 83-14-056 | 388-99-035 | AMD-P | 83-10-081 | 392-140-018 | AMD-E | 83-13-052 |
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| 388-96-369 | AMD-E | 83-14-056 | 388-99-045 | AMD-P | 83-09-046 | 392-140-019 | AMD-E | 83-13-052 |
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| 388-96-372 | AMD-E | 83-14-056 | 388-99-060 | AMD | 83-03-016 | 392-140-020 | AMD-E | 83-13-052 |
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| 388-96-521 | AMD-E | 83-14-056 | 388-100-005 | AMD | 83-13-071 | 392-140-021 | AMD-E | 83-13-052 |
| 388-96-523 | AMD-P | 83-14-046 | 388-100-025 | AMD-P | 83-10-081 | 392-140-021 | AMD-P | 83-14-009 |
| 388-96-523 | AMD-E | 83-14-056 | 388-100-025 | AMD | 83-13-071 | 392-140-022 | AMD-E | 83-13-052 |
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| 388-96-529 | AMD-E | 83-14-056 | 388-100-030 | AMD-E | 83-14-051 | 392-140-023 | AMD-E | 83-13-052 |
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| 388-96-531 | AMD-E | 83-14-056 | 388-100-035 | AMD-E | 83-14-051 | 392-163 | NEW-C | 83-07-058 |
| 388-96-533 | AMD-P | 83-14-046 | 388-320-220 | AMD | 83-03-021 | 392-163 | NEW | 83-08-030 |
| 388-96-533 | AMD-E | 83-14-056 | 389-12-010 | AMD-E | 83-13-017 | 392-163 | AMD-P | 83-14-091 |
| 388-96-534 | AMD-P | 83-14-046 | 389-12-020 | AMD-E | 83-13-017 | 392-163-005 | REP-P | 83-04-054 |
| 388-96-534 | AMD-E | 83-14-056 | 389-12-030 | AMD-E | 83-13-017 | 392-163-005 | REP-P | 83-14-091 |
| 388-96-535 | AMD-P | 83-14-046 | 389-12-040 | AMD-E | 83-13-017 | 392-163-100 | NEW-P | 83-04-054 |
| 388-96-535 | AMD-E | 83-14-056 | 389-12-050 | AMD-E | 83-13-017 | 392-163-100 | NEW | 83-08-030 |
| 388-96-539 | AMD | 83-05-007 | 389-12-080 | AMD-E | 83-13-017 | 392-163-105 | NEW-P | 83-04-054 |
| 388-96-539 | AMD-P | 83-14-046 | 389-12-100 | AMD-E | 83-13-017 | 392-163-105 | NEW | 83-08-030 |
| 388-96-539 | AMD-E | 83-14-056 | 389-12-130 | AMD-E | 83-13-017 | 392-163-110 | NEW-P | 83-04-054 |
| 388-96-543 | AMD-P | 83-14-046 | 389-12-230 | AMD-E | 83-13-017 | 392-163-110 | NEW | 83-08-030 |
| 388-96-543 | AMD-E | 83-14-056 | 389-12-270 | AMD-E | 83-13-017 | 392-163-115 | NEW-P | 83-04-054 |
| 388-96-553 | AMD | 83-05-007 | 390-13-010 | NEW-P | 83-06-033 | 392-163-115 | NEW | 83-08-030 |
| 388-96-553 | AMD-P | 83-14-046 | 390-13-010 | NEW | 83-11-004 | 392-163-120 | NEW-P | 83-04-054 |
| 388-96-553 | AMD-E | 83-14-056 | 390-13-100 | NEW-P | 83-14-036 | 392-163-120 | NEW | 83-08-030 |
| 388-96-554 | NEW | 83-05-007 | 390-20-145 | AMD-P | 83-13-046 | 392-163-125 | NEW-P | 83-04-054 |
| 388-96-554 | AMD-P | 83-14-046 | 390-20-146 | NEW-P | 83-13-046 | 392-163-125 | NEW | 83-08-030 |
| 388-96-554 | AMD-E | 83-14-056 | 392-101-001 | NEW-P | 83-14-087 | 392-163-130 | NEW-P | 83-04-054 |
| 388-96-557 | AMD-P | 83-14-046 | 392-101-005 | AMD-P | 83-14-087 | 392-163-130 | NEW | 83-08-030 |
| 388-96-557 | AMD-E | 83-14-056 | 392-137-010 | AMD-P | 83-14-088 | 392-163-135 | NEW-P | 83-04-054 |
| 388-96-561 | AMD-P | 83-14-046 | 392-137-020 | AMD-P | 83-14-088 | 392-163-135 | NEW | 83-08-030 |
| 388-96-561 | AMD-E | 83-14-056 | 392-137-040 | AMD-P | 83-14-088 | 392-163-140 | NEW-P | 83-04-054 |
| 388-96-565 | AMD-P | 83-14-046 | 392-137-045 | AMD-P | 83-14-088 | 392-163-140 | NEW | 83-08-030 |
| 388-96-565 | AMD-E | 83-14-056 | 392-137-055 | AMD-P | 83-14-088 | 392-163-140 | AMD-P | 83-14-091 |
| 388-96-572 | AMD-P | 83-14-046 | 392-137-060 | AMD-P | 83-14-088 | 392-163-142 | NEW-P | 83-04-054 |
| 388-96-572 | AMD-E | 83-14-056 | 392-137-065 | AMD-P | 83-14-088 | 392-163-142 | NEW | 83-08-030 |
| 388-96-573 | AMD | 83-05-007 | 392-137-070 | NEW-P | 83-14-088 | 392-163-142 | AMD-P | 83-14-091 |
| 388-96-585 | AMD-P | 83-14-046 | 392-138 | AMD-C | 83-03-004 | 392-163-145 | NEW-P | 83-04-054 |
| 388-96-585 | AMD-E | 83-14-056 | 392-138-003 | NEW-P | 83-14-089 | 392-163-145 | NEW | 83-08-030 |
| 388-96-710 | AMD-P | 83-14-046 | 392-138-010 | AMD-P | 83-14-089 | 392-163-170 | NEW-P | 83-04-054 |
| 388-96-710 | AMD-E | 83-14-056 | 392-138-012 | NEW-P | 83-14-089 | 392-163-170 | NEW | 83-08-030 |
| 388-96-713 | AMD-P | 83-14-046 | 392-138-014 | NEW-P | 83-14-089 | 392-163-175 | NEW-P | 83-04-054 |
| 388-96-713 | AMD-E | 83-14-056 | 392-138-015 | REP-P | 83-14-089 | 392-163-175 | NEW | 83-08-030 |
| 388-96-716 | AMD-P | 83-14-046 | 392-138-016 | NEW-P | 83-14-089 | 392-163-180 | NEW-P | 83-04-054 |
| 388-96-716 | AMD-E | 83-14-056 | 392-138-017 | NEW-P | 83-14-089 | 392-163-180 | NEW | 83-08-030 |
| 388-96-717 | NEW-P | 83-14-046 | 392-138-020 | REP-P | 83-14-089 | 392-163-180 | AMD-P | 83-14-091 |
| 388-96-717 | NEW-E | 83-14-056 | 392-138-025 | REP-P | 83-14-089 | 392-163-185 | NEW-P | 83-04-054 |
| 388-96-719 | AMD-P | 83-14-046 | 392-138-030 | AMD-P | 83-14-089 | 392-163-185 | NEW | 83-08-030 |
| 388-96-719 | AMD-E | 83-14-056 | 392-138-035 | AMD-P | 83-14-089 | 392-163-190 | NEW-P | 83-04-054 |
| 388-96-720 | REP-P | 83-14-046 | 392-138-047 | NEW-P | 83-14-089 | 392-163-190 | NEW | 83-08-030 |
| 388-96-720 | REP-E | 83-14-056 | 392-138-050 | AMD-P | 83-14-089 | 392-163-195 | NEW-P | 83-04-054 |
| 388-96-722 | AMD-P | 83-14-046 | 392-138-071 | NEW-P | 83-14-089 | 392-163-195 | NEW | 83-08-030 |
| 388-96-722 | AMD-E | 83-14-056 | 392-138-075 | AMD-P | 83-14-089 | 392-163-200 | NEW-P | 83-04-054 |
| 388-96-727 | AMD-P | 83-14-046 | 392-138-100 | NEW-P | 83-14-089 | 392-163-200 | NEW | 83-08-030 |
| 388-96-727 | AMD-E | 83-14-056 | 392-139-001 | NEW-P | 83-14-090 | 392-163-205 | NEW-P | 83-04-054 |
| 388-96-735 | AMD-P | 83-14-046 | 392-139-005 | AMD-P | 83-14-090 | 392-163-205 | NEW | 83-08-030 |
| 388-96-735 | AMD-E | 83-14-056 | 392-139-016 | AMD-P | 83-14-090 | 392-163-210 | NEW-P | 83-04-054 |
| 388-96-743 | AMD-P | 83-14-046 | 392-139-019 | NEW-P | 83-14-090 | 392-163-210 | NEW | 83-08-030 |
| 388-96-743 | AMD-E | 83-14-056 | 392-139-021 | AMD-P | 83-14-090 | 392-163-215 | NEW-P | 83-04-054 |
| 388-96-750 | AMD-P | 83-14-046 | 392-139-022 | NEW-P | 83-14-090 | 392-163-215 | NEW | 83-08-030 |
| 388-96-750 | AMD-E | 83-14-056 | 392-139-036 | AMD-P | 83-14-090 | 392-163-220 | NEW-P | 83-04-054 |

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| 392-163-225 | NEW-P | 83-04-054 | 392-163-450 | NEW | 83-08-030 | 402-28-053 | AMD-P | 83-15-061 |
| 392-163-225 | NEW | 83-08-030 | 392-163-455 | NEW-P | 83-04-054 | 402-28-054 | AMD-P | 83-15-061 |
| 392-163-230 | NEW-P | 83-04-054 | 392-163-455 | NEW | 83-08-030 | 402-28-080 | AMD-P | 83-15-061 |
| 392-163-230 | NEW | 83-08-030 | 392-163-460 | NEW-P | 83-04-054 | 402-28-091 | AMD-P | 83-15-061 |
| 392-163-235 | NEW-P | 83-04-054 | 392-163-460 | NEW | 83-08-030 | 402-28-110 | AMD-P | 83-15-061 |
| 392-163-235 | NEW | 83-08-030 | 392-163-465 | NEW-P | 83-04-054 | 402-28-120 | REP-P | 83-15-061 |
| 392-163-240 | NEW-P | 83-04-054 | 392-163-465 | NEW | 83-08-030 | 402-28-130 | REP-P | 83-15-061 |
| 392-163-240 | NEW | 83-08-030 | 392-163-500 | NEW-P | 83-14-091 | 402-28-990 | AMD-P | 83-15-061 |
| 392-163-245 | NEW-P | 83-04-054 | 392-171 | AMD-C | 83-07-057 | 402-28-99001 | AMD-P | 83-15-061 |
| 392-163-245 | NEW | 83-08-030 | 392-171 | AMD | 83-08-029 | 402-28-99002 | REP-P | 83-15-061 |
| 392-163-250 | NEW-P | 83-04-054 | 392-171-386 | AMD-P | 83-04-072 | 402-28-99003 | AMD-P | 83-15-061 |
| 392-163-250 | NEW | 83-08-030 | 392-171-386 | AMD | 83-08-029 | 402-28-99004 | AMD-P | 83-15-061 |
| 392-163-255 | NEW-P | 83-04-054 | 392-171-401 | AMD-P | 83-04-072 | 402-32-020 | AMD-P | 83-15-061 |
| 392-163-255 | NEW | 83-08-030 | 392-171-401 | AMD | 83-08-029 | 402-32-030 | AMD-P | 83-15-061 |
| 392-163-255 | AMD-P | 83-14-091 | 392-171-631 | AMD-P | 83-04-072 | 402-32-100 | AMD-P | 83-15-061 |
| 392-163-260 | NEW-P | 83-04-054 | 392-171-631 | AMD | 83-08-029 | 402-34-010 | NEW-P | 83-15-061 |
| 392-163-260 | NEW | 83-08-030 | 392-171-661 | AMD-P | 83-04-072 | 402-34-030 | NEW-P | 83-15-061 |
| 392-163-300 | NEW-P | 83-04-054 | 392-171-661 | AMD | 83-08-029 | 402-34-050 | NEW-P | 83-15-061 |
| 392-163-300 | NEW | 83-08-030 | 392-171-691 | AMD-P | 83-04-072 | 402-34-090 | NEW-P | 83-15-061 |
| 392-163-305 | NEW-P | 83-04-054 | 392-171-691 | AMD | 83-08-029 | 402-34-100 | NEW-P | 83-15-061 |
| 392-163-305 | NEW | 83-08-030 | 392-171-761 | AMD-P | 83-04-072 | 402-34-120 | NEW-P | 83-15-061 |
| 392-163-310 | NEW-P | 83-04-054 | 392-171-761 | AMD | 83-08-029 | 402-34-140 | NEW-P | 83-15-061 |
| 392-163-310 | NEW | 83-08-030 | 392-171-766 | AMD-P | 83-04-072 | 402-34-150 | NEW-P | 83-15-061 |
| 392-163-315 | NEW-P | 83-04-054 | 392-171-766 | AMD | 83-08-029 | 402-34-170 | NEW-P | 83-15-061 |
| 392-163-315 | NEW | 83-08-030 | 392-171-771 | AMD-P | 83-04-072 | 402-34-190 | NEW-P | 83-15-061 |
| 392-163-320 | NEW-P | 83-04-054 | 392-171-771 | AMD | 83-08-029 | 402-34-210 | NEW-P | 83-15-061 |
| 392-163-320 | NEW | 83-08-030 | 392-171-776 | AMD-P | 83-04-072 | 402-36-025 | AMD-P | 83-15-061 |
| 392-163-322 | NEW-P | 83-04-054 | 392-171-776 | AMD | 83-08-029 | 402-36-027 | NEW-P | 83-15-061 |
| 392-163-322 | NEW | 83-08-030 | 392-171-781 | AMD-P | 83-04-072 | 402-36-035 | NEW-P | 83-15-061 |
| 392-163-325 | NEW-P | 83-04-054 | 392-171-781 | AMD | 83-08-029 | 402-36-060 | AMD-P | 83-15-061 |
| 392-163-325 | NEW | 83-08-030 | 402-12-050 | AMD-P | 83-15-061 | 402-36-070 | AMD-P | 83-15-061 |
| 392-163-330 | NEW-P | 83-04-054 | 402-12-090 | AMD-P | 83-15-061 | 402-36-080 | AMD-P | 83-15-061 |
| 392-163-330 | NEW | 83-08-030 | 402-12-160 | AMD-P | 83-15-061 | 402-36-095 | AMD-P | 83-15-061 |
| 392-163-335 | NEW-P | 83-04-054 | 402-12-200 | REP-P | 83-15-061 | 402-36-100 | AMD-P | 83-15-061 |
| 392-163-335 | NEW | 83-08-030 | 402-12-210 | REP-P | 83-15-061 | 402-36-110 | AMD-P | 83-15-061 |
| 392-163-340 | NEW-P | 83-04-054 | 402-16-230 | AMD-P | 83-15-061 | 402-36-120 | AMD-P | 83-15-061 |
| 392-163-340 | NEW | 83-08-030 | 402-16-232 | AMD-P | 83-15-061 | 402-36-125 | AMD-P | 83-15-061 |
| 392-163-345 | NEW-P | 83-04-054 | 402-16-234 | AMD-P | 83-15-061 | 402-36-150 | AMD-P | 83-15-061 |
| 392-163-345 | NEW | 83-08-030 | 402-16-238 | AMD-P | 83-15-061 | 402-36-155 | AMD-P | 83-15-061 |
| 392-163-350 | NEW-P | 83-04-054 | 402-16-240 | AMD-P | 83-15-061 | 402-36-157 | AMD-P | 83-15-061 |
| 392-163-350 | NEW | 83-08-030 | 402-16-250 | AMD-P | 83-15-061 | 402-36-165 | NEW-P | 83-15-061 |
| 392-163-355 | NEW-P | 83-04-054 | 402-16-270 | AMD-P | 83-15-061 | 402-48-030 | AMD-P | 83-15-061 |
| 392-163-355 | NEW | 83-08-030 | 402-19-010 | AMD-P | 83-15-061 | 402-48-040 | AMD-P | 83-15-061 |
| 392-163-360 | NEW-P | 83-04-054 | 402-19-190 | AMD-P | 83-15-061 | 410-20-010 | REP-P | 83-15-064 |
| 392-163-360 | NEW | 83-08-030 | 402-19-250 | AMD-P | 83-15-061 | 410-20-020 | REP-P | 83-15-064 |
| 392-163-365 | NEW-P | 83-04-054 | 402-19-300 | AMD-P | 83-15-061 | 410-20-030 | REP-P | 83-15-064 |
| 392-163-365 | NEW | 83-08-030 | 402-19-330 | NEW-P | 83-15-061 | 410-20-040 | REP-P | 83-15-064 |
| 392-163-370 | NEW-P | 83-04-054 | 402-19-350 | AMD-P | 83-15-061 | 410-20-050 | REP-P | 83-15-064 |
| 392-163-370 | NEW | 83-08-030 | 402-19-370 | AMD-P | 83-15-061 | 410-20-060 | REP-P | 83-15-064 |
| 392-163-375 | NEW-P | 83-04-054 | 402-19-500 | AMD-P | 83-15-061 | 410-20-070 | REP-P | 83-15-064 |
| 392-163-375 | NEW | 83-08-030 | 402-19-530 | AMD-P | 83-15-061 | 419-14-020 | AMD-P | 83-13-040 |
| 392-163-385 | NEW-P | 83-04-054 | 402-19-550 | AMD-P | 83-15-061 | 419-14-020 | AMD-E | 83-13-043 |
| 392-163-385 | NEW | 83-08-030 | 402-19-580 | AMD-P | 83-15-061 | 419-14-090 | NEW-P | 83-13-040 |
| 392-163-385 | AMD-P | 83-14-091 | 402-19-590 | NEW-P | 83-15-061 | 419-14-090 | NEW-E | 83-13-043 |
| 392-163-390 | NEW-P | 83-04-054 | 402-21-050 | AMD-P | 83-15-061 | 419-14-100 | NEW-P | 83-13-040 |
| 392-163-390 | NEW | 83-08-030 | 402-22-060 | AMD-P | 83-15-061 | 419-14-100 | NEW-E | 83-13-043 |
| 392-163-400 | NEW-P | 83-04-054 | 402-22-070 | AMD-P | 83-15-061 | 419-14-110 | NEW-P | 83-13-040 |
| 392-163-400 | NEW | 83-08-030 | 402-22-240 | NEW-P | 83-15-061 | 419-14-110 | NEW-E | 83-13-043 |
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| 392-163-405 | NEW | 83-08-030 | 402-24-085 | AMD-P | 83-15-061 | 419-18-020 | AMD-E | 83-13-042 |
| 392-163-410 | NEW-P | 83-04-054 | 402-24-095 | AMD-P | 83-15-061 | 419-18-040 | AMD-P | 83-13-041 |
| 392-163-410 | NEW | 83-08-030 | 402-24-110 | AMD-P | 83-15-061 | 419-18-040 | AMD-E | 83-13-042 |
| 392-163-415 | NEW-P | 83-04-054 | 402-24-120 | AMD-P | 83-15-061 | 419-18-050 | NEW-P | 83-13-041 |
| 392-163-415 | NEW | 83-08-030 | 402-24-125 | AMD-P | 83-15-061 | 419-18-050 | NEW-E | 83-13-042 |
| 392-163-420 | NEW-P | 83-04-054 | 402-24-140 | AMD-P | 83-15-061 | 419-18-060 | NEW-P | 83-13-041 |
| 392-163-420 | NEW | 83-08-030 | 402-24-165 | NEW-P | 83-15-061 | 419-18-060 | NEW-E | 83-13-042 |
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| 392-163-425 | NEW | 83-08-030 | 402-24-180 | AMD-P | 83-15-061 | 419-18-070 | NEW-E | 83-13-042 |
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| 440-44-035 | AMD | 83-12-058 | 458-20-143 | AMD-P | 83-13-026 | 458-20-193D | AMD | 83-07-033 |
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| 440-44-040 | AMD-P | 83-09-048 | 458-20-145 | AMD | 83-07-032 | 458-20-194 | AMD | 83-08-026 |
| 440-44-040 | AMD | 83-12-058 | 458-20-146 | AMD-P | 83-04-062 | 458-20-195 | AMD-P | 83-05-048 |
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| 440-44-050 | AMD | 83-12-058 | 458-20-150 | AMD-P | 83-04-063 | 458-20-198 | AMD-P | 83-04-062 |
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| 440-44-057 | AMD | 83-12-058 | 458-20-151 | AMD-P | 83-04-062 | 458-20-199 | AMD-P | 83-04-062 |
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| 440-44-060 | NEW | 83-12-058 | 458-20-153 | AMD-P | 83-04-064 | 458-20-201 | AMD-P | 83-05-048 |
| 440-44-065 | AMD-P | 83-12-015 | 458-20-153 | AMD | 83-07-033 | 458-20-201 | AMD | 83-08-026 |
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| 458-20-100 | AMD | 83-07-032 | 458-20-161 | AMD | 83-07-033 | 458-20-210 | AMD | 83-08-026 |
| 458-20-101 | AMD-P | 83-04-062 | 458-20-162 | AMD-P | 83-04-064 | 458-20-211 | AMD-P | 83-05-048 |
| 458-20-101 | AMD | 83-07-032 | 458-20-162 | AMD | 83-07-033 | 458-20-211 | AMD | 83-08-026 |
| 458-20-102 | AMD-P | 83-04-063 | 458-20-163 | AMD-P | 83-04-064 | 458-20-214 | AMD-P | 83-05-048 |
| 458-20-102 | AMD | 83-07-034 | 458-20-163 | AMD | 83-07-033 | 458-20-214 | AMD | 83-08-026 |
| 458-20-104 | AMD-P | 83-04-063 | 458-20-164 | AMD-P | 83-14-059 | 458-20-215 | AMD-P | 83-05-048 |
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| 458-20-107 | AMD | 83-07-034 | 458-20-166 | AMD | 83-07-033 | 458-20-219 | AMD | 83-08-026 |
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| 458-20-113 | AMD-P | 83-04-063 | 458-20-168 | AMD | 83-07-033 | 458-20-222 | AMD | 83-08-026 |
| 458-20-113 | AMD-C | 83-07-035 | 458-20-169 | AMD-P | 83-04-064 | 458-20-223 | AMD-P | 83-05-048 |
| 458-20-114 | AMD-P | 83-04-062 | 458-20-169 | AMD | 83-07-033 | 458-20-223 | AMD | 83-08-026 |
| 458-20-116 | AMD-P | 83-04-063 | 458-20-170 | AMD-P | 83-04-064 | 458-20-224 | AMD-P | 83-04-062 |
| 458-20-116 | AMD | 83-07-034 | 458-20-170 | AMD | 83-07-033 | 458-20-224 | AMD | 83-07-032 |
| 458-20-118 | AMD-P | 83-04-063 | 458-20-171 | AMD-P | 83-04-064 | 458-20-224 | AMD-P | 83-14-059 |
| 458-20-118 | AMD | 83-07-034 | 458-20-172 | AMD-P | 83-04-064 | 458-20-224 | AMD-E | 83-14-060 |
| 458-20-121 | AMD-P | 83-04-063 | 458-20-172 | AMD | 83-07-033 | 458-20-226 | AMD-P | 83-05-048 |
| 458-20-121 | AMD | 83-07-034 | 458-20-173 | AMD-P | 83-04-064 | 458-20-226 | AMD | 83-08-026 |
| 458-20-123 | AMD-P | 83-04-063 | 458-20-173 | AMD | 83-07-033 | 458-20-227 | AMD-P | 83-05-048 |
| 458-20-123 | AMD | 83-07-034 | 458-20-174 | AMD-P | 83-04-064 | 458-20-227 | AMD | 83-08-026 |
| 458-20-124 | AMD-P | 83-04-063 | 458-20-174 | AMD | 83-07-033 | 458-20-228 | AMD-E | 83-13-024 |
| 458-20-124 | AMD | 83-07-034 | 458-20-175 | AMD-P | 83-04-064 | 458-20-228 | AMD-P | 83-13-025 |
| 458-20-125 | AMD-P | 83-04-063 | 458-20-175 | AMD | 83-07-033 | 458-20-229 | AMD-P | 83-05-048 |
| 458-20-125 | AMD | 83-07-034 | 458-20-176 | AMD-P | 83-04-064 | 458-20-229 | AMD | 83-08-026 |
| 458-20-126 | AMD-P | 83-04-063 | 458-20-176 | AMD | 83-07-033 | 458-20-231 | AMD-P | 83-05-048 |
| 458-20-126 | AMD | 83-07-034 | 458-20-177 | AMD-P | 83-05-048 | 458-20-231 | AMD | 83-08-026 |
| 458-20-126 | AMD-P | 83-14-059 | 458-20-177 | AMD | 83-08-026 | 458-20-232 | AMD-P | 83-05-048 |
| 458-20-126 | AMD-E | 83-14-060 | 458-20-178 | AMD-P | 83-04-064 | 458-20-232 | AMD | 83-08-026 |
| 458-20-127 | AMD-P | 83-04-063 | 458-20-178 | AMD | 83-07-033 | 458-20-234 | AMD-P | 83-05-048 |
| 458-20-127 | AMD | 83-07-034 | 458-20-180 | AMD-P | 83-04-064 | 458-20-234 | AMD | 83-08-026 |
| 458-20-128 | AMD-P | 83-04-063 | 458-20-180 | AMD | 83-07-033 | 458-20-235 | AMD-P | 83-04-062 |
| 458-20-128 | AMD | 83-07-034 | 458-20-181 | AMD-P | 83-04-064 | 458-20-235 | AMD | 83-07-032 |
| 458-20-130 | AMD-P | 83-04-063 | 458-20-181 | AMD | 83-07-033 | 458-20-236 | AMD-P | 83-05-048 |
| 458-20-130 | AMD | 83-07-034 | 458-20-184 | AMD-P | 83-04-064 | 458-20-237 | AMD-P | 83-06-046 |
| 458-20-131 | AMD-P | 83-04-063 | 458-20-184 | AMD | 83-07-033 | 458-20-237 | AMD-E | 83-06-047 |
| 458-20-131 | AMD | 83-07-034 | 458-20-185 | AMD-P | 83-04-062 | 458-20-237 | AMD | 83-09-028 |
| 458-20-132 | AMD-P | 83-04-063 | 458-20-185 | AMD | 83-07-032 | 458-20-238 | AMD-P | 83-05-048 |
| 458-20-132 | AMD | 83-07-034 | 458-20-186 | AMD-P | 83-04-062 | 458-20-238 | AMD | 83-08-026 |
| 458-20-134 | AMD-P | 83-04-062 | 458-20-186 | AMD | 83-07-032 | 458-20-239 | AMD-P | 83-05-048 |
| 458-20-134 | AMD | 83-07-032 | 458-20-18801 | AMD-P | 83-04-062 | 458-20-239 | AMD | 83-08-026 |
| 458-20-135 | AMD-P | 83-04-063 | 458-20-18801 | AMD | 83-07-032 | 458-20-240 | AMD-P | 83-05-048 |
| 458-20-135 | AMD | 83-07-034 | 458-20-189 | AMD-P | 83-04-064 | 458-20-240 | AMD | 83-08-026 |
| 458-20-136 | AMD-P | 83-04-062 | 458-20-189 | AMD | 83-07-033 | 458-20-241 | AMD-P | 83-05-048 |
| 458-20-136 | AMD | 83-07-032 | 458-20-190 | AMD-P | 83-04-064 | 458-20-241 | AMD | 83-08-026 |
| 458-20-137 | AMD-P | 83-04-063 | 458-20-190 | AMD | 83-07-033 | 458-20-242A | AMD-P | 83-05-048 |
| 458-20-137 | AMD | 83-07-034 | 458-20-191 | AMD-P | 83-04-064 | 458-20-242A | AMD | 83-08-026 |
| 458-20-140 | AMD-P | 83-04-063 | 458-20-191 | AMD | 83-07-033 | 458-20-243 | AMD-P | 83-05-048 |
| 458-20-140 | AMD | 83-07-034 | 458-20-193A | AMD-P | 83-04-064 | 458-20-243 | AMD | 83-08-026 |
| 458-20-141 | AMD-P | 83-04-063 | 458-20-193A | AMD | 83-07-033 | 458-20-244 | AMD-P | 83-14-059 |
| 458-20-141 | AMD | 83-07-034 | 458-20-193B | AMD-P | 83-04-064 | 458-20-244 | AMD-E | 83-14-060 |
| 458-20-142 | AMD-P | 83-04-063 | 458-20-193B | AMD | 83-07-033 | 458-20-245 | NEW-P | 83-14-059 |
| 458-20-142 | AMD | 83-07-034 | 458-20-193C | AMD-P | 83-04-064 | 458-20-245 | NEW-E | 83-14-060 |
| 458-20-143 | AMD-P | 83-04-063 | 458-20-193C | AMD | 83-07-033 | 458-40-18600 | AMD-P | 83-11-037 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
|-------------|-------|-----------|-------------|-------|-----------|-------------|-------|-----------|
| 460-32A-600 | NEW-P | 83-15-040 | 460-34A-125 | NEW-P | 83-15-042 | 460-90-150 | REP | 83-06-076 |
| 460-32A-605 | NEW-P | 83-15-040 | 460-34A-130 | NEW-P | 83-15-042 | 460-90-160 | REP-P | 83-03-056 |
| 460-32A-610 | NEW-P | 83-15-040 | 460-34A-135 | NEW-P | 83-15-042 | 460-90-160 | REP | 83-06-076 |
| 460-32A-615 | NEW-P | 83-15-040 | 460-34A-200 | NEW-P | 83-15-042 | 460-90-170 | REP-P | 83-03-056 |
| 460-32A-620 | NEW-P | 83-15-040 | 460-36A-010 | REP-P | 83-15-041 | 460-90-170 | REP | 83-06-076 |
| 460-32A-625 | NEW-P | 83-15-040 | 460-36A-015 | REP-P | 83-15-041 | 460-90-180 | REP-P | 83-03-056 |
| 460-32A-630 | NEW-P | 83-15-040 | 460-36A-020 | REP-P | 83-15-041 | 460-90-180 | REP | 83-06-076 |
| 460-32A-635 | NEW-P | 83-15-040 | 460-36A-025 | REP-P | 83-15-041 | 460-90-190 | REP-P | 83-03-056 |
| 460-32A-640 | NEW-P | 83-15-040 | 460-36A-030 | REP-P | 83-15-041 | 460-90-190 | REP | 83-06-076 |
| 460-32A-645 | NEW-P | 83-15-040 | 460-36A-035 | REP-P | 83-15-041 | 460-90-200 | REP-P | 83-03-056 |
| 460-32A-650 | NEW-P | 83-15-040 | 460-36A-040 | REP-P | 83-15-041 | 460-90-200 | REP | 83-06-076 |
| 460-32A-655 | NEW-P | 83-15-040 | 460-36A-045 | REP-P | 83-15-041 | 460-90-300 | REP-P | 83-03-056 |
| 460-32A-660 | NEW-P | 83-15-040 | 460-36A-050 | REP-P | 83-15-041 | 460-90-300 | REP | 83-06-076 |
| 460-32A-665 | NEW-P | 83-15-040 | 460-36A-055 | REP-P | 83-15-041 | 460-90-310 | REP-P | 83-03-056 |
| 460-32A-670 | NEW-P | 83-15-040 | 460-36A-060 | REP-P | 83-15-041 | 460-90-310 | REP | 83-06-076 |
| 460-32A-675 | NEW-P | 83-15-040 | 460-36A-065 | REP-P | 83-15-041 | 460-90-320 | REP-P | 83-03-056 |
| 460-32A-680 | NEW-P | 83-15-040 | 460-36A-070 | REP-P | 83-15-041 | 460-90-320 | REP | 83-06-076 |
| 460-32A-685 | NEW-P | 83-15-040 | 460-36A-075 | REP-P | 83-15-041 | 460-90-330 | REP-P | 83-03-056 |
| 460-32A-690 | NEW-P | 83-15-040 | 460-36A-100 | NEW-P | 83-15-041 | 460-90-330 | REP | 83-06-076 |
| 460-32A-695 | NEW-P | 83-15-040 | 460-36A-105 | NEW-P | 83-15-041 | 460-90-400 | REP-P | 83-03-056 |
| 460-32A-700 | NEW-P | 83-15-040 | 460-36A-110 | NEW-P | 83-15-041 | 460-90-400 | REP | 83-06-076 |
| 460-32A-705 | NEW-P | 83-15-040 | 460-36A-115 | NEW-P | 83-15-041 | 460-90-410 | REP-P | 83-03-056 |
| 460-32A-710 | NEW-P | 83-15-040 | 460-36A-120 | NEW-P | 83-15-041 | 460-90-410 | REP | 83-06-076 |
| 460-32A-715 | NEW-P | 83-15-040 | 460-36A-125 | NEW-P | 83-15-041 | 460-90-420 | REP-P | 83-03-056 |
| 460-32A-720 | NEW-P | 83-15-040 | 460-36A-130 | NEW-P | 83-15-041 | 460-90-420 | REP | 83-06-076 |
| 460-32A-725 | NEW-P | 83-15-040 | 460-36A-135 | NEW-P | 83-15-041 | 460-90-430 | REP-P | 83-03-056 |
| 460-32A-730 | NEW-P | 83-15-040 | 460-36A-140 | NEW-P | 83-15-041 | 460-90-430 | REP | 83-06-076 |
| 460-32A-735 | NEW-P | 83-15-040 | 460-36A-145 | NEW-P | 83-15-041 | 460-90-440 | REP-P | 83-03-056 |
| 460-33A-010 | NEW | 83-03-025 | 460-36A-150 | NEW-P | 83-15-041 | 460-90-440 | REP | 83-06-076 |
| 460-33A-015 | NEW | 83-03-025 | 460-36A-155 | NEW-P | 83-15-041 | 460-90-450 | REP-P | 83-03-056 |
| 460-33A-015 | AMD-E | 83-09-034 | 460-36A-160 | NEW-P | 83-15-041 | 460-90-450 | REP | 83-06-076 |
| 460-33A-015 | AMD-P | 83-11-023 | 460-36A-165 | NEW-P | 83-15-041 | 460-90-460 | REP-P | 83-03-056 |
| 460-33A-015 | AMD | 83-15-043 | 460-36A-170 | NEW-P | 83-15-041 | 460-90-460 | REP | 83-06-076 |
| 460-33A-016 | NEW | 83-03-025 | 460-36A-175 | NEW-P | 83-15-041 | 460-90-470 | REP-P | 83-03-056 |
| 460-33A-017 | NEW | 83-03-025 | 460-36A-180 | NEW-P | 83-15-041 | 460-90-470 | REP | 83-06-076 |
| 460-33A-020 | NEW | 83-03-025 | 460-36A-185 | NEW-P | 83-15-041 | 460-90-480 | REP-P | 83-03-056 |
| 460-33A-025 | NEW | 83-03-025 | 460-36A-190 | NEW-P | 83-15-041 | 460-90-480 | REP | 83-06-076 |
| 460-33A-030 | NEW | 83-03-025 | 460-36A-195 | NEW-P | 83-15-041 | 460-90-490 | REP-P | 83-03-056 |
| 460-33A-035 | NEW | 83-03-025 | 460-46A-020 | AMD-P | 83-12-038 | 460-90-490 | REP | 83-06-076 |
| 460-33A-040 | NEW | 83-03-025 | 460-46A-020 | AMD | 83-15-025 | 460-90-500 | REP-P | 83-03-056 |
| 460-33A-050 | NEW | 83-03-025 | 460-46A-040 | AMD-P | 83-12-038 | 460-90-500 | REP | 83-06-076 |
| 460-33A-055 | NEW | 83-03-025 | 460-46A-080 | AMD-P | 83-12-038 | 460-90-510 | REP-P | 83-03-056 |
| 460-33A-060 | NEW | 83-03-025 | 460-46A-080 | AMD | 83-15-025 | 460-90-510 | REP | 83-06-076 |
| 460-33A-065 | NEW | 83-03-025 | 460-46A-085 | AMD-P | 83-12-038 | 460-90-900 | REP-P | 83-03-056 |
| 460-33A-070 | NEW | 83-03-025 | 460-46A-085 | AMD | 83-15-025 | 460-90-900 | REP | 83-06-076 |
| 460-33A-075 | NEW | 83-03-025 | 460-46A-090 | AMD-P | 83-12-038 | 460-90A-010 | NEW-P | 83-03-056 |
| 460-33A-080 | NEW | 83-03-025 | 460-46A-090 | AMD | 83-15-025 | 460-90A-010 | NEW | 83-06-076 |
| 460-33A-085 | NEW | 83-03-025 | 460-46A-091 | NEW-P | 83-12-038 | 460-90A-020 | NEW-P | 83-03-056 |
| 460-33A-090 | NEW | 83-03-025 | 460-46A-091 | NEW | 83-15-025 | 460-90A-020 | NEW | 83-06-076 |
| 460-33A-100 | NEW | 83-03-025 | 460-46A-095 | AMD-P | 83-12-038 | 460-90A-030 | NEW-P | 83-03-056 |
| 460-33A-105 | NEW | 83-03-025 | 460-46A-095 | AMD | 83-15-025 | 460-90A-030 | NEW | 83-06-076 |
| 460-33A-110 | NEW | 83-03-025 | 460-46A-155 | AMD-P | 83-12-038 | 460-90A-040 | NEW-P | 83-03-056 |
| 460-34A-010 | NEW-P | 83-15-042 | 460-46A-155 | AMD | 83-15-025 | 460-90A-040 | NEW | 83-06-076 |
| 460-34A-015 | NEW-P | 83-15-042 | 460-65A-010 | NEW | 83-03-024 | 460-90A-050 | NEW-P | 83-03-056 |
| 460-34A-020 | NEW-P | 83-15-042 | 460-65A-020 | NEW | 83-03-024 | 460-90A-050 | NEW | 83-06-076 |
| 460-34A-025 | NEW-P | 83-15-042 | 460-65A-030 | NEW | 83-03-024 | 460-90A-060 | NEW-P | 83-03-056 |
| 460-34A-030 | NEW-P | 83-15-042 | 460-65A-040 | NEW | 83-03-024 | 460-90A-060 | NEW | 83-06-076 |
| 460-34A-035 | NEW-P | 83-15-042 | 460-65A-100 | NEW | 83-03-024 | 460-90A-070 | NEW-P | 83-03-056 |
| 460-34A-037 | NEW-P | 83-15-042 | 460-65A-105 | NEW | 83-03-024 | 460-90A-070 | NEW | 83-06-076 |
| 460-34A-040 | NEW-P | 83-15-042 | 460-65A-110 | NEW | 83-03-024 | 460-90A-080 | NEW-P | 83-03-056 |
| 460-34A-045 | NEW-P | 83-15-042 | 460-65A-115 | NEW | 83-03-024 | 460-90A-080 | NEW | 83-06-076 |
| 460-34A-050 | NEW-P | 83-15-042 | 460-65A-125 | NEW | 83-03-024 | 460-90A-090 | NEW-P | 83-03-056 |
| 460-34A-055 | NEW-P | 83-15-042 | 460-90-100 | REP-P | 83-03-056 | 460-90A-090 | NEW | 83-06-076 |
| 460-34A-060 | NEW-P | 83-15-042 | 460-90-100 | REP | 83-06-076 | 460-90A-100 | NEW-P | 83-03-056 |
| 460-34A-065 | NEW-P | 83-15-042 | 460-90-110 | REP-P | 83-03-056 | 460-90A-100 | NEW | 83-06-076 |
| 460-34A-070 | NEW-P | 83-15-042 | 460-90-110 | REP | 83-06-076 | 460-90A-105 | NEW-P | 83-03-056 |
| 460-34A-075 | NEW-P | 83-15-042 | 460-90-120 | REP-P | 83-03-056 | 460-90A-105 | NEW | 83-06-076 |
| 460-34A-080 | NEW-P | 83-15-042 | 460-90-120 | REP | 83-06-076 | 460-90A-110 | NEW-P | 83-03-056 |
| 460-34A-085 | NEW-P | 83-15-042 | 460-90-122 | REP-P | 83-03-056 | 460-90A-110 | NEW | 83-06-076 |
| 460-34A-090 | NEW-P | 83-15-042 | 460-90-122 | REP | 83-06-076 | 460-90A-120 | NEW-P | 83-03-056 |
| 460-34A-095 | NEW-P | 83-15-042 | 460-90-125 | REP-P | 83-03-056 | 460-90A-120 | NEW | 83-06-076 |
| 460-34A-100 | NEW-P | 83-15-042 | 460-90-125 | REP | 83-06-076 | 460-90A-130 | NEW-P | 83-03-056 |
| 460-34A-105 | NEW-P | 83-15-042 | 460-90-130 | REP-P | 83-03-056 | 460-90A-130 | NEW | 83-06-076 |
| 460-34A-110 | NEW-P | 83-15-042 | 460-90-130 | REP | 83-06-076 | 460-90A-140 | NEW-P | 83-03-056 |
| 460-34A-112 | NEW-P | 83-15-042 | 460-90-140 | REP-P | 83-03-056 | 460-90A-140 | NEW | 83-06-076 |
| 460-34A-115 | NEW-P | 83-15-042 | 460-90-140 | REP | 83-06-076 | 460-90A-150 | NEW-P | 83-03-056 |
| 460-34A-120 | NEW-P | 83-15-042 | 460-90-150 | REP-P | 83-03-056 | 460-90A-150 | NEW | 83-06-076 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 461-08-180 | AMD-C | 83-04-037 | 468-42-161 | REP | 83-09-038 | 468-300-030 | READOPT | 83-07-062 |
| 461-08-180 | AMD | 83-06-031 | 468-42-164 | REP-P | 83-06-070 | 468-300-040 | AMD-P | 83-04-052 |
| 463-28-060 | AMD-E | 83-04-023 | 468-42-164 | REP | 83-09-038 | 468-300-040 | READOPT | 83-07-062 |
| 463-28-060 | AMD-P | 83-04-047 | 468-42-167 | REP-P | 83-06-070 | 468-300-070 | AMD-P | 83-04-052 |
| 463-28-060 | AMD-C | 83-08-014 | 468-42-167 | REP | 83-09-038 | 468-300-070 | READOPT | 83-07-062 |
| 463-28-060 | AMD | 83-08-031 | 468-42-169 | REP-P | 83-06-070 | 468-300-410 | AMD-P | 83-10-005 |
| 468-18-080 | AMD-E | 83-10-009 | 468-42-169 | REP | 83-09-038 | 468-300-410 | AMD-E | 83-10-006 |
| 468-18-080 | AMD-P | 83-10-010 | 468-42-202 | REP-P | 83-06-070 | 468-300-410 | AMD | 83-13-100 |
| 468-18-080 | AMD | 83-13-099 | 468-42-202 | REP | 83-09-038 | 468-310-010 | NEW-P | 83-15-023 |
| 468-30-060 | AMD-P | 83-15-030 | 468-42-224 | REP-P | 83-06-070 | 468-310-010 | NEW-E | 83-15-024 |
| 468-38-010 | AMD-P | 83-12-009 | 468-42-224 | REP | 83-09-038 | 468-310-020 | NEW-P | 83-15-023 |
| 468-38-010 | AMD-E | 83-12-010 | 468-42-270 | REP-P | 83-06-070 | 468-310-020 | NEW-E | 83-15-024 |
| 468-38-070 | AMD-P | 83-12-009 | 468-42-270 | REP | 83-09-038 | 468-310-030 | NEW-P | 83-15-023 |
| 468-38-070 | AMD-E | 83-12-010 | 468-42-272 | REP-P | 83-06-070 | 468-310-030 | NEW-E | 83-15-024 |
| 468-38-080 | REP-P | 83-11-032 | 468-42-272 | REP | 83-09-038 | 468-310-040 | NEW-P | 83-15-023 |
| 468-38-090 | REP-P | 83-11-032 | 468-42-290 | REP-P | 83-06-070 | 468-310-040 | NEW-E | 83-15-024 |
| 468-38-090 | AMD-P | 83-12-009 | 468-42-290 | REP | 83-09-038 | 468-310-050 | NEW-P | 83-15-023 |
| 468-38-090 | AMD-E | 83-12-010 | 468-42-291 | REP-P | 83-06-070 | 468-310-050 | NEW-E | 83-15-024 |
| 468-38-120 | AMD-P | 83-12-009 | 468-42-291 | REP | 83-09-038 | 468-310-060 | NEW-P | 83-15-023 |
| 468-38-120 | AMD-E | 83-12-010 | 468-42-302 | REP-P | 83-06-070 | 468-310-060 | NEW-E | 83-15-024 |
| 468-38-290 | AMD-P | 83-12-009 | 468-42-302 | REP | 83-09-038 | 468-310-070 | NEW-P | 83-15-023 |
| 468-38-290 | AMD-E | 83-12-010 | 468-42-308 | REP-P | 83-06-070 | 468-310-070 | NEW-E | 83-15-024 |
| 468-42-002 | REP-P | 83-06-070 | 468-42-308 | REP | 83-09-038 | 468-310-080 | NEW-P | 83-15-023 |
| 468-42-002 | REP | 83-09-038 | 468-42-395 | REP-P | 83-06-070 | 468-310-080 | NEW-E | 83-15-024 |
| 468-42-003 | REP-P | 83-06-070 | 468-42-395 | REP | 83-09-038 | 468-310-090 | NEW-P | 83-15-023 |
| 468-42-003 | REP | 83-09-038 | 468-42-401 | REP-P | 83-06-070 | 468-310-090 | NEW-E | 83-15-024 |
| 468-42-004 | REP-P | 83-06-070 | 468-42-401 | REP | 83-09-038 | 468-310-100 | NEW-P | 83-15-023 |
| 468-42-004 | REP | 83-09-038 | 468-42-410 | REP-P | 83-06-070 | 468-310-100 | NEW-E | 83-15-024 |
| 468-42-005 | REP-P | 83-06-070 | 468-42-410 | REP | 83-09-038 | 480-10 | REVIEW | 83-11-003 |
| 468-42-005 | REP | 83-09-038 | 468-42-501 | REP-P | 83-06-070 | 480-12 | REVIEW | 83-11-003 |
| 468-42-006 | REP-P | 83-06-070 | 468-42-501 | REP | 83-09-038 | 480-12-180 | AMD-P | 83-03-054 |
| 468-42-006 | REP | 83-09-038 | 468-42-504 | REP-P | 83-06-070 | 480-12-180 | AMD | 83-06-017 |
| 468-42-007 | REP-P | 83-06-070 | 468-42-504 | REP | 83-09-038 | 480-12-190 | AMD-P | 83-03-054 |
| 468-42-007 | REP | 83-09-038 | 468-42-507 | REP-P | 83-06-070 | 480-12-190 | AMD | 83-06-017 |
| 468-42-009 | REP-P | 83-06-070 | 468-42-507 | REP | 83-09-038 | 480-12-322 | NEW-P | 83-07-072 |
| 468-42-009 | REP | 83-09-038 | 468-42-509 | REP-P | 83-06-070 | 480-12-322 | NEW-C | 83-10-028 |
| 468-42-011 | REP-P | 83-06-070 | 468-42-509 | REP | 83-09-038 | 480-12-322 | NEW | 83-12-028 |
| 468-42-011 | REP | 83-09-038 | 468-42-512 | REP-P | 83-06-070 | 480-30 | REVIEW | 83-11-003 |
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