

Washington State Register

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CITATION

Cite all material in the Washington State Register by its issue number and sequence within that issue, preceded by the acronym WSR. Example: The 37th item in the August 5, 1981, Register would be cited as WSR 81-15-037.

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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.

1981 - 1982

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

<u>Issue No.</u>	<u>Closing Dates¹</u>			<u>Distribution Date</u>	<u>First Agency Action Date³</u>
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
<i>For Inclusion in—</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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82-24	Nov 3	Nov 17	Dec 1	Dec 15	Jan 4, 1983

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.

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

WSR 81-24-060
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Filed December 1, 1981]

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 Voluntary admission—Involuntary commitment, treatment and/or evaluation of mentally ill persons, amending chapter 275-55 WAC.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting is in a location which is barrier free;

that such agency will at 2:00 p.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 10, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 71.05.560.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 2:00 p.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: November 24, 1981

By: David A. Hogan

Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amending chapter 275-55 WAC.

Purpose of the rule or rule change is to revise, reorganize and clarify rules on admission to mental health treatment facilities.

Statutory Authority: RCW 71.05.560.

Summary of the Rule Change: WAC 275-55-020 Definitions. This section has been expanded to include additional categories as well as to incorporate definitions originally found elsewhere in the chapter; 275-55-021 Application of Rules to Minors. This permits chapter 275-55 WAC to more clearly and more consistently apply to minors; 275-55-030 Private Agencies Which may Admit Voluntary Patients. Deletes language already defined and modifies the title to be consistent with changes

under definitions; 275-55-040 Voluntary Admission to Public or Private Agency—Voluntary Adult. Revises language to coordinate with changes in the definition section; 275-55-050 Application for Admission—Voluntary Minor. Changes clarify age groups and addresses the use of inpatient care and/or psychotropic medications for self-admitted minors; 275-55-060 Admission to Public Agency—Voluntary Minor. This change specifies to whom the county designated mental health professional will submit a written evaluation; 275-55-071 Discharge—Voluntary Minor. This was formerly 275-55-130 and that section was moved to this location to become part of a logical grouping of sections related to voluntary patients; 275-55-081 Periodic Review—Voluntary Inpatient. This was formerly 275-55-150. That section is moved to this location to become part of a logical grouping of sections related to voluntary patients; 275-55-090 Limitation on Length of Stay—Readmission Voluntary Patients. This section now references appropriate RCW; 275-55-110 Discharge of Voluntary Patient—Release of Clinical Summary. These changes coordinate language and intent with changes in definitions section. They specify grounds and procedures for discharge of patient by type of admission to better assure patient's right to confidentiality of clinical records; 275-55-121 Involuntary Detention and Commitment—Minor. This was formerly 275-55-140. That section is moved to this location to become part of a logical grouping of sections related to involuntary patients. Language that already appears in chapter 72.23 RCW has been deleted; 275-55-131 Non-admission of Involuntarily Detained Persons—Transportation. This new section is to give prominence to the issue of responsibility for transportation of non-admitted, involuntarily detained persons; 275-55-141 Protection of Patients' Property—Involuntary Patient. This was formerly 275-55-200. That section is moved to this location to become part of a logical grouping of sections relating to involuntary patients. Additional reference is made to the applicable RCW; 275-55-151 Evaluation and Examination—Involuntary Patient. This was formerly 275-55-180. That section is moved to this location to become a part of a logical grouping of sections relating to involuntary patients; 275-55-161 Treatment Prior to Hearings—Involuntary Patient. This was formerly 275-55-190. That section is moved to this location to become part of a logical grouping of sections related to the involuntary patients; 275-55-171 Early Release or Discharge of Involuntary Patient—Release of Clinical Summary—Notification of Court. This was originally part of 275-55-110. This section now more clearly specifies grounds and procedures for discharge of patient by type of admission; 275-55-181 Conditional Release—Involuntary Patient. This was formerly 275-55-120. That section is moved to this location to become part of a logical grouping of sections relating to involuntary patients. Section sets up conditions for continuation of conditional release; 275-55-191 Revocation of Conditional Release—Secretary's Designee—Involuntary Patient. This was formerly 275-55-230. That section is moved to this location to become

part of a logical grouping of sections related to involuntary patients; 275-55-201 Discharge of Indigent Patient—Involuntary Patient. This was formerly 275-55-240. That section is moved to this location to become part of a logical grouping of sections relating to involuntary patients. It reemphasizes the procedures necessary to reduce hardship for indigents under initial detention; 275-55-211 Advising Patient of Rights. This was formerly 275-55-170. That section is moved to this location to become part of a logical grouping of sections related to patient rights. It specifies the procedure for advising patients of rights upon admission and further specifies that an involuntary patient shall be informed of who has been notified concerning his admission. It also references advising patients of rights when an initial detention is for an outpatient component; 275-55-231 Conversion to Voluntary Status by Involuntary Patient—Rights. This was formerly 275-55-210. That section is moved to this location to become part of a logical grouping of sections relating to patient rights; 275-55-241 Rights of Patient. This was formerly 275-55-270. That section is moved to this location to become part of a logical grouping of sections related to patient rights. Wording now coincides with the definitions section. Additionally, rule change was necessary to further assure confidentiality of records and to define 72-hour period; 275-55-261 Requirements for Certifying Evaluation and Treatment Components. This was originally included in 275-55-280. It sets out the requirements of an evaluation and treatment program and its components, and clarifies the county's ability to provide these components itself or arrange to have them provided by other agencies. Section sets out the responsibilities of the individual designated by the county as administrator of the evaluation and treatment program; 275-55-263 Certification Standards for Evaluation and Treatment Components. This includes information originally in 275-55-280. It defines the components of an evaluation and treatment program, and sets out the various requirements necessary for certification to provide these components; 275-55-271 Outpatient Component. This was originally 275-55-282. New section addresses requirements for outpatient services, and subsections (2)(d) and (2)(f) permit the mental health professional to modify review or consultation periods; 275-55-281 Emergency Component. This was formerly 275-55-284; 275-55-291 Short-term Inpatient Component. This was formerly 275-55-286. Subdivision (3)(a) indicates structural standards required for inpatient component and includes skilled nursing home, intermediate care facility and congregate care facility. Subsection (4) also gives the division director authority to exempt these requirements for components providing specially funded residential treatment beds in response to Senate Bill 3636; 275-55-293 Certification Procedure—Waivers—Provisional Certification. The purpose of this new rule is to remove ambiguities and inconsistent practices from the certification procedure; 275-55-295 Decertification. This section is to comply with appropriate RCW covering decertification; 275-55-301 Alternatives to Inpatient Treatment. This was formerly 275-55-080. That section has been moved to this location to give greater visibility to the issue of exploring less

restrictive alternatives to inpatient treatment; 275-55-331 Requirements for Evaluation and Treatment Facilities Serving Minors. This was formerly 275-55-288. That section was moved to this location to become part of a logical grouping of sections related to certification standards. It adds a new subsection (3) prohibiting placement of a minor on an adult inpatient unit except where no other alternative exists or in case of an emergency; 275-55-341 Use of Restraints and Seclusions by Agency Not Certified as an Evaluation and Treatment Facility. This is a new rule intended to establish procedures for facilities not covered by this or other appropriate statutes or regulations; 275-55-351 Research. This section now updates the appropriate WAC to be used in the protection of human subject research. It also includes procedures where the disclosure of patients' personal records are involved; 275-55-361 Involuntary Evaluation and Treatment Costs—Responsibility of Involuntary Patient. This was originally included in 275-55-290. Section sets out the responsibility of the patient or his estate for evaluation and treatment costs; 275-55-363 Involuntary Evaluation and Treatment Costs—Collection by Agency. This section sets out the procedure for collecting costs for evaluation and treatment from the involuntary patient. It also indicates the procedure that the provider agency must follow in contacting the local Community Service Office to determine if patient is eligible for any medical assistance programs. Section also sets up the procedure for billing the department for the balance of costs. Subsection (6) indicates that the amount the CSO sets up as that which the patient should be liable to pay shall not be billed to the department but shall be collected from the patient by the provider agency; 275-55-365 Involuntary Evaluation and Treatment Costs—Responsibility of County. This procedure originally appeared in 275-55-290. This section directs that all requests for reimbursement shall be made through the county, which shall review and approve them prior to submittal to the department; 275-55-367 Involuntary Evaluation and Treatment Costs—Responsibility of Department. This section indicates the department's responsibility for payment of uncollected evaluation and treatment costs except those costs for which the CSO has determined the patient should continue to be liable. Section also addresses the definition of increased involuntary commitment administrative costs; and 275-55-371 Exceptions to Rules—Waivers. These rules are necessary to permit reasonable flexibility in responding to unpredictable situations, unusual conditions and marked differences in utilization of available resources. The rules basically state that any person or agency subject to the provisions of this chapter may seek a waiver of any requirement therein.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Ted Brien, Program Administrator for Court-Mandated Clients, Mental Health Division, Mailstop: OB-42F, Phone: 3-5414.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 900, filed 1/25/74)

WAC 275-55-010 PURPOSE. These regulations are adopted pursuant to and in accordance with chapter ~~((142, Laws of 1973, 1st ex. sess.))~~ 71.05 and 72.23 RCW. ~~((They))~~ These regulations are adopted to provide operational procedures for the voluntary ~~((admission))~~ treatment, involuntary commitment, evaluation and/or treatment ~~((, and/or evaluation))~~ of mentally ill persons; to provide standards for certification of evaluation and treatment facilities; and to provide procedures for financial assistance to counties and evaluation and treatment facilities.

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-020 DEFINITIONS. (1) "Department" means the department of social and health services of the state of Washington.

(2) "Secretary" means the secretary of the department of social and health services or his or her designee.

(3) "Director" means the director of the ~~((bureau of))~~ mental health ~~division~~ of the department of social and health services or his or her designee.

(4) ~~(("Facility" means an evaluation and/or treatment facility certified as such by the department))~~ "Superintendent" means the superintendent of a state hospital or his or her designee.

(5) "Chapter" means chapter ~~((142, Laws of 1973 1st ex. sess., or as thereafter amended))~~ 275-55-WAC.

(6) ~~(("Rule" means a rule within these rules and regulations))~~ "County designated mental health professional" means a person who has been appointed by the county to perform the duties specified in chapter 71.05 RCW, and

(a) Who meets the educational and/or experience requirements as specified in WAC 275-55-020(33)(a), (b), (c), or

(b) Where exception has been granted by the director pursuant to WAC 275-55-020(33)(d).

(7) ~~(("Section" means a section of chapter 142, Laws of 1973 1st ex. sess., or as thereafter amended))~~ "Professional person in charge" as used in chapter 71.05 RCW and these rules, unless otherwise defined, means the mental health professional having chief clinical responsibility for the mental health evaluation and treatment unit within the agency, or his or her designee who must also be a mental health professional.

(8) ~~(("Seventy-two hour period" shall be computed by including Saturdays, but excluding Sundays and holidays as specified in RCW 1-16-050))~~ "Available physician or other professional person" as used in RCW 71.05.090 means either any mental health professional on staff of the facility or one who can meet the requirements of the facility for providing services in that facility.

(9) ~~(("Designated mental health professional" means a person who has been appointed by the county commissioners to perform the duties specified in the act, and))~~ "Agency" means a public or private agency as specified in RCW 71.05.020(6) and (7), respectively.

~~((a) Who meets the educational and/or experience requirements as specified in WAC 275-55-100(1)(a)(b)(c) of these rules and regulations, or~~

(b) Where exception has been granted by the director of the bureau of mental health pursuant to WAC 275-55-100(1)(d);))

(10) ~~(("Mental health professional" means a person who meets the educational and/or experience requirements as specified in WAC 275-55-100 of these rules and regulations and who is primarily involved in evaluation and treatment. The duties and responsibilities of "mental health professionals" and "designated mental health professionals" shall be as defined in chapter 71.05 RCW))~~ "Rule" means a rule within these rules and regulations.

(11) ~~(("Professional person in charge" as used in the chapter and these rules, unless otherwise defined, shall mean the professional person having chief clinical responsibilities for mental health evaluation and treatment within the institution, hospital, sanitarium or facility involved, or his designee))~~ "Facility" means an evaluation and treatment facility.

(12) "Component" means any one of the three evaluation and treatment services required to be provided within an evaluation and treatment program as specified by WAC 275-55-020(14)(a) and (b), and required to be certified as specified by WAC 275-55-020(13)(b).

(13) "Evaluation and treatment facility" means an agency which provides directly and/or by contract one or more components in compliance with the following:

(a) The agency shall be under contract to an evaluation and treatment program pursuant to WAC 275-55-261. Exceptions to this rule are as specified in WAC 275-55-020(13)(c).

(b) Each component of the agency shall be certified by the department pursuant to WAC 275-55-261(3) and (6), and 275-55-263. Exceptions to this rule are as specified in WAC 275-55-020(13)(c). Certification is required for any component serving involuntary patients. Certification of a component shall not preclude such component from serving voluntary patients also. A certified component shall comply with all rules and regulations of this chapter and with chapter 71-05 RCW as applicable to both involuntary and voluntary patients.

(c) Exceptions:

(i) Any agency operating a component serving voluntary patients exclusively will not require certification of such component nor require being under contract to an evaluation and treatment program.

(ii) A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility.

(iii) A facility which is part of, or operated by, the department or any federal agency will not require certification of its component or components nor require being under contract to an evaluation and treatment program.

(14) "Evaluation and treatment program" means a coordinated system of evaluation and treatment services that is administered by an agency or a county pursuant to WAC 275-55-261, and is provided to involuntary patients and to persons who voluntarily seek treatment for a mental disorder.

(a) Such evaluation and treatment services shall include at least all three of, but are not limited to, the following components:

(i) Outpatient.

(ii) Emergency.

(iii) Short-term inpatient.

(b) Such evaluation and treatment services shall be provided by an evaluation and treatment facility or facilities.

(15) "Medical evaluation" means an evaluation performed by a licensed physician which includes both a mental status and physical examination.

(16) "Patient" means a person admitted to an agency, facility or component, voluntarily or involuntarily, for observation, evaluation, care and/or treatment for a mental disorder.

(17) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on an individual's cognitive or volitional functions. Diagnoses shall be made in accordance with the current diagnostic and statistical manual of the American psychiatric association.

(18) "Involuntary patient" means a person who, as a result of a mental disorder, presents a likelihood of serious harm (RCW 71.05.020(3)) or is gravely disabled (RCW 71.05.020(1)), and is initially detained and/or court-committed for evaluation and treatment.

(19) "Detention" means a person being held in a facility involuntarily pursuant to applicable sections of chapter 71.05 RCW, and the person not being permitted willful physical movement beyond that facility without express prior permission.

(20) "Initial detention" means the first seventy-two hour period, or part thereof, or involuntary evaluation and treatment required by a petition for initial detention, emergency detention, or supplementary petition for initial detention.

(21) "Seventy-two hour period" shall be computed to:

(a) Start on the time and date the facility provisionally accepts the person to be detained as specified in RCW 71.05.170, and

(b) Exclude Saturdays, Sundays, and holidays.

(22) "Provisional acceptance" means the facility shall immediately accept the person under initial detention brought to the facility by a peace officer or a county designated mental health professional, and shall detain such person until determination is made as to whether the person meets the criteria for admission. For hospitals not admitting directly to the hospital's inpatient unit, provisional acceptance and admission to the emergency room are one and the same.

(23) "Admission" means acceptance of a person as a patient by the facility at the first point of entry. Admission to a component of a facility is an admission to that facility.

(24) "Discharge" means release of a patient from a component or from a facility.

(25) "Transfer," unless otherwise defined, means a move of the patient by a facility between treatment services or components of the facility, or between facilities, and may or may not include a discharge from the transferring service, component or facility.

(26) "Release from commitment" means legal termination of the order of commitment.

(27) "Early release" means release of the involuntary patient from the order of commitment prior to the original expiration date of that commitment order.

(28) "Conditional release" means a transfer of the involuntary patient from inpatient to outpatient treatment pursuant to conditions specified for the patient by the transferring facility or component. The involuntary patient remains under order of commitment.

(29) "Shock treatment" means electroconvulsive therapy.

(30) Whenever used in this chapter, the masculine shall include the feminine and the singular shall include the plural.

(31) "County" means a county, or a combinations of counties which jointly agree to provide or cause to be provided the services required by this section.

(32) "Coordinator" means county mental health coordinator, and is the person appointed by the county to supervise and/or otherwise coordinate the community mental health program services of a county.

(33) "Mental health professional" means a person regularly involved in mental health evaluation and treatment, and who qualifies as one of the following:

(a) A psychiatrist, psychologist, psychiatric nurse, or social worker.

(b) A person with a master's degree or further advanced degree from an accredited college or university in counseling or in one of the social sciences. Such person shall have, in addition, at least two years of experience in direct treatment of mentally ill or emotionally disturbed persons, such experience gained under the supervision of a mental health professional.

(c) A physician licensed to practice medicine in the state of Washington.

(d) A person who is otherwise qualified to perform the duties of a mental health professional but does not meet the requirements listed in subsection (33)(a), (b), or (c) of this section, where an exception to such requirements has been granted by the director upon submission of a written request by the county involved, such request to document the following:

(i) The extent to which the county has made an effort to provide and has the capability of providing a mental health professional;

(ii) The amount and type of employment experience which the applicant possesses. Such an applicant shall have had at least three years experience in the direct treatment of mentally ill or emotionally disturbed persons, such experience gained under the supervision of a mental health professional, as defined under subsection (33)(a), (b), or (c) of this section;

(iii) The overall needs of the mental health program in the particular county involved; and

(iv) Such factors as shall be brought to the attention of the director by the county involved.

(34) "Psychiatrist" means a physician licensed to practice medicine in the state of Washington who has, in addition, completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association.

(35) "Psychologist" means those persons defined as such in RCW 71.05.020(14).

(36) "Social worker" means those persons defined as such in RCW 71.05.020(15).

(37) "Psychiatric nurse" means a registered nurse who has a bachelor's degree from an accredited college or university, and who has had, in addition, at least one year's experience in the direct treatment of mentally ill or emotionally disturbed persons, such experience gained under the supervision of a mental health professional as defined in subsection (33)(a), (b), or (c) of this section. "Psychiatric nurse" shall also mean any other registered nurse who has had three years of such experience.

(38) "Psychiatric nurse clinician" means a registered nurse who has a master's degree or further advanced degree from an accredited college or university and whose graduate specialization was in psychiatric nursing.

NEW SECTION

WAC 275-55-021 APPLICATION OF RULES TO MINORS. Where no reference is made to a minor in a particular rule and no specific rule for minors is found in this chapter, or in chapter 71.05 RCW, or in RCW 72.23.070, then the particular rule in question shall apply to the minor as well as to the adult.

AMENDATORY SECTION (Amending Order 900, filed 1/25/74)

WAC 275-55-030 PRIVATE ((INSTITUTIONS)) AGENCIES WHICH MAY ADMIT VOLUNTARY PATIENTS. Any private ((institution, hospital, or sanitarium which includes a department or ward conducted for the care and treatment of persons who are mentally ill or deranged)) agency, as defined in RCW 71.05.020(7), may receive ((therein)) as a voluntary patient any person suffering from a mental ((illness or derangement for the treatment for said illness)) disorder.

((1)) "Mental illness or derangement" as here used shall mean mental disorder which presents likelihood of serious harm to others or self or which causes a person to be gravely disabled:

(2) "Department or ward" as here used shall mean facilities programmed and staffed appropriately to provide adequate care to the mentally ill or deranged:)

AMENDATORY SECTION (Amending Order 955, filed 7/26/74)

WAC 275-55-040 VOLUNTARY ADMISSION TO PUBLIC OR PRIVATE ((INSTITUTION)) AGENCY—VOLUNTARY ADULT ((PATIENT—NO CONSERVATOR OR GUARDIAN)). Any ((institution, hospital, or sanitarium)) private agency receiving a voluntary patient ((18)) eighteen years of age or older pursuant to WAC 275-55-030 ((above)) and any public ((institution, hospital, or sanitarium)) agency as defined in RCW 71.05.020(6) receiving such patient, shall require written application signed by the voluntary patient stating that such application is a voluntary action by the patient, ((the application form to state rights retained by such voluntary patient under WAC 275-55-270(1) and (2), with a copy to be retained by the patient personally)) and shall advise such patient of his or her rights pursuant to WAC 275-55-211(1).

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-050 ((VOLUNTARY)) APPLICATION FOR ADMISSION—VOLUNTARY MINOR. (1) A person ((under 18)) seventeen years of age or under, or others on his or her behalf, may make application for and authorize treatment pursuant to ((the following:)) RCW 72.23.070.

((1)) All voluntary applications for admissions of persons under the age of 13 shall be made by the parent(s), conservator, guardian, or other person entitled to custody:

(2) All applications on behalf of minors more than 13 years of age shall be accompanied by a written consent of the minor:

((3) A) (2) Any person ((under the)) age ((of 18 but over the age of 13)) fourteen through and including age seventeen may make application for and receive mental health care upon his or her own application without consent of his or her parent, parents, guardian, conservator, or other person entitled to custody, unless such treatment involves inpatient care and/or prescription of psychotropic medication.

(a) Applications for voluntary inpatient care made by persons in such age range shall be accompanied by a written consent of the parent(s), conservator, guardian, or other person entitled to custody.

(b) Prescription of psychotropic medications shall be made only with prior written consent of the parent(s), conservator, guardian, or other person entitled to custody.

(4) Every person seventeen years of age or under shall have all the rights provided for persons eighteen years of age or over as set forth in this chapter, in chapter 71.05 and 72.23 RCW, except those rights specifically modified by RCW 72.23.070. Further, a copy of all such rights shall be provided to the minor upon admission.

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-060 ((VOLUNTARY)) ADMISSION TO PUBLIC ((INSTITUTIONS, HOSPITALS, SANITARIUMS OR FACILITIES)) AGENCY—VOLUNTARY MINOR. (1) Upon receipt of any application for admission of a minor to an inpatient unit of a public agency as defined in RCW 71.05.020(6), such agency shall notify the designated county mental health professional of the county of the patient's residence, who shall submit a written report and evaluation with recommendations to the superintendent or the professional person in charge of such agency as to whether treatment is necessary and proper on a voluntary basis, and stating reasons for such voluntary ((commitment)) treatment. (Reference RCW 72.23.070(2))

(2) After receipt of such recommendations, the professional person in charge ((or his designee)) shall make final determination as to the admission of the minor.

(3) Before receipt of such recommendations, a patient may be temporarily admitted if the professional person ~~((or his designee))~~ in charge determines temporary admission to be in the best interest of that patient.

NEW SECTION

WAC 275-55-071 DISCHARGE—VOLUNTARY MINOR. (1) A voluntarily admitted minor fourteen years of age or over shall have the right to release in accordance with RCW 72.23.070(e).

(2) Minors thirteen years of age or under shall not be released at the request of the minor but shall be released immediately upon the request of such minor's parent(s), conservator, guardian, or other person entitled to custody, unless the professional person in charge objects immediately in writing to the juvenile court specifying grounds sufficient for involuntary detention of the minor.

(3) When the facility objects immediately in writing to the juvenile court specifying grounds sufficient to allow involuntary detention, and serves a copy of such objection to the parent(s), conservator, guardian or other person entitled to custody, the facility may detain the minor patient until the next judicial day at which time a petition for involuntary treatment must be filed. When the petition is filed, the minor may be held for a further reasonable time, not to exceed five judicial days, in order for the juvenile court to hear such petition.

(4) The immediate objection in writing to the juvenile court as required by this rule shall be the same as a petition for initial detention of the minor, and shall be filed with the juvenile court on the next judicial day.

NEW SECTION

WAC 275-55-081 PERIODIC REVIEW—VOLUNTARY INPATIENT. The condition and status of a voluntary patient shall be reviewed at least each one hundred eighty days. (Reference RCW 71.05.050) At the time of such review, the patient shall again be advised orally of his or her right to release and in writing of his or her rights as set forth under WAC 275-55-241(1) and (2). The patient's review shall include but not be limited to an evaluation of the patient's individual treatment program and progress, recommendations for future treatment, and consideration of possibly less restrictive treatment. Such review shall be undertaken under the supervision and direction of the professional person in charge. Written documentation of such review shall be maintained in the patient's clinical record.

AMENDATORY SECTION (Amending Order 900, filed 1/25/74)

WAC 275-55-090 ((VOLUNTARY PATIENTS—)) LIMITATION ON LENGTH OF STAY—READMISSION VOLUNTARY PATIENTS. No person shall be carried continuously as a voluntary patient for a period of more than one year. (Reference RCW 72.23.100 and 71.05.050) However, a patient may be readmitted pursuant to admission procedures at the end of any one-year period.

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-110 ((RELEASE)) DISCHARGE OF VOLUNTARY ((AND INVOLUNTARY)) PATIENT—RELEASE OF CLINICAL SUMMARY. (1) For the purposes of this section, "hospital" includes state and federal hospitals for the mentally ill.

~~((+))~~ (2) Nothing in these rules and regulations shall be construed so as to prohibit the superintendent or professional person in charge ~~((of a facility in which a person is being treated))~~ from ~~((releasing that person))~~ discharging a patient at any time when, in the opinion of ~~((said))~~ the superintendent or professional person in charge, ~~((further commitment would no longer be in the best interests of the patient. Upon release, every patient voluntarily or involuntarily admitted or committed pursuant to this chapter shall be advised both orally and in writing of the following. No person is presumed incompetent nor does any person lose any civil rights as a consequence of receiving evaluation and/or treatment for mental disorder, whether voluntary or involuntary, pursuant to Washington law dealing with mental illness))~~ the patient's condition is no longer appropriate for treatment at that hospital or facility.

~~((2))~~ Any public or private institution, hospital, sanitarium or facility which receives a voluntary patient pursuant to this chapter shall forward notice of release of such patient to the director within 72 hours of such release if such patient has been receiving inpatient treatment on a continuous basis for over six months.)

(3) Upon ~~((release, the public or private institution, hospital, sanitarium or evaluation and treatment))~~ discharge of the voluntary patient the hospital or facility shall:

(a) Seek the patient's permission for release of a clinical summary concerning the patient's condition to the physician, psychiatrist or therapist of his or her choice, or to the local treatment facility or community mental health ~~((treatment))~~ program. ~~((The patient refusing such release shall be notified that a clinical summary concerning his condition and the fact of his release will be forwarded to the designated county mental health treatment agency or professional of the county of the patient's residence and shall remain confidential. All records will be available for use of the person to whom such summary is sent, and he will be so advised.))~~ (Reference RCW 71.05.380)

(b) Advise the patient of his or her competency pursuant to WAC 275-55-221.

~~((4))~~ Whenever any person involuntarily committed or detained pursuant to this chapter is released prior to expiration of court-ordered commitment, the court ordering such commitment shall be notified either orally or in writing prior to such release of the date of release and release plans through the office of the court clerk. If the court was notified orally and not in writing prior to release, then the facility shall send written confirmation of release by letter addressed to the clerk of court within 24 hours after such release. The county designated mental health professional shall be sent a copy of any written court notification.

(5) If the person is not approved for admission by a facility providing 72-hour evaluation and treatment and the person has not been arrested, the facility shall furnish transportation for the person to his place of residence or other appropriate place. If the person to be released has been arrested, he will be placed in the custody of the arresting agency.)

NEW SECTION

WAC 275-55-121 INVOLUNTARY DETENTION AND COMMITMENT—MINOR. No minor shall be involuntarily committed for treatment of a mental disorder or involuntarily detained for evaluation as to the existence of a mental disorder except according to the following requirements:

- (1) The facility accepting the involuntary minor patient must;
 - (a) Be certified pursuant to WAC 275-55-331; or
 - (b) Be part of or operated by the department or any federal agency and be designated to provide services to minors by the department.
- (2) The involuntary commitment is pursuant to a juvenile court order and shall be in accordance with RCW 72.23.070(3)(b).

NEW SECTION

WAC 275-55-131 NONADMISSION OF INVOLUNTARILY DETAINED PERSON—TRANSPORTATION. (1) Admission shall not be denied to a person under initial detention except pursuant to the circumstances specified in WAC 275-55-263(2)(a).

(2) If the person is not admitted by a facility, transportation or arrangements for custody shall be made in accordance with RCW 71.05.190.

NEW SECTION

WAC 275-55-141 PROTECTION OF PATIENT'S PROPERTY—INVOLUNTARY PATIENT. (1) Articles brought to the facility shall be inventoried and those not kept by the patient shall be housed by the facility giving due regard to reasonable precautions necessary to safeguard such property.

(2) The peace officer or mental health professional escorting the patient to the facility shall take reasonable precautions to safeguard the property of the patient which is in the immediate vicinity of the point of apprehension.

(3) Reasonable precautions shall be taken to safeguard belongings not in the immediate vicinity of the patient by the escorting officer or mental health professional, and/or facility when notice of possible danger thereto is received. Further, reasonable precautions shall be taken to lock and otherwise secure the domicile of the patient as soon as possible after the patient's initial detention. (Reference RCW 71.05.220)

NEW SECTION

WAC 275-55-151 EVALUATION AND EXAMINATION—INVOLUNTARY PATIENT. Persons doing the initial detention

evaluation and treatment pursuant to RCW 71.05.210 shall not include the county designated mental health professional responsible for the detention, unless no other mental health professional is reasonably available and specific exemption has been granted by the director.

NEW SECTION

WAC 275-55-161 TREATMENT PRIOR TO HEARINGS—INVOLUNTARY PATIENT. Any involuntary patient may refuse all but emergency lifesaving treatment beginning twenty-four hours prior to any hearing. On admission to the facility such patient shall be informed of his or her right to refuse all treatment except lifesaving treatment during such twenty-four hour period and shall again be so informed within one hour prior to the twenty-four hour period before court hearing. The patient shall be asked if he or she wishes to decline treatment during such twenty-four hour period, and the answer shall be in writing and signed where possible. Compliance with this procedure shall be documented in the patient's clinical record. This section does not preclude use of physical restraints and/or seclusion to protect against injury to the patient or others. (Reference RCW 71.05.200)

NEW SECTION

WAC 275-55-171 EARLY RELEASE OR DISCHARGE OF INVOLUNTARY PATIENT—RELEASE OF CLINICAL SUMMARY—NOTIFICATION OF COURT. (1) Nothing in these rules and regulations shall be construed so as to prohibit the superintendent or professional person in charge from granting an early release to and/or discharging an involuntary patient at any time when, in the opinion of the superintendent or professional person in charge, the involuntary patient:

(a) May be granted an early release on the grounds that such patient:

- (i) No longer presents a likelihood of serious harm;
- (ii) No longer is gravely disabled;
- (iii) Is an appropriate candidate for and will accept voluntary treatment elsewhere upon referral; or
- (iv) Is an appropriate candidate for and will accept voluntary treatment at the hospital or facility in which the person is currently a patient.

(b) May be concurrently discharged, if granted an early release, on the grounds that his or her condition is no longer appropriate for treatment at that hospital or facility.

(c) May not qualify for early release, but on the grounds that his or her condition is no longer appropriate for treatment at that hospital or facility may be transferred or discharged under the provisions for conditional release as specified in WAC 275-55-181.

(2) Upon transfer or discharge of the involuntary patient not granted an early release, the hospital or facility shall notify the patient that a clinical summary will be forwarded without his or her consent to the receiving facility or component for the purposes of effecting a conditional release, and that such disclosure shall remain confidential.

(3) Upon early release, discharge or transfer, the patient shall be advised of his or her competency pursuant to WAC 275-55-221.

(4) Whenever an involuntary patient is granted an early release, the court ordering the original commitment shall be notified in writing of the date of release and release plans. The county designated mental health professional shall be sent a copy of such written court notification. (Reference RCW 71.05.330)

NEW SECTION

WAC 275-55-181 CONDITIONAL RELEASE—INVOLUNTARY PATIENT. (1) At any time during the period of commitment, that the superintendent or professional person in charge may determine that the involuntary patient receiving inpatient services can be more appropriately served by outpatient treatment, such treatment may be required in accordance with RCW 71.05.340.

(2) Ongoing determination for conditional release shall be based on periodic personal contacts with the patient by the facility designated to provide outpatient treatment, (see WAC 275-55-271(2)), and will be documented in the patient's clinical record. Such contacts shall occur at the following intervals during the period of conditional release:

- (a) Fourteen day period – At least once weekly.
- (b) Ninety day period – At least once each month.
- (c) One hundred eighty day period – At least once each month.
- (3) Any patient conditionally released pursuant to RCW 71.05.340 and this section shall be notified orally and in writing of the terms and

conditions of the release and shall be notified in writing of any subsequent modifications of such terms and conditions. Other notifications shall be as set forth in RCW 71.05.340. All conditions and modifications thereof shall be made a part of the patient's clinical record. Written acknowledgement from the patient shall:

(a) Be obtained for receipt of the terms and conditions of release by the superintendent or the professional person in charge of the releasing facility or component.

(b) Be obtained for any subsequent modification of the terms of conditional release by the professional person in charge of the receiving facility or component.

NEW SECTION

WAC 275-55-191 REVOCATION OF CONDITIONAL RELEASE—SECRETARY'S DESIGNEE—INVOLUNTARY PATIENT. (1) The secretary's designee for purposes of revocation of conditional release under RCW 71.05.340 shall be:

(a) The superintendent of the state hospital or his or her specified designee from which the patient was conditionally released, or

(b) The director of the division of mental health or his or her specified designee.

(2) Revocation procedures will be as otherwise specified in RCW 71.05.340, including the responsibilities of the designated county mental health professional.

NEW SECTION

WAC 275-55-201 DISCHARGE OF INDIGENT PATIENT—INVOLUNTARY PATIENT. (Reference RCW 71.05.350) (1) No indigent patient who is an inpatient in any evaluation and treatment facility shall be discharged or conditionally released during or at the expiration of any involuntary confinement period without suitable clothing and funds of at least the minimum specified under RCW 72.02.100. If such patient has funds of less than such minimum amount, the patient shall be provided an amount necessary to reach such minimum. If the indigent patient has no funds, the total minimal amount shall be provided. Request for suitable clothing or funding therefor and funds shall be made by the person in charge of the facility to the superintendent of the nearest state hospital. Such request shall be made at least seventy-two hours ahead of expected release in the case of any patient under a fourteen day or longer involuntary confinement period.

(2) In the case of an indigent patient under initial detention, the person in charge of the facility may provide suitable clothing and funds as specified in this section, from resources of the facility, and shall immediately notify the superintendent of such action. The department may then be billed by the facility.

(3) For the purposes of this rule, the superintendent may designate a staff member within the department to handle funding and clothing requests.

(4) If funding is available, the superintendent may provide in addition to the minimum funding required by RCW 72.02.100, an additional amount of up to the optional amount specified in RCW 72.02.100 to any indigent patient who applies therefor if such extra funding is necessary for personal and/or living expenses of such patient.

(5) As funds are available, the secretary may provide, as an alternative to the funding specified in subsection (1) of this section, for the conditionally released patient, a weekly payment of an amount specified in RCW 72.02.110 for a period of up to the total time of conditional release.

(6) No patient regardless of the length of involuntary confinement shall be released without transportation to his or her place of residence or other suitable place. If the patient has no suitable means of transportation and is also indigent, then the facility shall provide for transportation by the least expensive method of public transportation not to exceed a cost of one hundred dollars, or, in the alternative, the facility may provide such transportation.

(7) If the superintendent has reasonable cause to believe that the patient to be released has ample funds to assume expenses of clothing, transportation, or other payments made herein, the person released shall be required to assume such expenses and the superintendent shall so advise.

(8) "Indigent patient" for the purposes of this rule means "inability to pay" as determined by the income and resource standards set forth in WAC 388-15-020(2)(a).

(9) Where funding is available, the secretary or the superintendent may at his or her discretion provide funds or clothing pursuant to this rule and the laws of the state of Washington to voluntary patients.

NEW SECTION

WAC 275-55-211 **ADVISING PATIENT OF RIGHTS.** (1) Any person voluntarily admitted for inpatient treatment to any agency shall, upon admission, be advised orally by the agency of his or her right to immediate release and shall be further advised in writing of all rights secured to him or her pursuant to RCW 71.05.050 and to WAC 275-55-241(1) and (2).

(2) All persons involuntarily admitted to the inpatient, outpatient or emergency component of a facility shall, upon admission, be advised both orally and in writing by the component of the following (Reference RCW 71.05.200 and 71.05.210):

(a) Each right that the patient has as an involuntary patient (listed in WAC 275-55-241(1) and (3)). In addition, when possible, a responsible member of the immediate family, guardian, or conservator, if any, and such other person as designated by the patient shall receive notification in writing of the patient's confinement and his or her rights retained as an involuntary patient. The patient shall be informed as to who has been notified.

(b) That within twenty-four hours of admission, the patient will undergo a medical evaluation and a psychosocial evaluation to determine whether continued detention within the facility will be necessary.

(c) That if the patient is not released within seventy-two hours, excluding Saturdays, Sundays, and holidays, the patient will be entitled to a judicial hearing before a superior court to decide whether the patient's continued detention within the facility is necessary.

(3) Upon discharge and/or early release as specified in WAC 275-55-110 and 275-55-171, every patient voluntarily admitted or involuntarily committed pursuant to chapter 71.05 RCW shall be advised both orally and in writing of the following: No person is presumed incompetent nor does any person lose any civil rights as a consequence of receiving evaluation and/or treatment services for a mental disorder, whether voluntary or involuntary, pursuant to Washington law dealing with mental illness. (Reference RCW 71.05.450)

NEW SECTION

WAC 275-55-231 **CONVERSION TO VOLUNTARY STATUS BY INVOLUNTARY PATIENT—RIGHTS.** Patients committed by court order to involuntary treatment shall have all the rights of voluntary patients as specified in WAC 275-55-241(1) and (2). The facility may convert the patient to voluntary status when the patient has signed an application to receive voluntary treatment.

NEW SECTION

WAC 275-55-241 **RIGHTS OF PATIENT.** Any agency, facility or component providing services as defined in this chapter to persons with a mental disorder shall not withhold from any patient the following rights, and a list of such rights shall be prominently posted within the department or ward in which such person is housed if an inpatient or receiving services from an emergency component. Outpatient facilities or components shall prominently post a list of such rights drawn from the following as are appropriate to an outpatient facility or component, such list to be posted within the reception area. The agency, facility or component shall specifically ensure, unless an imminent danger to the individual or others would result, that each patient shall have the rights listed in subsection (1)(a), (i), (k), (o), (2)(a), (b), (3)(a), (c), (d), (f), and (g) of this section.

(1) Rights of all patients:

(a) The right not to be restrained from sending written communications of the fact of the patient's detention, commitment, or admission; any such communication will be mailed to the person to whom addressed by the person in charge of the facility, or his or her designee.

(b) The right to adequate care and individualized treatment.

(c) The right to wear his or her own clothes and to keep and use his or her own personal possessions, except when deprivation of same is essential to the protection and safety of the patient or other persons.

(d) The right to keep and be allowed to spend a reasonable sum of his or her own money.

(e) The right of access to individual storage space for his or her private use.

(f) The right to have visitors at reasonable times.

(g) The right to have reasonable access to a telephone, both to make and receive confidential calls.

(h) The right to have ready access to letter writing material, including stamps, and to send and receive uncensored correspondence through the mails.

(i) The right not to consent to the performance of shock treatment or surgery, except emergency life-saving surgery, upon him or her, and not to have shock treatment or nonemergency surgery in such circumstances unless ordered by a court pursuant to a judicial hearing in which the patient is present and represented by counsel, and the court shall appoint a psychiatrist, psychologist, or physician designated by such patient or his or her counsel to testify on behalf of the patient.

(j) The right to dispose of property and sign contracts unless the patient has been adjudicated an incompetent in a court proceeding directed to that particular issue.

(k) The right not to have psychosurgery performed under any circumstances.

(l) The right to object to detention or request release through writ of habeas corpus.

(m) No person shall be presumed incompetent or lose any civil rights as a consequence of receiving evaluation or treatment for a mental disorder.

(n) The right of access to attorneys, courts, and other legal redress.

(o) The right to have all information and records compiled, obtained, or maintained in the course of receiving services kept confidential, pursuant to the provisions of RCW 71.05.390 through 71.05.420.

(2) Rights of all voluntary patients:

(a) The right to release, unless involuntary commitment proceedings are initiated. Specific patients' rights to release are as follows:

(i) Adult patient, no guardian – Release at request of patient.

(ii) Adult admitted by guardian – Release at request of guardian or patient.

(iii) Minor, thirteen years of age or under – Release at request of parent(s), conservator, guardian, or other person entitled to custody.

(iv) Minor, fourteen years of age or over – Release upon request of both minor and his or her parent(s), conservator, guardian or other person entitled to custody. If requested by minor only, release on next judicial day.

(b) The right to a review of condition and status at least each one hundred eighty days. (Reference RCW 71.05.050 and 72.23.070)

(3) Rights of all involuntary patients:

(a) Unless released within seventy-two hours as defined by WAC 275-55-020(21), all involuntary adult patients have a right to a judicial hearing not more than seventy-two hours, as defined, after initial detention to determine whether probable cause exists to detain such patient after seventy-two hours for a further period up to fourteen days.

(b) The right to communicate immediately with an attorney, and if indigent, the right to have an attorney appointed to represent the patient before and at such hearing, and the right to be told the name and address of the attorney who has been appointed.

(c) The right to remain silent.

(d) The right to be told that statements the patient makes may be used in the involuntary proceedings.

(e) The right to present evidence and to cross-examine witnesses testifying against the patient at the probable cause hearing.

(f) The right to refuse medication beginning twenty-four hours prior to any court proceeding wherein the patient has the right to attend and which bears upon the continued commitment of the patient.

(g) When taken into custody by a peace officer and then placed in a facility without prior authorization by the county designated mental health professional, the involuntary patient shall be released within twelve hours unless the county designated mental health professional files a supplemental petition for initial detention and the detained person receives a copy.

NEW SECTION

WAC 275-55-261 **REQUIREMENTS FOR CERTIFYING EVALUATION AND TREATMENT COMPONENTS.** (1) Each county shall develop and coordinate an evaluation and treatment program. Such program shall include, but is not limited to components of outpatient services, emergency services, and short-term inpatient services. The county may directly provide such a program in its entirety, or may provide one or more components of such a program directly, or may through contract or agreement with an agency or agencies, provide the remaining component(s) required, or may through contract or

agreement arrange with an agency or agencies to provide such a program in its entirety. Component(s) obtained on this basis from an agency or agencies shall be subject to all applicable provisions of these rules and of chapter 71.05 RCW. The county will continue to maintain administrative coordination responsibility over the program.

Any contract or agreement between county and agencies, or between two or more agencies, shall be required to comply with the standards for evaluation and treatment components, WAC 275-55-263, and shall indicate that the department will consider those standards in its site visit and certification procedure as directed by WAC 275-55-293.

(2) In addition to the responsibilities specified, the following shall be required of the county or of such individual designated by the county as administrator of the evaluation and treatment program:

(a) To identify, recommend to the department for certification, and coordinate the various facilities and components of the evaluation and treatment program.

(b) To assist the department in ensuring that facilities and components are in compliance with all applicable rules and regulations set forth in chapter 71.05 RCW and this chapter.

(3) Any agency desiring certification of a component or components in order to become an evaluation and treatment facility, shall make application for such to the county designated administrator of the evaluation and treatment program.

(4) The department is responsible for certifying each component of an agency desiring to become an evaluation and treatment facility. Upon formal request of the county designated administrator of the evaluation and treatment program, the department shall:

(a) Inspect and evaluate the applicant agency's component or components for certification in accordance with the provisions of WAC 275-55-293.

(b) In its site visits for the purposes of certification will, where possible, include the county designated administrator of the evaluation and treatment program as part of the site visit team.

(5) The department is responsible for making periodic inspections of a certified component. Such inspections may be in addition to any conducted by the county designated administrator of the evaluation and treatment program.

(6) All facilities shall be recognized elements of the county's mental health plan. The plan shall list the agencies for which certification is requested, the components to be provided by each, the method whereby components will be coordinated among the several agencies when more than one agency provides evaluation and treatment services, and the method whereby the services of the facility will be coordinated with other elements of the county mental health program. (Reference RCW 71.24.130)

NEW SECTION

WAC 275-55-263 CERTIFICATION STANDARDS FOR EVALUATION AND TREATMENT COMPONENTS. (1) The following general requirements shall apply to any agency desiring certification of a component or components in order to become an evaluation and treatment facility:

(a) The spectrum of evaluation and treatment services provided by the agency shall include at least one of the following components:

- (i) Outpatient.
- (ii) Emergency.
- (iii) Short-term inpatient.

(b) The agency may directly provide one or more of the components specified in subsection (1)(a) of this section, or may indirectly provide one or more through contractual arrangement or agreements with other agencies. Such arrangements shall be as set forth in WAC 275-55-261(1).

(c) One or more of the components specified in subsection (1)(a) of this section may be provided to persons under the age of eighteen only when the providing agency is in compliance with the provisions of WAC 275-55-331.

(d) The agency shall maintain a written statement describing the organizational structure, objectives, and the philosophy of the therapeutic program, such statement to include contractual affiliates (if any).

(e) The agency shall document and otherwise ensure that:

- (i) Care for patients is provided in a therapeutic environment.
- (ii) Patient rights as described in WAC 275-55-241 and 275-55-211 are incorporated into this environment.
- (iii) The use of the least restrictive treatment alternative is considered for each patient and that such consideration is documented in each patient's clinical record.

(iv) Continuity of care, coordination, and integration of services is provided.

(v) Immediate transfer from the outpatient component to the inpatient or emergency component of the agency or of the evaluation and treatment program is provided for a patient when a change in that patient's condition necessitates such transfer. In the case of the involuntary patient, such transfer shall be made pursuant to RCW 71.05.340(3). Patients within any component can and will be transferred without unreasonable delay to any other component, and the patient's necessary clinical information will be made available to persons responsible for the patient's treatment within any other component. (Reference RCW 71.05.390) In the event of a referral, the original agency will maintain responsibility for follow-up of the patient until such time as the receiving agency may assume primary service responsibility.

(vi) Referral services and assistance in obtaining supportive services appropriate to treatment including, but not limited to, casework services, vocational rehabilitation, and legal services, are provided to each patient.

(f) The agency desiring certification of its component or components shall make application for such certification pursuant to WAC 275-55-261(3).

(2) In addition to the requirements specified for each in WAC 275-55-271, 275-55-281, and 275-55-291, the following general requirements shall apply to all components:

(a) Admissions. Persons under initial detention must be immediately accepted on a provisional basis at the evaluation and treatment component. (Reference RCW 71.05.170) Admission shall not be denied except under the following circumstances:

(i) There is a determination that the person does not present a likelihood of serious harm, or an imminent likelihood of serious harm, or the person is not gravely disabled. Reference RCW 71.05.190 for necessary action in this case.

(ii) The person requires specialized medical care of a type not provided by the component.

(iii) A greater degree of control is required than can be provided by the component.

(iv) No treatment space is available and is so documented.

(v) A less restrictive alternative provided by another component is more appropriate and available.

(vi) For situations arising pursuant to subsection (2)(a)(ii) through (iv) of this section, the component shall make arrangements for appropriate placement elsewhere.

(b) Admission evaluations. Within twenty-four hours of first admission for persons under initial detention, twenty-four hours to include Saturday, Sunday, and holidays, evaluations shall be conducted to determine the nature of the disorder, the treatment necessary, and whether or not detention is required. Such evaluations shall include at least a:

(i) Medical evaluation by a licensed physician.

(ii) Psychosocial evaluation by a mental health professional.

(c) Treatment plan and clinical record. All components shall:

(i) Maintain, for each patient, a plan of treatment, and a plan for discharge which includes plan for follow-up where appropriate. Such treatment and discharge plans shall be entered in the patient's clinical record and shall be revised periodically as appropriate.

(ii) Maintain, for each patient, a clinical record which contains sufficient information to justify the diagnosis, delineate the individual treatment plan, and document the course of treatment. It is the responsibility of the agency to safeguard the record against loss, defacement, tampering or use by unauthorized persons.

(d) Treatment. All components shall:

(i) Have immediately available at all times, as needed, professional personnel including, but not limited to, a licensed physician and a mental health professional skilled in crisis intervention.

(ii) Ensure that each patient has access to necessary medical treatment and access to emergency life-sustaining treatment and medication.

(e) Use of restraints and seclusion. The use of medication, physical restraints, or locked seclusion rooms in response to assaultive, self-destructive or obstreperous patient behavior shall occur only to the extent necessary to ensure the safety of patients and staff, and subject to the following conditions:

(i) In the event of an emergency use of restraints or seclusion, a licensed physician must be immediately notified and shall authorize the restraints or seclusion.

(ii) No patient may be restrained or secluded for a period in excess of four hours without having been examined by a mental health professional. Such patient must be directly observed every thirty minutes, and the observation recorded in the patient's clinical record.

(iii) Restraint or seclusion in excess of twenty-four hours must be authorized by a licensed physician. The facts determined by his or her examination and any resultant decision to continue restraint or seclusion shall be recorded in the patient's clinical record over the signature of the authorizing physician. This procedure must be repeated for each subsequent twenty-four hour period of restraint or seclusion.

(f) Periodic evaluation. Each involuntary patient shall be evaluated periodically for release from commitment, and such evaluation will be documented in each involuntary patient's clinical record.

(g) Training. All components shall develop an inservice training plan, and provide regular training to all personnel who have responsibility for any aspect of patient care. Documentation of the type and amount of training received by staff members shall be maintained. Such training shall include information about:

(i) The availability and utilization of less restrictive alternatives.

(ii) Approved methods of patient care.

(iii) Managing assaultive and/or self-destructive behavior.

(iv) Related services, including, but not limited to, transportation, law enforcement, courts, prosecutors, caseworkers, family support systems, advocacy, pharmacotherapy, and hospitals.

(v) The provisions and requirements of this chapter and chapter 71-.05 RCW, and standards and guidelines promulgated by the department.

(vi) Other appropriate subject matter.

(h) Administration. All components shall:

(i) Maintain and prominently post written procedures for managing assaultive and/or self-destructive patient behavior.

(ii) Maintain adequate fiscal accounting records.

(iii) Prepare and submit such reports as are required by the secretary.

(iv) Maintain a procedure for collection of fees and third-party payments.

NEW SECTION

WAC 275-55-271 **OUTPATIENT COMPONENT.** (1) The outpatient component is defined as a setting in which an array of treatment services are provided on a regular basis to patients not in residence in the component. These services are intended to stabilize, sustain, and facilitate recovery of the individual within his or her environment, and may include such services as day treatment or those services that may be provided directly by a psychiatrist or other mental health professional in private practice who is certified as a component of a facility.

(2) In addition to the general requirements stated in WAC 275-55-263(2), the following requirements shall apply to all outpatient components:

(a) Outpatient services shall be available at least eight hours per day, five days per week.

(b) Such component shall provide a therapeutic program which includes, but is not limited to, generally accepted treatment modalities such as:

(i) Individual.

(ii) Group.

(iii) Family/marital.

(iv) Pharmacotherapy.

(c) Such component shall provide treatment to each patient under the supervision of a mental health professional.

(d) Each patient must be seen at least weekly by assigned staff during the period of involuntary treatment. A mental health professional must review each outpatient case at least weekly to ensure updating of the treatment plan and such review must be recorded in the patient's clinical record. The frequency of patient contact and case review may be modified if in the opinion of a mental health professional such is warranted and the reasons for so doing are recorded in the patient's clinical record.

(e) Such component must have access to consultation by a psychiatrist or a physician with at least one year's experience in the direct treatment of mentally ill or emotionally disturbed persons, such access to be a minimum of one hour per week for each forty hours of direct client services provided by nonmedical staff.

(f) Such component shall include medical consultation with the involuntary patient to assess and prescribe psychotropic medication to meet the needs of the patient. Such consultation shall occur at least

weekly during the fourteen day period, and monthly during the ninety day period and the one hundred eighty day period of involuntary treatment unless determined otherwise by the attending physician and the reasons for so doing are recorded in the patient's clinical record.

(g) Whenever possible, medication should be made available to the patient at a reduced rate through a state medication purchase contract, or through the state hospital pharmacy.

NEW SECTION

WAC 275-55-281 **EMERGENCY COMPONENT.** (1) The emergency component is defined as a setting in which immediate therapeutic intervention occurs. The term "emergency" refers to a set of circumstances (physiological, psychological, and/or social) which pose an imminent threat to the safety and/or well-being of the patient or others.

(2) In addition to the general requirements stated in WAC 275-55-263(2), the following requirements shall apply to all emergency components:

(a) Such component shall have the ability to respond immediately to individual crisis situations, and to admit patients on a twenty-four hour per day, seven days per week basis, or to arrange for such admission to an inpatient component.

(b) Such component shall have the capability to detain persons who are a danger to self or others or are gravely disabled, and shall provide or have access to at least one seclusion room which meets the requirements of WAC 248-18-530(5)(a) now or as hereafter amended.

(c) Such component shall have access to a mental health professional and a licensed physician for consultation and communication with the patient and the component staff on a twenty-four hour per day, seven days per week basis.

NEW SECTION

WAC 275-55-291 **SHORT-TERM INPATIENT COMPONENT.** (1) The inpatient component is a setting in which an array of treatment services is provided on a twenty-four hour per day basis to patients in residence.

(2) "Short-term inpatient" means a patient stay of up to seventeen days.

(3) In addition to the general requirements stated in WAC 275-55-263(2), the following requirements shall apply to all inpatient components:

(a) The inpatient component shall meet the structural standards required for state licensing either as a psychiatric hospital, general medical hospital, community mental health center which includes an inpatient program, skilled nursing home, intermediate care facility, or congregate care facility.

(b) Such component shall have the capability to admit the patient on a twenty-four hour per day, seven days per week basis.

(c) Such component shall have the capability to detain persons who are a danger to self or others or are gravely disabled, and shall have access to at least one seclusion room which meets the requirements of WAC 248-18-530(5)(a) now or as hereafter amended.

(d) Such component shall provide a therapeutic program which includes, but is not limited to, generally accepted treatment modalities such as:

(i) Individual.

(ii) Group.

(iii) Family/marital.

(iv) Pharmacotherapy.

(v) Therapeutic community.

(e) Such component shall provide treatment to each patient under the supervision of the professional person in charge.

(f) A mental health professional must have contact with each involuntary patient daily for the purpose of observation, evaluation, and the provision of continuity of treatment.

(g) Such component shall have access to a mental health professional and a licensed physician for consultation and communication with the patient and the component staff on a twenty-four hour per day, seven days per week basis.

(h) Such component shall periodically evaluate each involuntary patient for conditional release, and such evaluation shall be documented in each involuntary patient's clinical record.

(4) The director may exempt components with specially funded residential involuntary treatment beds per Senate Bill No. 3636 from any of the requirements of this section, as well as from selected requirements in WAC 275-55-263(2).

NEW SECTION

WAC 275-55-293 CERTIFICATION PROCEDURE—WAIVERS—PROVISIONAL CERTIFICATION—RENEWAL OF CERTIFICATION. (1) In order to certify an agency's component or components, the department shall:

- (a) Receive a formal request from the county designated administrator of the evaluation and treatment program; and
- (b) Conduct a site visit of the component or components which shall include an inspection and examination of any records, procedures, materials, areas, programs, staff, and patients necessary to determine compliance with WAC 275-55-263, and the appropriate sections of WAC 275-55-271 through 275-55-291.
- (2) The department shall issue full certification to a component only if that component is in full compliance with the applicable sections of this chapter.
- (3) Variances from full compliance may be granted by the department in the form of a waiver, pursuant to the provisions of WAC 275-55-371.
- (4) Provisional certification may be granted by the director to a component or components which are in substantial compliance with the applicable sections of this chapter. Such provisional certification shall specify the number and type of deficiencies temporarily allowed and the length of provisional status.
- (5) Renewal of certification is required at least every other year, and shall require a complete site visit of the affected component or components as specified in subsection (1)(b) of this section.

NEW SECTION

WAC 275-55-295 DECERTIFICATION. The department may decertify any component in accordance with the provisions of RCW 71.05.540(4) and (5), guidelines promulgated and procedures for investigation of complaints set forth by the director.

NEW SECTION

WAC 275-55-297 APPEAL PROCEDURE. (1) Any agency whose component or components have been denied certification, or have been decertified by the department may appeal such a decision. (Reference WAC 275-55-371)

- (2) Such appeal shall:
 - (a) Be made in writing to the secretary;
 - (b) Specify the date of the decision being appealed;
 - (c) Specify clearly the issue to be reviewed;
 - (d) Be signed by, and include the address of the agency;
 - (e) Be made within thirty days of notification of the decision which is being appealed.
- (3) An administrative review and redetermination shall be provided by the department within thirty days of the submission of the appeal, with written confirmation of the findings and the reasons for the findings to be forwarded to the affected agency as soon as possible.

NEW SECTION

WAC 275-55-301 ALTERNATIVES TO INPATIENT TREATMENT. In considering all applications for voluntary admission or involuntary commitments to inpatient treatment as to whether the patient's presenting problem is appropriate for care and treatment, the professional person in charge of the inpatient component shall explore less restrictive alternatives, including possible outpatient treatment, and shall consider possible better, or equal treatment elsewhere, preferably within the patient's home community.

NEW SECTION

WAC 275-55-331 REQUIREMENTS FOR EVALUATION AND TREATMENT FACILITIES SERVING MINORS. (1) The requirements for certification of components of evaluation and treatment facilities admitting minors shall be as specified in WAC 275-55-263 and in other applicable sections of this chapter, and shall include, but are not limited to, the following:

- (a) The admission evaluation specified in WAC 275-55-263(2)(b) shall include assessment of those factors possibly contributing to the emotional dysfunctioning of the minor, such as family dynamics, environmental influences, or interactions with other significant persons.
- (b) Family therapy shall be available, and shall be provided as needed.

(c) Treatment plans for minors shall include attention to the educational, developmental, legal, and other social service needs of minors, as appropriate.

(2) In general, adults and minors shall be provided services separate from one another, wherever possible. Joint use by adults and minors of a facility's services is permitted only if the minor's clinical record contains documentation that:

- (a) The anticipated effects of such joint use on the minor have been considered by the professional staff, and
- (b) A professional judgment has been made that such joint use will not be deleterious to the minor.
- (3) No minor shall be placed on an adult inpatient unit unless it is documented that no other alternative is available, or that an emergency exists, and documentation has been made pursuant to subsection (2) of this section.

(4) Evaluation and treatment services provided to minors shall be provided by:

- (a) A child mental health specialist (as defined by WAC 275-25-710(3)), or
- (b) A mental health specialist (as defined by WAC 275-25-710(1)) who is directly supervised by a child mental health specialist, or
- (c) A mental health specialist who receives at least one hour per week of clinical consultation from a child mental health specialist for each involuntarily detained minor provided direct client services during that week.

NEW SECTION

WAC 275-55-341 USE OF RESTRAINTS AND SECLUSION BY AGENCY NOT CERTIFIED AS AN EVALUATION AND TREATMENT FACILITY. An agency not certified as an evaluation and treatment facility pursuant to WAC 275-55-263, or not covered by other appropriate statutes or regulations, may use restraints and seclusion only as specified in WAC 275-55-263(2)(e).

NEW SECTION

WAC 275-55-351 RESEARCH. All research concerning mentally ill persons voluntarily admitted or involuntarily committed under this chapter or involving disclosure of personal records shall be undertaken in accordance with department rules on the protection of human research subjects as specified in chapter 388-10 WAC. Furthermore, any person involved in evaluation or research concerning persons under this chapter shall be required to sign a statement as provided for in RCW 71.05.390. Such statement will be filed with the director.

NEW SECTION

WAC 275-55-361 INVOLUNTARY EVALUATION AND TREATMENT COSTS—RESPONSIBILITY OF INVOLUNTARY PATIENT. (1) Any person, or his or her estate, or his or her spouse, or the parents of a minor who becomes an involuntary patient pursuant to chapter 71.05 RCW shall be responsible for the cost of such evaluation and treatment. (Reference RCW 71.05.100) Payment of such costs by the involuntary patient, or on behalf of the involuntary patient by third-party payors, or other legally responsible persons or entities shall be made to:

(a) The state in those instances where evaluation and treatment is provided in a facility maintained and operated by the department, pursuant to RCW 71.02.411.

(b) The local agency in those instances where evaluation and treatment is provided by that agency and that agency is not a facility maintained and operated by the department.

(2) In those instances where inability to pay or substantial hardship is determined for an involuntary patient pursuant to WAC 275-55-363(4), any unpaid costs for evaluation and treatment provided to such involuntary patient by a nondepartment agency shall be borne by the department, subject to the provisions of WAC 275-55-363, and 275-55-365.

NEW SECTION

WAC 275-55-363 INVOLUNTARY EVALUATION AND TREATMENT COSTS—COLLECTION BY AGENCY. (1) Definitions. For the purposes of this section:

- (a) "Involuntary patient" is as defined by WAC 275-55-020(18).
- (b) "Title XIX" means Title XIX of the social security act.
- (c) "CSO" means community services office of the department.

(d) "Inability to pay" and "substantial hardship" is defined and determined by the income and resource standards set forth in WAC 388-15-020(2)(a).

(2) Full collection of costs for evaluation and treatment provided an involuntary patient by an agency not operated and maintained by the department shall be the responsibility of that agency. Such agency shall make every reasonable effort to make such collection pursuant to the agency's own rules and regulations, and such effort shall also include, but is not limited to, billing all appropriate resources of the involuntary patient and the patient's family, third-party payors, and other legally responsible persons and entities.

(3) Any involuntary patient who does not have private insurance to cover his or her costs, is not already eligible for Title XIX or other state or federal assistance for his or her costs, or who will not otherwise pay for his or her evaluation and treatment costs, shall be referred by the agency to a local CSO for determination of eligibility for Title XIX benefits. If such patient is determined so eligible by the CSO, the agency shall bill according to the instructions set forth by the department.

(4) Any involuntary patient who is not eligible for Title XIX benefits and who appears to fall into the category of "inability to pay" or "substantial hardship" shall be referred by the agency to a local CSO for determination of the amount, if any, the patient should participate in the treatment costs. Such participation shall be in accordance with department instructions. The agency shall bill the department through the county in accordance with subsection (5) of this section.

(5) The agency may bill the department through the county for the balance of costs not collectable by actions taken in accordance with subsections (2), (3), and (4) of this section and not recoverable by any other means or from any other sources. Such billing shall be subject to the following:

(a) Reimbursement is sought through the appropriate county as defined by WAC 275-55-365(1).

(b) Certification is made by the agency to the county that every reasonable effort has been made to collect full payment from all appropriate resources of the involuntary patient and the patient's family, third-party payors, and other legally responsible persons and entities prior to submitting a claim through the county. This would include, where appropriate, referral to a CSO for eligibility determination and patient participation determination.

(c) Any collections made prior to such billing shall be shown and deducted from such billing. Any collections made subsequent to such billings shall be submitted to the department through the county.

(6) In the event an involuntary patient is determined by the agency or by the local CSO (in those instances where such patient had been referred for eligibility determination) to be fully capable of paying for his or her evaluation and treatment services, or the CSO sets an amount the patient should be liable to pay, and such patient refuses to do so, the agency shall have primary responsibility for collection of costs and shall not expect the department to reimburse it for any uncollected balance.

(7) The agency shall maintain appropriate records and other supporting material necessary to document billings and collection of costs for evaluation and treatment provided any involuntary patient, and shall permit authorized representatives of the county and/or the department to make such review of the records of the agency as may be deemed necessary to satisfy audit purposes. Such review shall be restricted to records for involuntary patients only.

NEW SECTION

WAC 275-55-365 INVOLUNTARY EVALUATION AND TREATMENT COSTS—RESPONSIBILITY OF COUNTY. (1) All requests for reimbursement shall be made through the county which shall review and approve requests pursuant to the following:

(a) That the person being billed for was in fact an involuntary patient for the period of evaluation and treatment specified.

(b) That every reasonable effort had been made by the agencies to collect full payment from the involuntary patient, the patient's family, third-party payors, and other legally responsible persons and entities prior to submitting a final claim to the department.

(c) That each involuntary patient billing submitted to the department by the counties for reimbursement shall show and have deducted all patient and third-party collections. Any collections that are secured after payment has been requested from the department shall be submitted to the department.

(2) All reimbursement payments for evaluation and treatment costs for patients not found to be Title XIX eligible shall be made directly

to each billing county, unless the county elects to have such reimbursements made directly by the department to the service-providing agency or agencies the county designates. Title XIX payments for Title XIX eligible patient services shall be made directly to the appropriate local agency.

(3) No payments will be made to the counties or county designees for billings from agencies not certified pursuant to WAC 275-55-263, and not a part of a county's evaluation and treatment program pursuant to WAC 275-55-261.

(4) The counties shall maintain appropriate records and other supporting material necessary to document billings, collections, reimbursements for involuntary evaluation and treatment, and for related administrative costs, and shall submit such reports as the department shall request and shall permit authorized representatives of the department to make such review of these specific records as may be deemed necessary to satisfy audit purposes.

NEW SECTION

WAC 275-55-367 INVOLUNTARY EVALUATION AND TREATMENT COSTS—RESPONSIBILITY OF DEPARTMENT.

(1) In those instances where an involuntary patient is unable to pay any or all of the costs of evaluation and treatment from all of the personal, family, or third-party payor resources available to him or her as required by WAC 275-55-361, or if payment would result in substantial hardship upon such patient or his or her family, the department shall be responsible for paying any uncollected balance of such costs, except those costs for which the CSO has determined the patient should continue to be liable.

(2) The department shall reimburse the counties for increased administrative costs, if any, to the counties resulting from implementation of the provisions of the 1973 involuntary treatment act. Such reimbursement shall be made to the counties in accordance with the following rules, subject to the availability of state and federal funds.

(3) For all increased involuntary commitment administrative costs, the department shall award an amount to the counties to pay such costs pursuant to the applicable sections of chapter 71.24 RCW, and to WAC 275-25-770(4). "Increased costs" as used here shall mean those costs exceeding the level financed by the county for calendar year 1973, resulting from implementation of the provisions of the 1973 involuntary treatment act.

(a) Involuntary commitment administrative costs are for those services not listed under the Title XIX modality schedule. Such costs include:

(i) All travel and transportation expenses, whether for staff or involuntary patients;

(ii) All investigative costs not otherwise recoverable as a Title XIX listed service;

(iii) Expenses for hearings, testimony, legal services, courts, and prosecutors; and

(iv) That percentage of total staff time of the county mental health coordinator and agency administrative staff allocated to and expended in the involuntary commitment process.

(b) State funds shall in no case be used to replace local funds from any source used to finance administrative costs for involuntary commitment procedures conducted prior to January 1, 1974.

(4) For the evaluation and treatment provided each and every involuntary patient by a qualifying agency, the department shall reimburse the agencies in the amount of the actual expenditures incurred pursuant to this chapter. Such reimbursement by the department shall not exceed the Title XIX rate and shall not be allowed for any costs already reimbursed by other means. Such reimbursement by the department shall cover the following involuntary evaluation and treatment statuses only:

(a) Seventy-two hour period.

(b) Fourteen-day period, including any involuntary outpatient treatment recommended by agency staff for the remainder of this period.

(c) Conditional release effected pursuant to the applicable provisions of this chapter and chapter 71.05 RCW. Reimbursement shall be restricted to the initial seventeen-day period.

(d) Conversion to voluntary status. Reimbursement shall be restricted to inpatient or outpatient services provided during the initial seven-day period, regardless of the day within that period the involuntary patient converts to voluntary status.

(5) The department may withhold department reimbursement in whole or in part from any county in the event of a failure to comply

with the provisions of this chapter relating to the county's administration of the county's evaluation and treatment program.

NEW SECTION

WAC 275-55-371 EXCEPTIONS TO RULES—WAIVERS. Any person or agency subject to the provisions of this chapter may seek a waiver of any requirement of this chapter, as set forth in this section.

(1) The applicant shall file an application for a waiver with the director.

(2) Any application for a waiver from any person or agency shall state, in writing, the following:

(a) The name and address of the person or agency seeking the waiver;

(b) The specific section or subsection of this chapter sought to be waived, and the specific practice or procedure required by such section or subsection;

(c) An explanation of why a waiver of the section or subsection is necessary;

(d) The alternative practice or procedure the applicant proposes to follow in lieu of that required by the section or subsection;

(e) A plan and timetable for compliance with the section or subsection for which the waiver is sought; and

(f) Signed documentation from the local mental health coordinator indicating that the proposed waiver has been reviewed and what degree of support has been extended.

(3) Upon receipt of an application for a waiver, the director shall appoint a review board comprised of three members who are professionally acquainted with this chapter. Membership distribution shall be as follows:

- (a) One member shall be employed by the state;
- (b) One member shall be employed by a county; and
- (c) One member shall be a practitioner in the field of voluntary or involuntary treatment, or a lay person active in one such field.

(4) The review board shall meet and consider the strength of the application, taking into account the following:

(a) The number of practices, procedures or other requirements sought to be waived by the applicant;

(b) The degree of noncompliance being sought;

(c) Whether a waiver would run counter to the intent of chapter 71.05 RCW;

(d) Whether a waiver would violate any law; and

(e) Whether any similar applications have been granted or denied.

(5) At the conclusion of the review, the review board shall file a majority recommendation with the director, stating:

- (a) Whether a waiver should be granted;
- (b) If granted, why the waiver is necessary;
- (c) If granted, whether the waiver should be subject to compliance with conditions set forth by the review board; and
- (d) If granted, the suggested duration of the waiver. In no case shall the duration exceed one year.

(6) The review board may accompany the recommendation with an additional recommendation that the section or subsection in question be modified through the ordinary procedures for modifying WAC.

(7) Upon receipt of the review board's recommendation, the director shall grant or deny the waiver in writing, and shall so notify the applicant. This notice shall be given the applicant within thirty days of receipt of the original application by the director.

- (a) If the waiver is granted, the notice shall include:
 - (i) The section or subsection waived;
 - (ii) Any conditions with which the applicant must comply;
 - (iii) The duration of the waiver, in no case to exceed one year from the date the waiver is granted;
 - (iv) The reason why the waiver is considered necessary.
- (b) If the waiver is denied, the notice shall include reasons for the decision.

(8) Appeal of the denial of a waiver request may be made to the secretary, whose decision shall be final.

(9) Requirements prescribed by chapter 13.06 RCW and other legislation are not subject to waiver by the director or the secretary.

(10) A waiver granted by the director shall be attached to and become part of the county plan for that year.

REPEALER

The following sections of the Washington Administrative Code are repealed.

- (1) WAC 275-55-041 VOLUNTARY ADULT PATIENT DETENTION.
- (2) WAC 275-55-061 VOLUNTARY ADMISSION—ADULT CONSERVATOR.
- (3) WAC 275-55-070 FORWARDING INFORMATION TO DEPARTMENT.
- (4) WAC 275-55-080 ALTERNATIVES TO ADMITTANCE TO INPATIENT TREATMENT.
- (5) WAC 275-55-100 MENTAL HEALTH PROFESSIONAL, PSYCHOLOGIST, SOCIAL WORKER, PSYCHIATRIC NURSE.
- (6) WAC 275-55-120 CONDITIONAL RELEASE OF PATIENT.
- (7) WAC 275-55-130 VOLUNTARY MINOR RELEASE.
- (8) WAC 275-55-140 INVOLUNTARY COMMITMENT AND DETENTION OF MINOR.
- (9) WAC 275-55-150 VOLUNTARY PATIENT—PERIODIC REVIEW.
- (10) WAC 275-55-160 AVAILABLE PHYSICIAN OR OTHER PROFESSIONAL PERSON.
- (11) WAC 275-55-170 ADVISING PATIENT OF RIGHTS.
- (12) WAC 275-55-180 INVOLUNTARY PATIENT—EVALUATION AND EXAMINATION.
- (13) WAC 275-55-190 INVOLUNTARY PATIENTS—TREATMENT PRIOR TO HEARINGS.
- (14) WAC 275-55-200 PROTECTION OF PATIENTS' PROPERTY.
- (15) WAC 275-55-210 VOLUNTARY TREATMENT OF INVOLUNTARY PATIENT.
- (16) WAC 275-55-220 PROFESSIONAL PERSONS IN CHARGE.
- (17) WAC 275-55-230 REVOCATION OF CONDITIONAL RELEASE.
- (18) WAC 275-55-240 RELEASE OF INDIGENT PATIENTS.
- (19) WAC 275-55-250 RESEARCH.
- (20) WAC 275-55-260 RELEASE OF INFORMATION.
- (21) WAC 275-55-270 PATIENT'S RIGHTS.
- (22) WAC 275-55-280 STANDARDS FOR CERTIFICATION OF EVALUATION AND TREATMENT FACILITIES.
- (23) WAC 275-55-282 OUTPATIENT COMPONENT.
- (24) WAC 275-55-284 EMERGENCY COMPONENT.
- (25) WAC 275-55-286 INPATIENT COMPONENT.
- (26) WAC 275-55-288 STANDARDS FOR EVALUATION AND TREATMENT FACILITIES SERVING MINORS.
- (27) WAC 275-55-290 FINANCIAL ASSISTANCE TO COUNTIES.



WSR 82-01-001
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1725—Filed December 3, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to medical assistance, amending chapters 388-80, 388-81, 388-82, 388-83, 388-84, 388-85, 388-86, 388-87, 388-91, 388-92, 388-99 and 388-100 WAC.

This action is taken pursuant to Notice No. WSR 81-21-067 filed with the code reviser on October 21, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act

(chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 2, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-80-005 DEFINITIONS. (1) "Application" shall mean a written request for medical assistance or limited casualty program from the applicant, an authorized representative, or if the applicant is incompetent or incapacitated, someone acting responsibly for the applicant to the department of social and health services ~~((made by a person in his/her own behalf or in behalf of another person))~~ the application shall be on a form prescribed by the department.

(2) "Assignment" is the method by which the provider receives payment for services under Part B of medicare.

(3) "Assistance unit" means a person or members of a family unit who are eligible for cash or medical assistance under a federally matched program including state supplement.

(4) "Authorization" means an official approval of a departmental action.

(5) "Beneficiary" is an eligible individual who receives a federal cash benefit and/or state supplement under Title XVI.

(6) "Benefit period" is the time period used in determining whether medicare can pay for covered Part A services. A benefit period begins the first day a beneficiary is furnished inpatient hospital or extended care services by a qualified provider. It ends when the beneficiary has not been an inpatient of a hospital or other facility primarily providing skilled nursing or rehabilitation services for sixty consecutive days. There is no limit to the number of benefit periods a beneficiary can have.

(7) "Cabulance" means a vehicle designed and used for the purpose of transporting persons confined to a wheelchair or persons otherwise physically restricted.

(8) "Carrier" is an organization who has a contract with the federal government to process claims under Part B of medicare.

~~((8))~~ (9) "Categorically needy" refers to a resident of the state of Washington whose income and resources are evaluated for cash assistance and who is:

(a) Receiving cash assistance.

(i) Aid to Families of Dependent Children (AFDC).

(ii) Supplemental Security Income (SSI), including grandfathered individuals and individuals with essential spouses.

(iii) State supplement.

(iv) Special categories.

(b) A financially eligible person under twenty-one who would be eligible for AFDC but does not qualify as a dependent child and who is in:

(i) Foster care, or

(ii) Subsidized adoption, or

(iii) A skilled nursing home, intermediate care facility, or intermediate care facility for mentally retarded, or

(iv) An approved inpatient psychiatric facility.

(c) Individuals who would be eligible for cash assistance except for their institutional status.

~~((Individuals related to SSI in institutions who would not be eligible for such assistance if they were not institutionalized solely because of the cash level of their income.))~~ An individual who is SSI categorically related and would not be eligible for cash assistance if they were not institutionalized and whose gross income does not exceed the three hundred percent SSI benefit cap. This includes only aged, blind, and disabled groups.

~~((9))~~ (10) "Central disbursements" is ~~((the))~~ a state office section which audits nonmedicaid medical claims for payment.

~~((10))~~ (11) "Certification date" means the date the worker certifies changes in a recipient's circumstances and authorizes an action.

~~((11))~~ (12) "CFR" means the code of federal regulations and is a codification of the general and permanent rules published in the federal register by the executive departments and agencies of the federal government.

~~((12))~~ (13) "Child" or "minor child" means a person under eighteen years of age.

~~((13))~~ (14) "Client" means an applicant for or recipient of financial and/or social services provided by the department of social and health services.

~~((14))~~ (15) "Coinsurance" means the portion of reimbursable hospital and medical expenses, after subtraction of any deductible, which medicare does not pay. Under Part A, coinsurance is a per day dollar amount, and under Part B, is twenty percent of reasonable charges.

~~((15))~~ (16) "CSO" (community service office) is an office of the department which administers the various social and health services at the ~~((county))~~ community level.

~~((16))~~ (17) "Continuing assistance" means payments to persons who presumably will be eligible for and receive, from the date of authorization, regular monthly grants on a prepayment basis. Continuing assistance includes federal aid and continuing general assistance grants to unemployable persons.

(18) "Copayment" means a fixed dollar amount that is the responsibility of the recipient of specified services.

~~((17))~~ (19) "Deductible" means an initial specified amount that is the responsibility of the applicant and/or recipient.

(a) Part A of medicare – Inpatient hospital deductible – an initial amount in each benefit period which medicare does not pay.

(b) Part B of medicare – The first sixty dollars in expenses which must be incurred before medicare starts to pay.

(c) Limited casualty program–medically needy–inpatient hospital deductible–an initial amount as specified in chapter 388-99 WAC, the department does not pay.

(d) Limited casualty program–medically indigent–means incurring a dollar amount as specified in chapter 388-100 WAC, the department does not pay.

~~((18))~~ (20) "Delayed certification" shall mean the date of certification for medicaid and date of application for SSI are the same for an SSI beneficiary whose eligibility decision was delayed due to administrative action.

~~((19))~~ (21) "Department" shall mean the state department of social and health services.

~~((20))~~ (22) "Division of medical assistance" shall mean the single state agency authorized to administer the Title XIX medical assistance program.

~~((21))~~ (23) "Eligible couple" means an eligible individual and eligible spouse.

~~((22))~~ (24) "Eligible individual" means an aged, blind or disabled person as defined in Title XVI of the Social Security Act. If two such persons are husband and wife (and have not been living apart for more than six months), only one of them may be considered an eligible individual.

~~((23))~~ (25) "EPSDT" shall mean a program providing early and periodic screening, diagnosis and treatment to persons under twenty-one years of age who are eligible under Title XIX of the Social Security Act.

~~((24))~~ (26) "Essential spouse" means a spouse whose needs were taken into account in determining the need of OAA, AB, or DA recipient for December, 1973, who continues to live in the home of such recipient, and continues to be an essential spouse.

~~((25))~~ (27) "Extended care facility" (ECF). See "skilled nursing facility".

~~((26))~~ (28) "Extended care patient" is a recently hospitalized medicare patient who needs relatively short-term skilled nursing and rehabilitative care in a skilled nursing facility.

~~((27))~~ (29) "Fair hearing" means an administrative proceeding by which the department hears and decides the appeal of an applicant/recipient from an action or decision of the department.

~~((28))~~ (30) "Federal aid" means the assistance programs for which the state receives matching funds from the federal government.

~~((29))~~ (31) "Fraud" shall mean a deliberate, intentional, and wilful act, with the specific purpose of deceiving the department with respect to any material, fact, condition, or circumstances affecting eligibility or need.

~~((30))~~ (32) "General assistance - continuing" (GAU) means assistance to unemployable persons who are not eligible for or not receiving federal aid assistance and whose medical care is defined in chapter 388-86 WAC.

~~((31))~~ (33) "Grandfathering" refers to:

(a) A noninstitutionalized individual who meets all current requirements for medicaid eligibility except the criteria for blindness or disability; and

(i) As eligible for medicaid in December, 1973, as blind or disabled, whether or not he/she was receiving cash assistance in December, 1973; and

(ii) For each consecutive month after December, 1973, continue to meet the criteria for blindness and disability and other conditions of eligibility used under the medicaid plan in December, 1973; and

(iii) The needs of the "essential person" shall only be considered when he/she is living with such person in the same household.

(b) An institutionalized individual who was eligible for medicaid in December, 1973, or any part of that month, as an inpatient of a medical institution or resident of intermediate care facility that was participating in the medicaid program and for each consecutive month after December, 1973:

(i) Continued to meet the requirements for medicaid eligibility that were in effect under the state's plan in December, 1973, for institutionalized individuals; and

(ii) Remained institutionalized.

~~((32))~~ (34) "Home health agency" is an agency or organization certified under medicare to provide skilled nursing and other therapeutic services to the patient in his/her place of residence.

~~((33))~~ (35) "Hospital" shall mean any institution licensed as a hospital by the official state licensing authority.

~~((34))~~ (36) "Institution" shall mean an establishment which furnishes food and shelter to four or more persons unrelated to the proprietor and, in addition provides medically related services and medical care. This would include hospitals, skilled nursing facilities, intermediate care facilities, and institutions for the mentally retarded, but does not include correctional institutions.

~~((35))~~ (37) "Intermediary" is an organization who has an agreement with the federal government to process medicare claims under Part A.

~~((36))~~ (38) "Intermediate care facility" shall mean a licensed facility certified to provide intermediate care for which an agreement has been executed.

~~((37))~~ (39) "Intermediate care facility/IMR" shall mean a state institution or a licensed nursing home either of which has been certified by state office (SO) as meeting the CFR regulations to provide twenty-four hour health-related care and services to mentally retarded persons or persons with related conditions.

~~((38))~~ (40) "Legal dependents" are persons whom an individual is required by law to support.

~~((39))~~ (41) "Limited casualty program" means a medical care program for medically needy as defined in chapter 388-99 WAC, and for medically indigent as defined in chapter 388-100 WAC.

~~((40))~~ (42) "Medicaid" or "Medical assistance" (MA) shall mean the federal aid Title XIX program under which medical care is provided to:

(a) Categorically needy as defined in chapter 388-82 WAC.

(b) Medically needy as defined in chapters 388-92 and 388-99 WAC.

~~((41))~~ (43) "Medical consultant" shall mean a physician employed by the department at the CSO level.

~~((42))~~ (44) "Medical facility". See "Institution".

~~((43))~~ (45) "Medically necessary" is a term for describing requested service which is reasonably calculated to prevent, diagnose, correct, cure, alleviate or prevent the worsening of conditions that endanger life, or cause suffering or pain, or result in illness or infirmity, or threaten to cause or aggravate a handicap, or cause physical deformity or malfunction, and there is no other

equally effective more conservative or substantially less costly course of treatment available or suitable for the recipient requesting the service. For the purpose of this section "course of treatment" may include mere observation or, where appropriate, no treatment at all.

~~((44))~~ (46) "Medicare" is a commonly used term for the federal government health insurance program for certain aged or disabled recipients under Titles II and XVII of the Social Security Act.

~~((45))~~ (47) "Nursing care consultant" shall mean a qualified and licensed registered nurse employed by the department at the CSO level.

~~((46))~~ (48) "Outpatient" is a nonhospitalized patient receiving care in an outpatient or emergency department of a hospital, or away from a hospital such as in a physician's office or the patient's own home.

~~((47))~~ (49) "Part A" is the hospital insurance portion of medicare.

(50) "Part B" is the supplementary medical insurance benefit (SMIB) or the "doctor's portion" of medicare.

~~((48))~~ (51) "PAS" - professional activity study is a compilation of inpatient hospital data by diagnosis and age, conducted by the commission of professional and hospital activities, which resulted in the determination of an average length of stay for patients. These data were published in a book entitled "Length of Stay in PAS Hospitals, Western". The department has adopted this book as the basis for authorizing payment for the maximum number of inpatient hospital days for recipients of state-funded programs, or where no memorandum of understanding with a PSRO exists.

~~((49) "Part B" is the supplementary medical insurance benefit (SMIB) or the "doctor portion" of medicare.))~~

(52) "Patient transportation" means the transportation of recipients to and from medical services covered under the medical assistance program.

~~((50))~~ (53) "Physician" is a doctor of medicine, osteopathy, or podiatrist who is legally authorized to perform the functions of his profession by the state in which he performs them.

~~((51))~~ (54) "Professional standards review organization" (PSRO). See "Washington state professional standards review organization".

~~((52))~~ (55) "Provider" or "provider of service" means an institution, agency, or individual who has a signed agreement to furnish medical care and goods and/or services to recipients and who is eligible to receive payment from the department.

~~((53))~~ (56) "Provider services" shall mean the office of the division of medical assistance which processes claims for payment under Title XIX and state-funded programs.

~~((54))~~ (57) Residence, state of means:

(a) The state where the applicant/recipient is living with the intent to remain there permanently or for an indefinite period;

(b) The state which he/she entered with a job commitment or to seek employment, whether or not currently employed;

(c) The state making a state supplementary payment;

(d) The state making placement in an out-of-state institution;

(e) The state of the parents or legal guardian, if one has been appointed, of an institutionalized individual who is under age twenty-one or is age twenty-one or over and who became incapable of determining residential intent before age twenty-one;

(f) The state where the person over age twenty-one judged to be legally incompetent is living.

~~((55))~~ (58) "Retroactivity" means:

(a) Under medical assistance, the period of no more than three months prior to month of application to an otherwise eligible individual.

(b) Under state-funded, the period of no more than seven days prior to date of application, to an otherwise eligible continuing general assistance recipient. The seven days shall not include Saturday, Sunday or legal holidays. The department may on an exception to policy basis waive the seven-day rule if the person failed to apply because of medical reasons or other good cause.

~~((56))~~ (59) "Skilled nursing facility", unless otherwise described, shall mean any institution or facility licensed by the department as a nursing home, or is a nursing home unit of a hospital licensed by the state department of social and health services.

~~((57))~~ (60) "Spell of illness". See "Benefit period".

(61) "Spend down" means the individual incurs medical expenses to reduce income to the financial standards established by the department.

~~((58))~~ (62) "Spouse"

(a) "Eligible spouse" means an aged, blind or disabled individual who is the husband or wife of an eligible individual and who has not been living apart from such eligible individual for more than six months.

(b) "Ineligible spouse" means the husband or wife of an eligible individual who is not aged, blind or disabled; or who although aged, blind or disabled has not applied for such assistance.

(c) "Nonapplying spouse" means the husband or wife of an eligible individual who although aged, blind or disabled has not applied for such assistance.

~~((59))~~ (63) "State-funded medical care" shall mean medical care, as defined by DSHS, provided to eligible persons on continuing general assistance.

~~((60))~~ (64) "State office" or "SO" shall mean the division of medical assistance of the department.

~~((61))~~ (65) "Supplementary payment" means the state money payment to individuals receiving benefits under Title XVI (or who would, but for their income, be eligible for such benefits) as assistance based on need in supplementation of SSI benefits. This payment includes:

(a) "Mandatory state supplement" means the state money payment with respect to individuals who, for December, 1973, were recipients of money payments under the department's former programs of old age assistance, aid to the blind and disability assistance.

(b) "Optional state supplement" means the elected state money payment to individuals eligible for SSI benefits or who except for the level of their income would be eligible for such benefits.

~~((62))~~ (66) "Supplemental security income (SSI) program, Title XVI," means the federal program of

supplemental security income for the aged, blind, and disabled established by section 301 of the social security amendments of 1972, and subsequent amendments, and administered by the Social Security Administration (SSA).

~~((63))~~ (67) "Third party" means any entity that is or may be liable to pay all or part of the medical cost of injury, disease, or disability of an applicant or recipient of medicaid.

~~((64))~~ (68) "Washington State Professional Standards Review Organization" (WSPSRO) is the state level organization responsible for determining whether health care activities are medically necessary, meet professionally acceptable standards of health care, and are appropriately provided in an outpatient or institutional setting for beneficiaries of medicare and recipients of medicaid and maternal and child health.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-81-025 ELIGIBILITY—GENERAL.
(1) Financial eligibility is established when the department certifies that the applicant meets the appropriate financial requirements in chapters 388-83, 388-92, 388-99 or 388-100 WAC.

(2) The department shall be responsible for payment of medical care provided within the scope of the program to eligible persons.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-82-010 PERSONS ELIGIBLE FOR MEDICAL ASSISTANCE. Medical assistance is available to any individual who is categorically needy.

(1) Individuals receiving a cash assistance payment. Categories under which individuals may qualify include:

- (a) Aid to families with dependent children (AFDC);
- (b) Supplemental security income (SSI);
- (c) State supplemental payment; and
- (d) Individuals under age twenty-one whose income is less than the one person AFDC standard and who are in:
 - (i) Foster care; or
 - (ii) Subsidized adoption; or
 - (iii) Skilled nursing home, intermediate care facility, or intermediate care facility for mentally retarded (ICF/MR); or
 - (iv) Approved inpatient psychiatric facilities.

(2) Individuals in medical facilities:

(a) Who would be eligible for cash assistance if they were not institutionalized. This includes all categorically needy groups;

(b) Who are SSI categorically related and would not be eligible for cash assistance if they were not institutionalized and whose gross income does not exceed the three hundred percent SSI benefit cap. This includes only aged, blind, and disabled groups.

(3) Individuals who would not receive cash assistance because of special provisions as defined in WAC 388-83-028.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-82-125 RECIPIENTS IN MEDICAL INSTITUTIONS ELIGIBLE UNDER TITLE XIX. Medical assistance is available to an otherwise eligible individual who is in a Title XIX certified medical facility defined as:

- (1) A general hospital,
- (2) A skilled nursing home,
- (3) An intermediate care facility,
- (4) An intermediate care facility for mentally retarded, ~~((and))~~
- (5) In state mental institutions, only eligible individuals age sixty-five and over and under age twenty-one,
- (6) An approved inpatient psychiatric facility for eligible individuals under age twenty-one.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-83-028 ELIGIBILITY FACTORS FOR SPECIAL CATEGORIES. (1) Cash recipients of OAA, AB or APTD who became ineligible because of the twenty percent increase in RSDI benefits in August, 1972, must have that increase disregarded in determining current eligibility. If the sole reason for their income exceeding the cash standard is the August, 1972, increase, then they are categorically eligible for medicaid. Medicaid eligibility determinations for this group must include this factor.

(2) Persons who were eligible under federal cash assistance programs (AFDC, OAA, AB or APTD) but were not receiving assistance, and would have been ineligible solely because of the August, 1972, RSDI twenty percent increase shall have the twenty percent increase disregarded in determining financial eligibility.

(3) An AFDC family unit which becomes ineligible solely because of increased hours or increased income from employment shall remain categorically eligible for medical assistance (MA) for four calendar months beginning with the month of ineligibility provided that:

(a) The family received AFDC in at least three of the six months immediately preceding the month of ineligibility,

(b) A member of such family continues to be employed, and

(c) The family is otherwise eligible for AFDC except for increased hours or increased income from employment(;

~~(d) Participation shall not be required).~~

(4) Current recipients who become ineligible for SSI benefits and/or state supplementary payments (~~((in April, 1977;))~~) solely because of OASDI cost-of-living benefit increases (~~((under PL 94-566, section 503))~~) received after April 1977 shall remain categorically eligible for medical assistance (MA). Any subsequent OASDI cost-of-living benefit must be considered available income. This disregard does not apply to:

(a) New applicants (i.e., who were not receiving SSI/SSP prior to increase).

(b) Persons who were not actually receiving SSI/SSP payments for some other reason.

(c) Persons who would have received SSI/SSP if they had applied.

(d) Persons who would have received SSI/SSP if they were not living in a medical or intermediate care facility, etc.

(5) Persons who were "grandfathered" into SSI January 1, 1974, and continue to meet the definition in chapter 388-80 WAC are eligible for medical assistance. Termination and reapplication does not reinstate the "grandfathered" status. Program and eligibility factors are described in chapter 388-93 WAC.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-83-135 ELIGIBILITY DETERMINATION—INSTITUTIONAL. (1) Individuals are considered institutionalized if they reside in a medical facility at least a full calendar month.

(a) SSI/state supplement related individuals in medical facilities shall have their eligibility determined by comparing their gross income to the three hundred percent SSI cap (SSI benefit).

(b) If gross income is greater than three hundred percent of SSI cap, eligibility must be determined under the limited casualty program—medically needy in chapter 388-99 WAC.

(c) Allocation of recipient income is defined in WAC 388-83-140.

~~(d) ((Use other SSI financial criteria for consideration of resources as defined in chapter 388-92 WAC:)) For consideration of resources see chapter 388-92 WAC. The home becomes a resource when it is determined no longer the principal place of residence.~~

(2) Individuals who reside in a medical facility less than a full calendar month shall have their eligibility determined as for a noninstitutionalized person. See chapter 388-92 WAC.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-84-110 APPLICATION—DISPOSITION. (1) Timely determination standards are:

(a) Sixty days for applicants based on disability,
 (b) Forty-five days for all other categories,
 (c) Certain unusual circumstances beyond the administrative control of the CSO may delay a decision on an application.

(2) For cash assistance, approval of the medical assistance is concurrent.

~~(3) ((Notification of approval for all other applicants for medical assistance will be by means of an award letter:)) Applicants for medical assistance will be notified of departmental action by means of a notification of eligibility letter.~~

(4) Denial of the application for a categorically needy individual will follow cash assistance standards and criteria. The denial notice will include the right to a fair hearing.

(5) Withdrawal of an application will follow WAC 388-38-172.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-84-115 EFFECTIVE DATE OF ((APPLICATION)) ELIGIBILITY. (1) The effective date of eligibility for medical assistance shall be no later than the third month before the month of application provided:

(a) The medical services received were covered.

(b) Individual would have been eligible had he/she applied.

(c) Applicant met all eligibility factors in either chapter 388-83 or 388-92 WAC.

(2) Eligibility effective date for medical assistance is the first day of the month if the individual was eligible at any time during that month.

(3) The month of application for SSI beneficiaries for purposes of determining eligibility for medical assistance shall be the month they apply for SSI.

~~((4) The AFDC related, under age twenty-one, and SSI related individuals may be issued a temporary medical coupon by the CSO until the state office issued coupon arrives:))~~

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-84-120 APPLICATION FOR STATE FUNDED MEDICAL CARE. (1) Individuals ineligible for a categorical ~~((ty needy program (AFDC, aged, blind, disabled, or under twenty-one)))~~ cash assistance program may be provided medical care under the state-funded ~~((program of))~~ continuing general assistance program.

(2) The effective date of eligibility for state-funded (GAU) medical care is concurrent with certification for cash assistance; except that medical care may be provided for no more than seven days prior to date of application for financial assistance to an otherwise eligible individual. The seven days shall not include Saturday, Sunday or legal holidays. The department may on an exception basis waive the seven-day rule if a person fails to apply for medical reasons or other good cause.

(3) Termination of state-funded medical occurs with termination of continuing general assistance grant.

~~(4) ((The CSO may issue temporary medical coupons until state office issued coupons arrive:))~~

~~(5))~~ Individuals ineligible under subsections (1) or (3) of this section may be eligible under the limited casualty program—medically indigent program. See chapter 388-100 WAC.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-85-105 CERTIFICATION OF ELIGIBILITY. Entitlement to medical assistance continues until the individual is determined ineligible for cash assistance.

(1) When eligibility for AFDC is terminated:

(a) For AFDC cash assistance due to increased income or increased hours from employment, medical assistance shall continue for four calendar months beginning with month of ineligibility.

(b) ~~((Because an individual has been removed from))~~ For AFDC cash assistance due to reaching state legal age of majority, a ~~((redetermination))~~ determination and a certification of eligibility for medical assistance ~~((for those under twenty-one shall be made))~~ under another program category will be made.

(c) Lack of cooperation in WIN or lack of school attendance is not an eligibility factor, redetermination of eligibility for medical assistance will be made according to appropriate cash program.

(2) Redetermination of eligibility for medical assistance shall be the same as for the related cash assistance program:

(a) For individuals under age ~~((twenty-one,))~~ eighteen not related to SSI, eligibility shall be redetermined every six months using AFDC financial criteria.

(b) For individuals in medical institutions eligibility shall be determined every twelve months.

(3) Any change in circumstances relating to the individual's financial or medical eligibility must be ~~((promptly))~~ reported within twenty days to the CSO.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-85-110 SSI/STATE SUPPLEMENT TERMINATION. (1) When an SSI/state supplemental beneficiary is terminated by SSA because of failure to meet blindness and disability criteria under Title XVI, medical assistance shall be terminated at the end of the second month following the month in which eligibility for these conditions ceases.

(a) If a timely request for a hearing under SSA jurisdiction has been filed by the individual and SSA continues the benefits, medical assistance would be continued concurrently.

(b) The CSO is not authorized to resubmit a request for a redetermination of blindness or disability for consideration of the medically needy program.

(c) If the individual presents medical evidence to the CSO, a referral to SSA is required.

(2) For individuals who are terminated by SSA for SSI/SSP financial benefits, financial eligibility and disability must be redetermined within thirty days for consideration ~~((of))~~ for the limited casualty program ~~((= medically needy))~~.

(3) Institutional recipients must be notified in writing of termination.

NEW SECTION

WAC 388-85-115 DENIED SSI APPLICANTS. When SSA denies an applicant solely because of failure to meet blindness and disability criteria under Title XVI such applicant shall not be eligible for the limited casualty program—medically needy.

(1) The CSO is not authorized to submit a request for determination for blindness or disability to the office of disability insurance benefits.

(2) If the individual presents medical evidence to the CSO, a referral to SSA is required.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-86-005 SERVICES AVAILABLE TO RECIPIENTS OF MEDICAL ASSISTANCE. (1) For recipients of medical assistance (MA), the department shall authorize early and periodic screening diagnosis and treatment services including dental, vision, and hearing services, to eligible individuals under twenty-one years of age, family planning services, home health agency services, inpatient and outpatient hospital care, other laboratory and x-ray services, skilled nursing home care, and physicians' services in the office or away from the office as needed for necessary and essential medical care. The department may authorize medically justified ambulance service and other approved transportation.

(2) The following additional services shall also be authorized when medically necessary: Anesthetization services; blood; dental services to EPSDT recipients; drugs and pharmaceutical supplies; eyeglasses and examination; hearing aids and examinations; oxygen; physical therapy services; special-duty nursing services; surgical appliances, prosthetic devices, and certain other aids to mobility.

(3) Treatment, transplants, dialysis, equipment and supplies for acute and chronic nonfunctioning kidneys are provided in the home, hospital and kidney center. See WAC 388-86-050(5).

(4) Organ transplants, other than kidney transplants are not provided as a part of physician services or hospital care authorized under the medical assistance program.

(5) Treatment to detoxify narcotic addiction cases in a hospital or on an outpatient basis is not provided as a part of the medical care program. The department will provide treatment for concurrent diseases and complications.

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

(7) The following medical services are not provided:

(a) Adult dental services, and

(b) Chiropractic services,

(c) Treatment of tuberculosis. See WAC 388-86-050(5).

(8) Treatment for obesity is not provided as part of the medical care program. The department will provide treatment for concurrent diseases and complications.

(9) Where evidence is obtainable to establish medical necessity, as defined in WAC 388-80-005, the department shall approve the request if the recipient or provider submits sufficient objective clinical information (including, but not limited to, a physiological description of the disease, injury, impairment or other ailment; pertinent laboratory findings; x-ray reports; and patient profiles).

(10) A request for medical services may be denied by the department if the requested service is not medically necessary as defined by WAC 388-80-005, is generally regarded by the medical profession as experimental in nature or as unacceptable treatment, unless the recipient

can demonstrate through sufficient objective clinical evidence the existence of particular circumstances which render the requested service medically necessary.

(11) The department shall approve or deny all requests for medical services within fifteen days of the receipt of the request, except that if additional justifying information is necessary before a decision can be made, the request shall be neither approved nor denied but shall be returned to the provider within five working days of the original receipt. If additional justifying information is not returned within thirty days of the date it was returned to the provider, then the original request shall be approved or denied. However, if such information is returned to the department, the request shall be acted upon within five working days of the receipt of the additional justifying information.

(12) Whenever the department denies a request for medical services the department shall, within five working days of the decision, give written notice of the denial to the recipient and the provider. In order to fully inform the recipient, the notice shall state:

(a) The specific reasons for the department's conclusion to deny the requested service.

(b) If a fair hearing is requested, a medical assessment other than that of the person or persons involved in making the original decision may be obtained at the expense of the department of social and health services, and instructions on how to obtain such assessment.

(c) The recipient has a right to a fair hearing if the request is made within ninety days of receipt of the denial, with the instruction on how to request the hearing.

(d) The recipient may be represented at the hearing by legal counsel or other representative.

(e) That upon request, the CSO shall furnish the recipient the name and address of the nearest legal services office.

(13) The limited casualty program—medically needy is defined in chapter 388-99 WAC, and the limited casualty program—medically indigent is defined in chapter 388-100 WAC.

(14) The department has the authority to require a second opinion prior to the approval of any elective surgical procedure.

(15) The department may designate those surgical procedures which can be performed in other than a hospital in-patient setting. Where the patient has a medical condition which necessitates a hospital admission, prior approval by the local medical consultant must be obtained.

AMENDATORY SECTION (Amending Order 1542, filed 9/9/80)

WAC 388-86-008 PATIENT OVERUTILIZATION. (1) Whenever payment records and other information indicate that recipient utilization is excessive or inappropriate with reference to medical need, the department may require an individual to designate a primary physician and/or a single pharmacy for exclusive provider service in an effort to:

(a) Protect the individual's health and safety;

(b) Provide continuity of medical care;

(c) Avoid duplication of service by providers;

(d) Avoid inappropriate or unnecessary utilization of medical assistance as defined by community practices and standards;

(e) Avoid excessive utilization of prescription medications.

Excessive utilization of prescription medications will be determined from published current medical and pharmacological references to include Physicians' Desk Reference published by Medical Economics Company, Oradell, New Jersey 07649; or Facts and Comparisons published by Facts and Comparisons, Inc., 12011 Marine Avenue, Suite 220, St. Louis, MO 63141; or The Pharmacological Basis of Therapeutics published by Macmillan Publishing Co., 866 Third Avenue, New York, NY 10022.

(2) The individual will be given written notice of his/her excessive or inappropriate utilization and will be requested to select a single physician and/or pharmacy. The notice will include the individual's right to request a fair hearing within ninety days if he/she disagrees with the findings and the department's action. The notice will also advise the individual that failure to cooperate in this procedure will necessitate the department designating a physician and/or pharmacy for the individual. ~~((Names of restricted individuals and their designated providers will be listed on provider information memoranda.))~~ Medical coupons issued to the individuals will be imprinted with the message "RESTRICTED" to facilitate identification by providers. This restriction will be extended to all individuals listed on the "RESTRICTED" coupons.

(3) Medical services received by restricted individuals will be monitored and payment for services and prescriptions denied unless authorized by the selected designated physician. Providers may bill recipients for these denied services.

(4) In the event of a bona fide emergency, the individual may be seen by a physician other than the one selected. The primary physician may also refer the individual to a specialist when necessary.

AMENDATORY SECTION (Amending Order 1610, filed 2/19/81)

WAC 388-86-012 AUDIOMETRIC SERVICES. Evaluation of hearing by audiometric equipment is available to categorically needy recipients of medicaid when administered by an approved audiologist or a physician. These evaluations must be related to the provision of a hearing aid or to a disease process and are not available for routine or group screenings.

AMENDATORY SECTION (Amending Order 335, filed 2/3/69)

WAC 388-86-015 BLOOD. The department shall provide for purchase of needed whole blood or ~~((plasma))~~ blood derivatives, subject to limitations as set forth in WAC 388-87-045.

AMENDATORY SECTION (Amending Order 1647, filed 4/27/81)

WAC 388-86-027 EARLY AND PERIODIC SCREENING, DIAGNOSIS AND TREATMENT OF ELIGIBLE INDIVIDUALS UNDER TWENTY-ONE YEARS OF AGE. (1) To the extent provided under these rules, the department will make available to categorically needy individuals under twenty-one years of age, early and periodic screening and diagnosis to ascertain their physical and/or mental defects and will authorize treatment to correct or ameliorate the defects and chronic conditions discovered thereby. There will be freedom of choice in obtaining screening services from among participating providers. The following services are included in the program:

(a) Screening by providers of screening services who have been authorized by the division of medical assistance to provide an unclothed physical examination including at least:

- (i) medical history
- (ii) assessment of physical growth and nutritional status
- (iii) developmental assessment (physical and mental)
- (iv) inspection for obvious defects
- (v) inspection of ears, nose, mouth, teeth and throat
- (vi) visual screening; auditory testing
- (vii) screening for cardiac abnormalities
- (viii) screening for anemia
- (ix) urine screening
- (x) blood pressure (children twelve years of age or older)
- (xi) assessment of immunization status and updating immunization
- (xii) referral to a dentist for examination, diagnosis and treatment for children three years of age and over.

(b) When indicated by screening findings, providers of screening services will provide, or refer eligible children for more definitive diagnostic study and/or treatment.

(c) Treatment shall be limited to the same duration and scope of care available to other recipients of medical assistance, except regardless of any such limitations, treatment for visual and hearing defects including eyeglasses and hearing aids, and at least such dental care as is necessary for relief of pain and infection and for restoration of teeth and maintenance of dental health shall be provided, subject to such utilization controls as may be imposed by the department.

(d) See WAC 388-86-005 and 388-86-020 for limitations of the dental program, WAC 388-86-030 for eyeglasses and examinations and 388-86-040 for management of hearing defects.

(2) ~~((The))~~ EPSDT ((requirement applies)) is available to all individuals under twenty-one years of age who are determined to be categorically needy.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-86-040 HEARING AIDS. (1) The department shall provide to categorically needy recipients:

(a) One new hearing aid covered by a one-year warranty under the following conditions:

(i) On prescription of an otolaryngologist, or the attending physician where no otolaryngologist is available in the community, ~~((within six months prior to receiving hearing aid dispenser services)),~~ and

(ii) With a minimum of 50 decibel loss in the better ear based on auditory screening at 500, 1000, 2000 and 4000 Hertz (Hz) with effective masking as indicated, and

(iii) When covered by a one-year warranty, and/or

(b) A one-time repair of a state purchased or privately owned hearing aid when covered by a ninety-day warranty.

(2) Hearing aid evaluations are authorized on an individual basis by the CSO. Group screening for hearing aids is not permitted under the program.

(3) Prior approval is required for the purchase or trial period rental of hearing aids and for one-time repair of a state purchased or privately owned hearing aid.

(4) Requests for hearing aids on behalf of nursing home residents must be reviewed by a department nursing home consultant.

~~((3))~~ (5) After expiration of warranties, the owner is responsible for repairs and for purchase of batteries, any attachments and replacements.

~~((4))~~ (6) Individuals under age twenty-one must be referred to the crippled children's service conservation of hearing program.

~~((5))~~ (7) Individuals twenty-one years of age and over may sign a waiver statement declining the medical evaluation for religious or personal beliefs that preclude consultation with a physician.

~~((6))~~ (8) Hearing aids are not provided to recipients of continuing general assistance grants and the limited casualty program.

AMENDATORY SECTION (Amending Order 264, filed 11/24/67)

WAC 388-86-055 LABORATORY SERVICES. The medical consultant's approval is not required for general laboratory procedures.

(1) Laboratory services provided to an inpatient in a hospital will be paid as a part of the total charges submitted for inpatient care in the hospital.

(2) Laboratory services provided on an outpatient basis by physicians in their offices, ~~((or through))~~ independent laboratories, or by exclusive service contract with the department will be provided to recipients and paid as specified in WAC 388-87-075.

AMENDATORY SECTION (Amending Order 1610, filed 2/19/81)

WAC 388-86-080 OXYGEN SERVICE. (1) Oxygen shall be made available through contract to include regulators, humidifiers, masks and related supplies to recipients under age sixty-five in their own homes when requested by the attending physician and approved by the medical consultant.

(2) Oxygen and related supplies ~~((shall))~~ may be obtained from contract supplier or other oxygen supplier at less cost for recipients in skilled nursing homes on the

request of the attending physician. See WAC 388-87-080 for payment process.

(3) Recipients age sixty-five and over and others eligible for part B medicare benefits who are not in a nursing home or hospital shall have oxygen and equipment for its administration available only under medicare. Such persons are not eligible for state owned equipment.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-86-09601 PODIATRIC SERVICES.

(1) Medically necessary podiatric services shall be provided to include:

(a) Evaluation, diagnosis, and treatment of skin disease, infections, inflammation, ulcers, and symptomatic conditions (~~(including)~~) such as bursitis, osteoarthritis and tendonitis.

(b) Reductions of fractures and dislocations, and treatment of sprains and strains.

(c) Surgery for structural and pathological ailments such as bunions, exostosis, hammertoes, neuromas, and ingrown toenails.

(d) Initial diagnostic services in connection with conditions whose subsequent treatment would be excluded as routine palliative care.

(e) One visit every six months may be permitted for debridement and cutting of mycotic toenails.

(2) Elective surgery requires prior approval of the medical director or designee. Where less expensive, more conservative treatment is available, surgery will not be approved.

(3) The following services shall be excluded:

(a) Routine foot care that includes medically unnecessary removal of corns, warts, or calluses, trimming of nails and other hygienic and preventive care except as specified in subsection (4) of this section.

(b) Treatment of flat foot.

(c) Treatment undertaken to correct a subluxated structure of the foot as an isolated entity.

(d) Supportive devices for the feet, such as orthopedic shoes.

(e) Procedures regarded as experimental.

(4) Where a person has a severe systemic condition that would result in circulatory embarrassment or desensitization in the legs or feet, more frequent foot care may be provided when:

(a) The performance of such procedures by unskilled person might pose a hazard.

(b) The severity of the condition has been established by clinical or physical findings.

(c) Such care (~~(requires)~~) has received prior approval of the medical director or designee.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-86-098 SPEECH THERAPY SERVICES. (1) Speech therapy(~~(, when required)~~) may be provided as an adjunct to medically necessary treatment of (~~(a)~~) medical (~~(or remedial)~~) conditions for which the department has assumed initial responsibility(~~(;)~~). Such

conditions may include aphasia; sudden bilateral on-set of hearing loss; rapid progressive bilateral loss and post laryngectomy surgery. Speech therapy may be authorized subject to the following:

(a) The evaluation and/or treatment must have prior approval by the local medical consultant,

(b) The fee for service must be agreed to in advance of therapy,

(c) The services must be performed by a speech pathologist who has been granted the certificate of clinical competence by the American speech and hearing association, or who has completed the equivalent educational and work experience necessary for such a certificate,

(d) The department reserves the right to limit the number of treatments based on professional judgment. See WAC 388-87-025(2)(p).

(2) Speech and language therapy is not provided under the limited casualty program.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-005 PAYMENT—ELIGIBLE PROVIDERS DEFINED. (1) Eligible providers are:

(a) Persons currently licensed by the state of Washington to practice medicine, osteopathy, dentistry, optometry, (~~(or podiatric services,)~~) podiatry, nursing, or physical therapy.

~~(b) ((Persons currently licensed by the state of Washington as professional or practical nurses, or as physical therapists,~~

~~(c))~~ (c) A hospital currently licensed by the department, ~~((d))~~ (c) A nursing home currently licensed and classified by the department as a skilled nursing or intermediate care facility,

~~((e))~~ (d) A licensed pharmacy,

~~((f))~~ (e) A home health services agency certified by the department,

~~((g))~~ (f) An independent (outside) laboratory ~~((qualified))~~ certified to participate under Title XVIII or determined currently to meet the requirements for such participation,

~~((h))~~ (g) A company or individual (not excluded in subsection (3) of this section) supplying items such as ambulance service, oxygen, eyeglasses, other appliances, or approved services,

~~((i))~~ (h) A provider of screening services that has signed an agreement with the department to provide such services to eligible individuals in the EPSDT program,

~~((j))~~ (i) A certified center for the detoxification of acute alcoholic conditions,

~~((k))~~ (j) ~~((An))~~ A certified outpatient clinical community mental health center, an approved inpatient psychiatric facility drug treatment center or Indian health service clinic,

~~((l))~~ (k) A medicare certified rural health clinic,

~~((m))~~ (l) Approved prepaid health maintenance, prepaid health plans and/or health insuring organizations,

~~((n))~~ (m) An out-of-state provider of services listed in subsection (1) (a) through ~~((g))~~ (f) of this section,

with comparable qualifications in state of residence or location of practice.

(2) Under the mandatory and discretionary provision of RCW 74.09.530, the services of the following practitioners will not be furnished to applicants or recipients:

Chiropractors
 Sanipractors
 Naturopaths
 Homopathists
 Herbalists
 Masseurs or manipulators
 Christian Science practitioners or theological healers
 Any other licensed or unlicensed practitioners not otherwise specifically provided for in these rules.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-010 CONDITIONS OF PAYMENT—GENERAL. (1) The department shall be responsible for payment of service rendered to a recipient only when the services are within the scope of care, properly authorized and the recipient certified as eligible.

(2) The fees and rates established by the department shall constitute the ~~((full charge))~~ maximum allowable payment for approved medical care and services provided to recipients by the providers, except as specified in chapter 388-86 WAC.

(3) When a provider of service furnishes services to ~~((a known))~~ an eligible recipient and does not bill the department for services for which the department is responsible for payment, or fails to satisfy department conditions of payment such as prior approval and timely billing, the recipient is under no obligation to pay the provider.

(4) Payment for any service furnished to a recipient by a provider may not be made to or through a factor who advances money to that provider for accounts receivable.

(5) The department will not be responsible for payment for medical care and goods and/or services provided to a recipient enrolled in a department-contracted, prepaid medical plan who fails to use the provider under contract unless emergency conditions exist or the department has approved payment to another provider for provision of a service not covered by the prepaid plan.

(6) The department will not be responsible for payment of that portion of medical care or services reimbursable within a reasonable time by a third-party resource available to the recipient such as health insurance coverage, casualty insurance or when medical needs result from accident or injury caused by another party. See chapter 388-83 WAC.

(7) Payment for care under the medical assistance or limited casualty-medically needy programs will be retroactive for three months prior to the month of application provided the applicant would have been eligible when the care was received. The applicant need not be

eligible at the time of actual application. Medical services that require approval must be approved by the CSO medical consultant for the retroactive period.

(8) Payment for care under the limited casualty program—medically indigent and GAU may be retroactive for seven days prior to the date of application if applicant is otherwise eligible. Medical services that require approval must be approved by the CSO medical consultant for the retroactive period.

(9) A claim by a provider for payment for services rendered to a person who subsequently is determined to be ineligible at the time service was rendered may be paid under the following conditions only:

(a) The ineligible person must have been certified as both financially and medically eligible,

(b) Payment has not been made from sources outside the department,

(c) A request for such payment must be submitted and approved by the division of medical assistance.

(10) ~~((The department reimbursement level will not exceed the maximum rates established by medicare.))~~ Payment for medically necessary services shall be made on the basis of usual and customary charges or the rates established by the department, whichever is lower.

(11) Payment for well-baby care is not authorized except as provided under the EPSDT program. See WAC 388-86-027.

(12) The department will not reimburse a hospital for the deductible amount the limited casualty program—medically needy recipient is required to pay for each hospital admission.

(13) The department will not reimburse ~~((an))~~ a hospital for emergency room ~~((for the))~~ copayment amounts that the limited casualty program—medically needy recipient is required to pay ~~((for each emergency room visit)).~~

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-025 SERVICES REQUIRING APPROVAL OF MEDICAL CONSULTANT. (1) Certain services to recipients ~~((of))~~ on medical assistance, limited casualty program, and continuing general assistance require ~~((certain))~~ approval(s).

(2) All surgical procedures require approval by the local medical consultant – see WAC 388-86-095 and 388-86-110. Only the surgeon need obtain written approval for surgery. The services of the surgical assistant and the anesthesiologist or anesthetist do not require approval. Their billings for payment, however, must show the patient's diagnosis and a cross-reference to the surgeon.

(3) Requests for allergy testing shall be submitted on appropriate state form for prior approval by the local medical consultant. The extent of service to be provided shall be indicated. In the event an independent laboratory bills for the allergy testings, the requesting physician shall send the approved state form to the laboratory as the billing authority.

(4) Drugs not listed in the department's formulary or any single prescription exceeding the maximum limit established – see WAC 388-91-020.

(5) Admission to a hospital – see WAC 388-87-070 and 388-86-050.

(6) Initial provision of oxygen service for a recipient under sixty-five years of age in his own home. Repeat deliveries of oxygen for the same illness do not require medical consultant approval – see WAC 388-86-080 and 388-87-080.

(7) Approval of physical therapy on an outpatient basis or in a nursing home when prescribed by the attending physician – see WAC 388-86-090.

(8) For certain bordering cities and out-of-state medical care – see WAC 388-82-030 and 388-86-115.

(9) For consultant or specialist referral when such referrals exceed two such consultants or specialists – see WAC 388-86-095.

(10) Respiratory therapy in excess of five treatments requires approval.

(11) Speech therapy requires an initial evaluation; both the evaluation and subsequent therapy require prior approval – see WAC 388-86-098.

(12) Psychological evaluation requires prior approval and is provided in connection with medical diagnosis and treatment (see WAC 388-87-012).

(13) ~~((Requests for taxi transportation:))~~ For certain patient transportation. See WAC 388-86-085.

~~((14) Requests for air transportation:))~~

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-027 SERVICES REQUIRING PRIOR APPROVAL BY STATE OFFICE. (1) The following services requiring approval of the local medical consultant shall also receive prior approval of the chief of the office of medical policy and procedure:

(a) Nonemergent surgical procedures – see WAC 388-86-095;

(b) Prosthetic devices and durable medical equipment and nonreusable medical equipment costing more than five hundred dollars;

(c) All out-of-state air transportation.

(2) With the exception of prosthetic devices and major appliances, subsection (1) of this section, does not apply to CSOs or regions which have full-time medical consultants who are authorized to give approval.

(3) The medical director or designee may approve ~~((the purchase of a hearing aid for less than 50 decibel loss if social information justifies the need))~~ where there are significant handicapping factors:

(a) The purchase of a hearing aid when the 50 decibel loss in the better ear is not met; or

(b) A second hearing aid and/or a replacement.

(4) All out-of-state air transportation.

AMENDATORY SECTION (Amending Order 1542, filed 9/9/80)

WAC 388-87-035 PAYMENT—((AMBU-LANCE AND OTHER)) TRANSPORTATION FOR MEDICAL REASONS. (1) Payment for ~~((ambulance service and other means of))~~ patient transportation shall be made for eligible individuals according to WAC 388-86-085.

~~(2) ((Payment may be made for the cost of medically necessary transportation by ambulance, cabulance, privately owned automobile or other appropriate means:~~

~~(a) Costs of oxygen and its administration associated with ambulance services will be reimbursed when medical necessity is clearly documented:~~

~~(b) Payment may be made for an additional attendant to accompany a patient in an ambulance unless the additional attendant is a member of the patient's family or is a staff member of a hospital, in which case no salary shall be allowed:~~

~~(3) Payment for taxi will be made only when approved by the local medical consultant:~~

~~(4)) Payment for ((medically necessary)) patient transportation services shall be made on the basis of usual and customary charges or the rates established by the department, whichever is lower.~~

~~((5) No payment is made to providers of medical care, other than subsection (2) above, for mileage related to house calls and consultation visits, see WAC 388-87-095(2)(a):))~~

(3) Methods of reimbursement and required billing procedures for patient transportation services shall be published as necessary by the division of medical assistance.

(4) Providers of patient transportation services must show medical justification on the billing document for the type of transportation utilized as well as the need for medical care.

(5) Ambulances, air ambulances and commercial air transportation services shall be licensed, operated and equipped in accordance with applicable federal, state and local statutes, ordinances and regulations.

(6) Cabulances shall be operated and equipped in accordance with minimum requirements established by the division of medical assistance and other applicable statutes, ordinances and regulations.

(7) Taxi and bus transportation services shall be operated and equipped in accordance with state and local statutes, ordinances and regulations.

AMENDATORY SECTION (Amending Order 406, filed 11/24/69)

WAC 388-87-045 PAYMENT—BLOOD. (1) Payment shall be made for whole blood or ~~((plasma))~~ blood derivatives only when it is not available to the patient from other sources.

(a) For persons eligible for Medicare benefits, the above applies only to the first three pints of blood or plasma in any spell of illness.

(b) Payment will not be made for blood or ~~((plasma))~~ blood derivatives when the source ~~((of such blood))~~ is by donation.

(2) Payment will be made for the service charges necessary for handling and processing the blood or ~~((plasma))~~ blood derivatives unless provided to an individual who is hospitalized. In the latter case, payment will be included in the total payment to the hospital.

(3) Administration of blood or ~~((plasma))~~ blood derivatives on an outpatient basis in a hospital may be

added to the total payment for outpatient service. Additional payments for blood bank service charges will be made when applicable.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-070 PAYMENT—HOSPITAL CARE. The department will pay hospital costs of eligible persons who are patients in general hospitals when such hospitals meet the criteria as defined in RCW 70.41.020. Except for nonallowable revenue codes, reimbursable cost will be determined according to medicare cost reimbursement methods. Recipients of medicaid funded hospital services must have been approved as financially and medically eligible for hospitalization. They are:

- (1) Categorically needy recipients,
- (2) Limited casualty program recipients (~~((with exception of deductible for the medically needy;)).~~ A deductible not to exceed one-half the payment the department makes for the first day of inpatient hospital care for each admission is the responsibility of the limited casualty program—medically needy recipients,
- (3) Recipients of continuing general assistance.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-075 PAYMENT—LABORATORY SERVICES. (1) A physician using his own laboratory to provide necessary laboratory services shall bill the department according to the schedule of maximum allowances (~~(, using form DSHS 525-100)).~~

(2) A physician using the services of an independent laboratory shall request services for a recipient in the same manner he requests services for his private patient.

(3) An independent laboratory must bill the department directly. No reimbursement will be made to a physician for services performed by an independent laboratory.

AMENDATORY SECTION (Amending Order 1610, filed 2/19/81)

WAC 388-87-080 PAYMENT—OXYGEN. The initial request for oxygen and related supplies (~~(on state form DSHS 525-101))~~ originating with the attending physician for recipients in their own home requires approval from the medical consultant. Approval is not required for recipients in a nursing home. Repeat deliveries to recipients in their own home do not require approval.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-87-105 PAYMENT—MEDICAL CARE OUTSIDE STATE OF WASHINGTON. (1) Medical care furnished in designated bordering cities is not considered to be out-of-state care. Payment is made to the provider of service as for care provided within the state of Washington. Provider licensure requirements,

however, would be those of the state in which care is rendered.

(2) Payment is not authorized for out-of-state medical care furnished to state-funded recipients.

(3) The three-month retroactive coverage (~~((applies))~~ may apply to out-of-state care given for covered medical care to eligible applicants.

(4) When out-of-state service is provided (excluding state office approved care in a skilled nursing home) in a state with a Title XIX medical care program, payment shall be authorized at the rate paid by the medical care program of the state in which the service is rendered. If provided in a state without a Title XIX program, payment shall be authorized at the rate charged, but not to exceed the rate paid for the service under Title XVIII medicare.

(5) Out-of-state providers shall be furnished with necessary billing forms and instructions.

(6) If the deductible or coinsurance portions of medicare are claimed, it will be necessary for the provider to submit his billing to the intermediary or carrier in his own state on the appropriate medicare billing form. If the state of Washington is checked as being responsible for medical billing on the form, the intermediary or carrier may bill on behalf of the provider or may return the billing to the provider for submitting to the state.

(7) Approved care in out-of-state skilled nursing home will be paid either at the rates for care charged in that state for recipients of public assistance, or in an amount not to exceed the rate for skilled nursing home care in the state of Washington, whichever is the lesser amount. Exceptions to the rule in this subsection may be granted only by the director of the (~~((bureau of nursing home affairs))~~ division of medical assistance or his designee.

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

WAC 388-91-040 DRUGS—PRICING STANDARDS. (1) Whenever possible all drugs and prescriptions must be confined to those listed in the department's current drug formulary. Maximum cost allowed for all drugs, including generic drugs, will be determined by the department.

(2) The department shall not be charged more than the general public (~~((or more than the actual acquisition cost (AAC) price plus the established dispensing fee whichever is the lower for the drug. Any other)).~~ Pricing practices such as granting discounts, special commissions, fees, etc., to patients, institutions, or corporations shall be taken into account by the department and the pharmacist in defining the charge to the general public.

(3) (~~List price, as established for cost determination, in the latest red book, blue book or retailer AAC, whichever is lower to the retailer, plus the established dispensing fee. Cost is defined as the unit cost, based on maximum size container stocked in the pharmacy (100, 1000, 5000, etc., and pints or gallons, etc.).~~

~~(4))~~ There shall be no differential in pricing prescriptions issued in less than manufacturer's size.

(4) The department will not pay more than the lower of ingredient cost plus a dispensing fee or the provider's

usual and customary charge to the public. Ingredient cost will be set at the estimated acquisition cost, which is the department's best estimate of the price providers generally are paying for a drug. The dispensing fee will be set by taking into account the results of surveys and the costs of pharmacy operation. Reimbursement may also be made through exclusive service contracts for the provision of prescription drugs for nursing home patients.

~~(5) ((Reimbursement of retail pharmacists will be on basis of actual acquisition cost which is the amount paid to wholesaler or manufacturer less any discounts, credits or advances:~~

~~(6))~~ Unit dose systems recognized by the department ~~((require))~~ requires each patient's medication to be delivered to the facility a minimum of five ~~((deliveries weekly))~~ days a week or delivery of medical carts every other day with daily service available.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-92-025 COMPUTATION OF AVAILABLE INCOME. (1) Total income of a beneficiary of supplemental security income ~~((, except for institutionalized recipients,))~~ is not considered ~~((an))~~ available ~~((resource))~~ in determining eligibility.

(2) Income and resources are considered jointly for spouses who live together in a common household and blind or disabled children who live with their parent(s). Income and resources are considered separately when spouses and/or children and parents cease to live together. Income and resources are considered mutually available.

(a) For the first six months after the month they cease to live together where both spouses apply as SSI related (aged, blind or disabled),

(b) For the month of separation where only one spouse applies as SSI related (aged, blind or disabled), or where blind or disabled children are separated from parents.

(3) For SSI related individuals, age eighteen to twenty-one, parents' income is not deemed available.

(4) For SSI related individuals under age eighteen, parents' income is deemed available when living in the same household.

(5) When the spouse of an SSI related applicant is ineligible or does not apply, the exclusions in subsections (6) and (8) of this section, shall be applied to his/her income in determining the amount to be deemed to the applicant. If the remaining income of the ineligible spouse exceeds the ~~((single))~~ monthly state supplement benefit standard all the remaining income shall be deemed to the applicant.

(6) Exclusions from income. The following shall be excluded sequentially from income:

(a) Any amount received from any public agency as a return or refund of taxes paid on real property or on food purchased by such individual or spouse;

(b) State public assistance based on financial need;

(c) Any portion of any grant, scholarship, or fellowship received for use in paying the cost of tuition and fees at any educational institution;

(d) Income that is not reasonably anticipated, or received infrequently or irregularly, if such income does not exceed twenty dollars per month if unearned, or ten dollars per month if earned;

(e) Any amounts received for the foster care of a child, who is not an eligible individual, but who is living in the same house as such individual and was placed in such home by a public or nonprofit private child-placement or child-care agency;

(f) One-third of any payment for child support received from an absent parent will be excluded;

(g) The first twenty dollars per month of earned or unearned income, not otherwise excluded in subsection (6)(a) through (f) of this section, for a person at home. The exclusion is considered only once for a husband and wife. There is no exclusion on income which is paid on the basis of need of the eligible individual, such as VA pension and cash from private charitable organizations;

(h) Tax exempt payments received by Alaska natives under the Alaska Native Claims Settlement Act;

~~((exempted by federal regulations will be exempted and))~~ excluded by other statutes. When necessary these exclusions will be publicized by numbered memoranda from the state office;

(j) Compensation provided to volunteers in ACTION programs established by Public Law 93-113, the Domestic Volunteer Service Act of 1973;

(k) When an ineligible minor is in the household of an SSI applicant, an amount will be excluded for such child's needs. The exclusions will be the difference between the SSI couple cash benefit and the SSI individual cash benefit;

(l) Veteran's aid and attendance allowance is to be excluded in determining financial eligibility.

(i) If the sum is paid to a spouse, it is considered that individual's earned income and may be deemed to the applicant.

(ii) For institutionalized applicants, the amount subsequently is considered in the cost of institutional care.

(m) A fee charged by a guardian to reimburse himself or herself for services provided is not considered available to the individual and is not treated as income.

(7) An ineligible or nonapplying individual under the age of twenty-one who is a student regularly attending a school, college or university or pursuing a course of vocational or technical training designed to prepare him for gainful employment will have all earned income excluded unless that income is actually contributed to the applicant.

(8) Earned income exclusions for SSI related individuals shall be the first sixty-five dollars per month of earned income not excluded according to subsection (6) of this section, plus one-half of the remainder.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-92-030 MONTHLY STANDARD. (1) After computing available income according to WAC 388-92-025 for SSI related individuals, the monthly standard shall be the state supplement standard. (See chapter 388-59 WAC)

(2) The monthly maintenance standard for SSI related couples (both applying) shall be the state supplement standard for a couple.

(3) When computing available income for a family of three or more the relative responsibility requirement of the appropriate cash assistance program shall be applied, except that relative responsibility shall be limited to spouse for spouse and parent for child.

(4) In mixed households (AFDC and SSI related members) ((two separate determinations must be made)) determine income and resources according to AFDC regulations.

(5) Applicants and/or recipients eligible for limited casualty program—medically needy will have the monthly standard applied as in WAC 388-99-020.

(6) When one or both of the applicants is SSI related in a medical facility, a full calendar month standards defined in WAC 388-83-135 and 388-83-140 must be used.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-92-045 EXCLUDED RESOURCES. Applicants or recipients may transfer or exchange an exempt resource. Cash received from the sale of an exempt resource is excluded provided the total amount of cash is used to replace or reinvest in another exempt resource within three months. Any remaining portion in excess of allowed resources shall be considered a nonexempt resource if the individual's eligibility continues without a break in certification. In determining the resources of an individual and spouse, if any, the following items shall be excluded up to the dollar limit, if any, as indicated:

(1) The home or the proceeds from the sale of a home, which is an excluded resource, will also be excluded to the extent that they are re-invested in the purchase of another home which is similarly excluded within three months of the date of receipt of proceeds.

(a) The home of the individual must be the individual's principal place of residence in order to be an excluded resource.

(i) Temporary absences from home including absences from home for trips, visits, and hospitalizations do not offset the home exclusion as long as the individual intends to return home.

(ii) An absence of more than six months may indicate that the home no longer serves as the principal place of residence.

(iii) The home continues to be excluded if the individual intends to return and there is a likelihood that he/she will return.

(iv) When an institutionalized individual intends to return home, a physician's evaluation of his/her ability to return at some future time to a home setting may be used as the basis of a temporary absence determination. The evidence must be conclusive before a determination can be made that the individual is unable to return home.

(v) Transfer of a home during a temporary absence will constitute evidence that the individual no longer intends to return. Adequate consideration must be received

and allocated to the individual's resources. See WAC 388-99-035(2), transfer of property at less than fair market value.

(b) If the home is used by a spouse or dependent relative during the individual's absence, it will continue to be considered the principal place of residence.

(2) Household goods and personal effects.

(3) An automobile will be totally excluded if it is used for employment or for the individual's medical treatment; otherwise, the current retail market value up to \$4,500, any excess to be counted against the resource limit.

(4) Property of a trade or business which is essential to the means of self-support; however, it shall not include liquid resources as defined in WAC 388-92-005 even though such liquid resource may be producing income. This property means items commonly referred to as tangible business assets such as land and buildings, equipment and supplies, inventory, cash on hand, accounts receivable, etc. The current market value shall not exceed limits which take into account the nature of the business and the gross and net income such business may be expected to produce in light of such property.

(5) Nonbusiness property which is essential to the means of self-support. This shall include:

(a) Nonliquid (see WAC 388-92-005), nonbusiness property if it is relied upon by the individual as a significant factor in producing income on which he can live, or is used to produce goods, or provide services essential to the individual's support.

(b) Property used exclusively to produce items for home consumption provided the items are significant factors for support and maintenance of the individual.

(c) Tools, equipment, uniforms and similar items required by the individual's employer.

(d) A motor vehicle (in addition to that already excluded) which is essential because of climate, terrain, or similar factors, or special modification, and required to provide necessary transportation. The limitation on value of such vehicle is the same as (3) above.

(6) Resources of a blind or disabled individual which are necessary to fulfill an approved plan for achieving self-support for so long as such plan remains in effect.

(7) Shares of stock held in a regional or village corporation during the period of twenty years ending January 1, 1992, in which such stock is inalienable pursuant to the Alaska Native Claims Settlement Act.

(8) Life insurance owned by an individual and spouse, if any, to the extent of its cash surrender value, provided that the total face value of policies held by each individual is \$1500 or less, in which case the cash surrender value is not evaluated. If the face value of policy(ies) is over \$1500, cash surrender value must be applied to resource limitations. Term or burial insurance with no cash surrender value is not considered in determining face value.

(9) Restricted allotted land owned by an enrolled member and spouse, if any, of an Indian tribe, if such land cannot be sold, transferred or otherwise disposed of without permission of other individuals, his tribe or an agency of the federal government.

(10) Cash received from an insurance company for purposes of repairing or replacing an excluded resource that is lost, damaged, or stolen, etc., is excluded as a resource provided the total amount of the cash is used to repair or replace such excluded resource within nine months that period may be extended based on circumstances beyond the control of the applicant to a maximum of nine additional months. Any such cash not so used within such time periods is considered as an available resource.

(11) Other resources excluded by federal statute.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-005 LIMITED CASUALTY PROGRAM—MEDICALLY NEEDY. (1) The department of social and health services provides a limited casualty program of medical care, administered through the division of medical assistance, designed to meet the health care needs of persons not categorically needy for medical assistance.

(2) A ~~((potentially))~~ medically needy individual is defined as a person who is aged, blind, or disabled, or families and children whose income and/or resources are above the limits prescribed for the categorically needy but are within limits set for the medically needy program.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-010 PERSONS ELIGIBLE FOR MEDICALLY NEEDY ASSISTANCE. (1) Medically needy refers to a resident of the state of Washington whose income ~~((is above the categorically needy income level (CNIL)))~~ and/or resources are above the limits prescribed for the categorically needy and who meets the resource limits of the ~~((AFDC or))~~ SSI program and is:

(a) Related to aid to families with dependent children (AFDC). See chapter 388-83 WAC.

(b) Related to ~~((state))~~ supplemental security income (SSI). See chapter 388-92 WAC.

(c) Related to state supplementary payment program (SSP).

(d) A financially eligible person under age twenty-one who is in:

(i) Foster care, or

(ii) Subsidized adoption, or

(iii) Skilled nursing facility, intermediate care facility, intermediate care facility/mentally retarded,

(iv) An approved inpatient psychiatric facility.

(e) Aged, blind, and disabled individuals residing in a medical facility whose income is above the three hundred percent of the SSI benefit cap.

(2) Groups defined as categorically needy rather than medically needy are:

(a) Those described in chapters 388-82 and 388-93 WAC, and

(b) SSI presumptively eligible.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-020 ELIGIBILITY DETERMINATION—MEDICALLY NEEDY IN OWN HOME. (1) The medically needy income level (MNIL) shall be:

(a) One person	\$303
(b) Two persons	\$434
(c) Three persons	\$468
(d) Four persons	\$501
(e) Five persons	\$593
(f) Six persons	\$671
(g) Seven persons	\$778
(h) Eight persons	\$859
(i) Nine persons	\$939
(j) Ten persons	\$1,019 ((and above:))
	<u>and above</u>

(2) For families and children countable income is determined by deducting, from gross income, amounts that would be deducted in determining AFDC grant eligibility. Earned income exemption of \$30 plus 1/3 of the remainder does not apply for individuals applying solely for medical assistance.

(3) For aged, blind, and disabled individuals countable income is determined by deducting, from gross income, amounts that would be deducted in determining eligibility for the state supplementary payment ~~((program))~~.

(4) If countable income is equal to or less than the appropriate MNIL, the family or individual is certified eligible.

(5) If countable income is greater than the appropriate MNIL, the applicant is required to spenddown the excess countable income based on a three-month calculation.

(6) Financial responsibility of relatives.

(a) For families and children,

(i) Income and resources of spouse or parent are considered available to the applicant whether or not actually contributed if they live in the same household.

(ii) Income and resources of spouse or parent are considered only to the extent of what is actually contributed if not in same household.

(b) For aged, blind, and disabled, see chapter 388-92 WAC for deeming of income.

(7) In mixed households (AFDC and SSI related members) eligibility shall be determined as for families and children.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-030 ALLOCATION OF EXCESS INCOME—SPENDDOWN. (1) On initial or subsequent applications previously incurred medical expenses are deducted from excess countable income subject to the following restrictions.

(a) The medical expense must be a current liability of the individual or financially responsible relative in the same household. See WAC 388-92-025(4).

(b) The medical expenses have not been used at any other time to reduce excess countable income on a medical application which resulted in eligibility.

(c) The portion of the medical expense paid or covered by third-party liability can not be considered toward spenddown.

(d) Only medical services provided by practitioners recognized under state law will be considered. See WAC 388-87-005.

(e) Certain services recognized under state law will not be considered.

(f) Medical services recognized for purposes of reducing excess countable income are stated in chapters 388-86 and 388-91 WAC, and shall include chiropractic and adult dental services.

(2) If the incurred medical bills equal or exceed the excess countable income at the time of application, the applicant is certified eligible.

(3) If the incurred medical bills are less than the excess countable income, the application is not approved and the individual is required to spenddown the remaining excess countable income. The applicant is certified eligible only when excess countable income has been completely spentdown. Medical expenses incurred during the spenddown period are deducted in the following order:

(a) Medicare and other health insurance premiums, deductibles, coinsurance charges, enrollment fees, or copayments.

(b) Expenses for necessary medical and remedial care not covered by the limited casualty program.

(c) Expenses for necessary medical and remedial care covered by the limited casualty program which have been paid by the applicant.

(d) Expenses for necessary medical and remedial care covered by the limited casualty program which have not been paid.

(4) The applicant is responsible for providing complete documentation of incurred medical expenses. Once medical eligibility has been approved, expenses which were not listed or which were omitted will not be considered. Such expenses may be used to reduce excess countable income on a subsequent application provided the conditions in subsection (1) of this section are met.

(5) The applicant is liable for any expenses incurred prior to the spenddown satisfaction date.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-045 MEDICALLY NEEDY—ELIGIBILITY DETERMINATION—INSTITUTIONAL.

(1) Individuals are considered institutionalized if they reside in a medical facility at least a full calendar month.

~~(a) ((SSI/state supplement related individuals in medical facilities shall have their eligibility determined by comparing their gross income to three hundred percent of the SSI benefit (SSI cap)).~~

~~(b) Allocation of recipient income is defined in WAC 388-83-140.)~~ SSI/state supplement-related individuals

in medical facilities are medically needy if their gross income exceeds three hundred percent of the SSI benefit (SSI cap). AFDC-related individuals in medical facilities are medically needy if countable income exceeds the one-person AFDC grant standard.

(b) Determination of countable income. Countable income of a medically needy applicant residing in a nursing home is determined by deducting the following amounts from gross income:

(i) Amounts that would be deducted in determining either AFDC eligibility or for aged, blind, and disabled persons, amounts that would be deducted in determining eligibility for the state supplementary payment.

(ii) Previously incurred medical expenses that are not subject to third party payment and which are the current liability of the applicant.

(c) Medically needy nursing home residents will be determined eligible if their countable income is less than department's contracted rate plus verifiable recurring medical expenses. These individuals will participate in the cost of their nursing home care. Once it is established that an applicant meets the medically needy financial eligibility, see WAC 388-83-140 for post-eligibility allocation of income.

(d) Applicants for the medically needy program with countable income above the private nursing home rate plus verifiable recurring medical expenses are ineligible.

(e) Individuals with countable incomes below the private nursing home rate plus recurring medical expenses, but above the department's contracted rate plus medical expenses, will have eligibility determined as follows:

(i) Such applicants will be certified eligible for nursing home care. See WAC 388-83-140 for post-eligibility allocation of income.

(ii) Eligibility for nonnursing home medical care will require spending-down of all income remaining after allocating income, per (i) above. Coupons will be issued only when spend-down has been met.

(iii) Certification for nursing home care for such individuals shall be on a three-month basis. Spend-down of nonnursing home medical expenses will be on a three-month basis.

(f) Absence of not more than fourteen consecutive days from an institutional living arrangement would not interrupt an individual's institutional status.

(i) A transfer between institutions does not change institutional status.

(ii) A transfer from a hospital to a nursing home and discharge within the same calendar month is not continuous institutional status.

~~((c))~~ (2) Use other SSI financial criteria for consideration of resources as defined in chapters 388-92 and 388-83 WAC.

~~((d))~~ Income remaining after computation will be used to participate in the cost of care at the department rate.

~~(2))~~ (3) Individuals who reside in a medical facility less than a full calendar month shall have their eligibility determined as for a noninstitutionalized person for that month.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-055 CERTIFICATION. (1) A recipient in own home shall be certified for no more than three months.

(2) An applicant who is required to spenddown shall be certified from the day the spenddown requirement is met through the last day of the three-month period which began ~~((at the time))~~ with the month of application.

(3) If retroactive coverage ~~((was applied))~~ is requested at the time of application, a spenddown applicant shall be certified from the day the spenddown requirement was met through the last day of the three-month period which began up to three months prior to the month of application.

(4) A new application is required for any subsequent period of eligibility for LCP-MN.

(5) An applicant who is required to spenddown shall be certified the day the spenddown requirement is met.

(6) Full-month coverage is not available during the first month of eligibility for persons who must establish eligibility by deducting incurred medical expense from countable income.

(7) A recipient in a medical facility, other than a hospital, shall be certified for twelve months.

(8) All medically needy recipients shall receive individual notification of the disposition of their application.

(9) Any change in circumstances shall be ~~((promptly))~~ reported within twenty days to the local community service office.

(10) Any recipient, aged, blind or disabled who has been terminated from SSI/SSP shall have their eligibility for LCP-MN determined in accordance with chapter 388-85 WAC.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-100-005 LIMITED CASUALTY PROGRAM—MEDICALLY INDIGENT. (1) The department of social and health services provides a limited casualty program of medical care, administered through the division of medical assistance, designed to meet the health care needs of persons not receiving cash assistance or eligible for any other medical program.

(2) An individual potentially eligible for the medically indigent program is a person who:

(a) Has an acute and emergent condition which is defined as having a short and relatively severe course, not chronic; occurring unexpectedly and demanding immediate action, and

(b) Meets the financial eligibility as defined in this section.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-100-010 LIMITED CASUALTY PROGRAM—MEDICALLY INDIGENT—ELIGIBILITY DETERMINATION. (1) Citizenship is not a requirement of eligibility.

(2) Persons receiving LCP-MI shall meet the following eligibility standards:

(a) The individual is not ~~((eligible for or receiving federal or state-funded cash assistance, or the limited casualty program—medically needy))~~ receiving cash assistance or eligible for any other medical program.

(b) Income shall not exceed the ~~((grant))~~ payment standards for AFDC or shall be spenddown to that level according to procedures in WAC 388-99-030.

(c) Nonexempt resources shall not exceed the resource standard for AFDC or shall be spent down to that level according to procedures in WAC 388-100-015.

(d) The applicant who has ~~((not))~~ transferred resources within two years prior to the date of application ~~((without having received adequate consideration according to the provisions of chapter 388-28 WAC))~~ but after July 1, 1981, shall spenddown the uncompensated value of the resource as described in WAC 388-100-010. See WAC 388-99-035(2) for determining the uncompensated value of the transferred resource.

(3) The following shall be deducted or exempted from income:

(a) Mandatory deductions of employment.

(b) Total income and resources of a noninstitutionalized SSI beneficiary.

(c) Support payments paid under a court order.

(d) Payments to a wage earner plan specified by a court in bankruptcy proceedings, or previously contracted major household repairs if failure to make such payments would result in garnishment of wages or loss of employment.

(4) The following shall be considered an exempted resource:

(a) A home.

(b) Used and useful household furnishings and personal clothing.

(c) Personal property of great sentimental value.

(d) Livestock or similar property owned by children when profit is reserved for education.

(e) Other personal property used to reduce need for assistance or medical care.

(f) One cemetery plat for each member of the assistance household.

(g) A used and useful automobile.

(5) The following resources are not exempt:

(a) Cash, marketable securities, and any other resource not specifically exempted that can be converted to cash.

(b) The potential earning power of the applicant or recipient. Even if an applicant has no cash resources, current employment or possibility of employment in the future, as evidenced by past opportunities, may be such that the individual could be reasonably expected to pay all or part of the cost of medical care out of future earnings.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-100-015 ALLOCATION OF EXCESS INCOME AND NONEXEMPTED RESOURCE. (1) All excess income and nonexempted resources shall be ~~((used))~~ allocated toward the cost of medical care.

(2) On initial or subsequent applications all previously incurred medical expenses are deducted from excess countable income as described in WAC 388-99-030. These expenses cannot have been used toward a previous spenddown or deductible requirement.

WSR 82-01-002
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-227—Filed December 3, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use shellfish regulations.

I, Rolland A. Schmitten, 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 existing regulations do not provide for the most practical means for taking squid.

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

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

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

APPROVED AND ADOPTED December 2, 1981.
 By Rolland A. Schmitten
 Director

NEW SECTION

WAC 220-56-39000A SQUID, OCTOPUS. *Notwithstanding the provisions of WAC 220-56-390, effective immediately until further notice, it is lawful to take, fish for and possess squid for personal use by hook and line, squid lures, herring rake or hand held dip net gear.*

WSR 82-01-003
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-228—Filed December 3, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the

preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the Puget Sound bag limit is modified to meet allocation needs in that area.

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

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

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

APPROVED AND ADOPTED December 3, 1981.
 By W. R. Wilkerson
 for Rolland A. Schmitten
 Director

NEW SECTION

WAC 220-56-19000F PUGET SOUND BAG LIMIT. *Notwithstanding the provisions of WAC 220-56-190, effective immediately until further notice, in salmon punch card areas 5 through 13, as described in WAC 220-56-185 Marine Area Codes, the personal use salmon bag limit in any one day is three salmon, not more than two of which may be chinook salmon. Chinook salmon must be not less than 20 inches in length but there is no minimum size limit 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 82-01-004
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 3, 1981]

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 scope of care for medically indigent, amending WAC 388-100-035.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 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, Washington, Phone (206) 753-7015, by January 13, 1981[1982]. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 1, 1981

By: David A. Hogan

Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend WAC 388-100-035.

Purpose of the rule or rule change is to make persons undergoing treatment under the Involuntary Treatment Act exempt from the \$1500 deductible.

Statutory Authority: RCW 74.08.090.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: James Sparks, Program Coordinator, Division of Medical Assistance, Mailstop: LK-11, Phone: 3-7313.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-100-035 SCOPE OF CARE FOR MEDICALLY INDIGENT. (1) The medical coverage under the limited casualty program—medically indigent shall be available to an eligible individual for treatment of acute and emergent conditions only. This may include: Inpatient hospital services; outpatient hospital and rural health clinic services; physician and clinic services; prescribed drugs; dentures; prosthetic devices; eyeglasses, SNF, ICF, ICF/MR; home health services; laboratory and x-ray services; and medically necessary transportation.

(2) Payment by the department will not be made until expenses are incurred by the recipient equal to the deductible amount.

(3) All services require the approval of the medical consultant.

(4) When any other medical need is identified for recipients undergoing treatment under the Involuntary Treatment Act (ITA) or detoxification for an acute alcohol condition as defined in chapter 388-40 WAC, the requirements for acute and emergent need and the fifteen hundred dollar deductible shall apply.

(5) When an applicant indicates that an urgent undefined medical illness exists, the condition will be regarded as acute and emergent and one office visit for diagnosis may be allowed, provided all financial eligibility criteria have been met. Treatment will be contingent upon the criteria for acute and emergent having also been met.

(6) For other conditions and limitations under which these services may be provided refer to appropriate service in chapter 388-86 WAC.

(7) No out-of-state care is provided except in the designated bordering cities.

(8) A request for an exception to policy shall not be approved without review by the division of medical assistance.

WSR 82-01-005

EMERGENCY RULES

DEPARTMENT OF REVENUE

[Order ET 81-1—Filed December 3, 1981]

I, Glenn Pascall, director of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to retail sales tax collection schedules, WAC 458-20-237.

I, Glenn Pascall, 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 an amendment to reflect new retail sales tax collection schedules to implement the one percent increase in the sales tax rates provided by the legislature by Second Substitute House Bill No. 788, Laws of 1981, 2nd ex. sess.

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 Department of Revenue as authorized in RCW 82.32.300.

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 December 3, 1981.

By Don R. McCuiston, Designee

Director, Interpretation and Appeals Division

AMENDATORY SECTION (Amending Order 80-5, filed 12/23/80)

WAC 458-20-237 (RULE 237) RETAIL SALES TAX COLLECTION SCHEDULES. ((By its terms the proviso of RCW 82.08.020 setting the state retail sales tax rate at 4.6% expires June 30, 1979, thereby reinstating the previous rate of 4.5% effective July 1, 1979.)) Under the provisions of Chapter (House Bill No. 788), Laws of 1981, 2nd Special Session, the state retail sales tax was increased to 5.5% effective December 4, 1981. RCW 82.14.030 authorizes counties and cities to levy a local sales and use tax of .5%, such local tax to be collected along with the ((4.5%)) 5.5% state tax, making a total combined tax of ((5%)) 6% in areas imposing the local tax. By RCW 82.14.045 all cities and counties, after voter approval, are authorized to levy an additional sales and use tax of .1%, .2%, or .3%, and, in the case of a class AA county, .4%, .5%, or .6%, to finance public transportation systems, which tax is also to be collected along with the state tax, making a total combined tax of

~~((5.1%, 5.2%, 5.3%, 5.4%, 5.5%, or 5.6%))~~ 6.1%, 6.2%, 6.3%, 6.4%, 6.5%, or 6.6%.

Under the authority of RCW 82.08.060 and 82.14-.070, and in accordance with chapter 34.04 RCW, the department of revenue has adopted the following ~~((4.5%, 5%, 5.1%, 5.2%, 5.3%, 5.4%, 5.5%, and 5.6%))~~ 6%, 6.2%, 6.3%, and 6.4% schedules to govern the collection of retail sales tax on all retail sales.

**((RETAIL SALES TAX COLLECTION SCHEDULE
July 1, 1979**

4.5 Percent

SALE	TAX
.12	.01
.34	.02
.56	.03
.78	.04
1.00	.05
1.23	.06
1.45	.07
1.67	.08
1.89	.09
2.12	.10
2.34	.11
2.56	.12
2.78	.13
3.00	.14
3.23	.15
3.45	.16
3.67	.17
3.89	.18
4.12	.19
4.34	.20
4.56	.21
4.78	.22
5.00	.23
5.23	.24
5.45	.25
5.67	.26
5.89	.27
6.12	.28
6.34	.29
6.56	.30
6.78	.31
7.00	.32
7.23	.33
7.45	.34
7.67	.35
7.89	.36
8.12	.37
8.34	.38
8.56	.39
8.78	.40
9.00	.41
9.23	.42
9.45	.43
9.67	.44
9.89	.45

**RETAIL SALES TAX COLLECTION SCHEDULE
July 1, 1979**

5.0 Percent

SALE	TAX
.10	.01
.30	.02
.50	.03
.70	.04
.90	.05
1.10	.06
1.30	.07
1.50	.08
1.70	.09
1.90	.10
2.10	.11
2.30	.12
2.50	.13
2.70	.14
2.90	.15
3.10	.16
3.30	.17
3.50	.18
3.70	.19
3.90	.20
4.10	.21
4.30	.22
4.50	.23
4.70	.24
4.90	.25
5.10	.26
5.30	.27
5.50	.28
5.70	.29
5.90	.30
6.10	.31
6.30	.32
6.50	.33
6.70	.34
6.90	.35
7.10	.36
7.30	.37
7.50	.38
7.70	.39
7.90	.40
8.10	.41
8.30	.42
8.50	.43
8.70	.44
8.90	.45
9.10	.46
9.30	.47
9.50	.48
9.70	.49
9.90	.50

RETAIL SALES TAX COLLECTION SCHEDULE

July 1, 1979

5.1 Percent

SALE TAX

.10	.29	.01
.30	.49	.02
.50	.68	.03
.69	.88	.04
.89	1.07	.05
1.08	1.27	.06
1.28	1.47	.07
1.48	1.66	.08
1.67	1.86	.09
1.87	2.05	.10
2.06	2.25	.11
2.26	2.45	.12
2.46	2.64	.13
2.65	2.84	.14
2.85	3.03	.15
3.04	3.23	.16
3.24	3.43	.17
3.44	3.62	.18
3.63	3.82	.19
3.83	4.01	.20
4.02	4.21	.21
4.22	4.41	.22
4.42	4.60	.23
4.61	4.80	.24
4.81	4.99	.25
5.00	5.19	.26
5.20	5.39	.27
5.40	5.58	.28
5.59	5.78	.29
5.79	5.98	.30
5.99	6.17	.31
6.18	6.37	.32
6.38	6.56	.33
6.57	6.76	.34
6.77	6.96	.35
6.97	7.15	.36
7.16	7.35	.37
7.36	7.54	.38
7.55	7.74	.39
7.75	7.94	.40
7.95	8.13	.41
8.14	8.33	.42
8.34	8.52	.43
8.53	8.72	.44
8.73	8.92	.45
8.93	9.11	.46
9.12	9.31	.47
9.32	9.50	.48
9.51	9.70	.49
9.71	9.90	.50
9.91	10.09	.51

RETAIL SALES TAX COLLECTION SCHEDULE

July 1, 1979

5.2 Percent

SALE TAX

.10	.28	.01
.29	.48	.02
.49	.67	.03
.68	.86	.04
.87	1.05	.05
1.06	1.24	.06
1.25	1.44	.07
1.45	1.63	.08
1.64	1.82	.09
1.83	2.01	.10
2.02	2.21	.11
2.22	2.40	.12
2.41	2.59	.13
2.60	2.78	.14
2.79	2.98	.15
2.99	3.17	.16
3.18	3.36	.17
3.37	3.55	.18
3.56	3.74	.19
3.75	3.94	.20
3.95	4.13	.21
4.14	4.32	.22
4.33	4.51	.23
4.52	4.71	.24
4.72	4.90	.25
4.91	5.09	.26
5.10	5.28	.27
5.29	5.48	.28
5.49	5.67	.29
5.68	5.86	.30
5.87	6.05	.31
6.06	6.24	.32
6.25	6.44	.33
6.45	6.63	.34
6.64	6.82	.35
6.83	7.01	.36
7.02	7.21	.37
7.22	7.40	.38
7.41	7.59	.39
7.60	7.78	.40
7.79	7.98	.41
7.99	8.17	.42
8.18	8.36	.43
8.37	8.55	.44
8.56	8.74	.45
8.75	8.94	.46
8.95	9.13	.47
9.14	9.32	.48
9.33	9.51	.49
9.52	9.71	.50
9.72	9.90	.51
9.91	10.09	.52

RETAIL SALES TAX COLLECTION SCHEDULE

July 1, 1979

5.3 Percent

SALE	TAX
.10	.28 .01
.29	.47 .02
.48	.66 .03
.67	.84 .04
.85	1.03 .05
1.04	1.22 .06
1.23	1.41 .07
1.42	1.60 .08
1.61	1.79 .09
1.80	1.98 .10
1.99	2.16 .11
2.17	2.35 .12
2.36	2.54 .13
2.55	2.73 .14
2.74	2.92 .15
2.93	3.11 .16
3.12	3.30 .17
3.31	3.49 .18
3.50	3.67 .19
3.68	3.86 .20
3.87	4.05 .21
4.06	4.24 .22
4.25	4.43 .23
4.44	4.62 .24
4.63	4.81 .25
4.82	4.99 .26
5.00	5.18 .27
5.19	5.37 .28
5.38	5.56 .29
5.57	5.75 .30
5.76	5.94 .31
5.95	6.13 .32
6.14	6.32 .33
6.33	6.50 .34
6.51	6.69 .35
6.70	6.88 .36
6.89	7.07 .37
7.08	7.26 .38
7.27	7.45 .39
7.46	7.64 .40
7.65	7.83 .41
7.84	8.01 .42
8.02	8.20 .43
8.21	8.39 .44
8.40	8.58 .45
8.59	8.77 .46
8.78	8.96 .47
8.97	9.15 .48
9.16	9.33 .49
9.34	9.52 .50
9.53	9.71 .51
9.72	9.90 .52
9.91	10.09 .53

RETAIL SALES TAX COLLECTION SCHEDULE

January 1, 1981

5.4 Percent

SALE	TAX
.10	.27 .01
.28	.46 .02
.47	.64 .03
.65	.83 .04
.84	1.01 .05
1.02	1.20 .06
1.21	1.38 .07
1.39	1.57 .08
1.58	1.75 .09
1.76	1.94 .10
1.95	2.12 .11
2.13	2.31 .12
2.32	2.49 .13
2.50	2.68 .14
2.69	2.87 .15
2.88	3.05 .16
3.06	3.24 .17
3.25	3.42 .18
3.43	3.61 .19
3.62	3.79 .20
3.80	3.98 .21
3.99	4.16 .22
4.17	4.35 .23
4.36	4.53 .24
4.54	4.72 .25
4.73	4.90 .26
4.91	5.09 .27
5.10	5.27 .28
5.28	5.46 .29
5.47	5.64 .30
5.65	5.83 .31
5.84	6.01 .32
6.02	6.20 .33
6.21	6.38 .34
6.39	6.57 .35
6.58	6.75 .36
6.76	6.94 .37
6.95	7.12 .38
7.13	7.31 .39
7.32	7.49 .40
7.50	7.68 .41
7.69	7.87 .42
7.88	8.05 .43
8.06	8.24 .44
8.25	8.42 .45
8.43	8.61 .46
8.62	8.79 .47
8.80	8.98 .48
8.99	9.16 .49
9.17	9.35 .50
9.36	9.53 .51
9.54	9.72 .52
9.73	9.90 .53
9.91	10.09 .54

RETAIL SALES TAX COLLECTION SCHEDULE
January 1, 1981

5.5 Percent

SALE TAX

.10	.27	.01
.28	.45	.02
.46	.63	.03
.64	.81	.04
.82	.99	.05
1.00	1.18	.06
1.19	1.36	.07
1.37	1.54	.08
1.55	1.72	.09
1.73	1.90	.10
1.91	2.09	.11
2.10	2.27	.12
2.28	2.45	.13
2.46	2.63	.14
2.64	2.81	.15
2.82	2.99	.16
3.00	3.18	.17
3.19	3.36	.18
3.37	3.54	.19
3.55	3.72	.20
3.73	3.90	.21
3.91	4.09	.22
4.10	4.27	.23
4.28	4.45	.24
4.46	4.63	.25
4.64	4.81	.26
4.82	4.99	.27
5.00	5.18	.28
5.19	5.36	.29
5.37	5.54	.30
5.55	5.72	.31
5.73	5.90	.32
5.91	6.09	.33
6.10	6.27	.34
6.28	6.45	.35
6.46	6.63	.36
6.64	6.81	.37
6.82	6.99	.38
7.00	7.18	.39
7.19	7.36	.40
7.37	7.54	.41
7.55	7.72	.42
7.73	7.90	.43
7.91	8.09	.44
8.10	8.27	.45
8.28	8.45	.46
8.46	8.63	.47
8.64	8.81	.48
8.82	8.99	.49
9.00	9.18	.50
9.19	9.36	.51
9.37	9.54	.52
9.55	9.72	.53
9.73	9.90	.54
9.91	10.09	.55

RETAIL SALES TAX COLLECTION SCHEDULE
January 1, 1981

5.6 Percent

SALE TAX

.09	.26	.01
.27	.44	.02
.45	.62	.03
.63	.80	.04
.81	.98	.05
.99	1.16	.06
1.17	1.33	.07
1.34	1.51	.08
1.52	1.69	.09
1.70	1.87	.10
1.88	2.05	.11
2.06	2.23	.12
2.24	2.41	.13
2.42	2.58	.14
2.59	2.76	.15
2.77	2.94	.16
2.95	3.12	.17
3.13	3.30	.18
3.31	3.48	.19
3.49	3.66	.20
3.67	3.83	.21
3.84	4.01	.22
4.02	4.19	.23
4.20	4.37	.24
4.38	4.55	.25
4.56	4.73	.26
4.74	4.91	.27
4.92	5.08	.28
5.09	5.26	.29
5.27	5.44	.30
5.45	5.62	.31
5.63	5.80	.32
5.81	5.98	.33
5.99	6.16	.34
6.17	6.33	.35
6.34	6.51	.36
6.52	6.69	.37
6.70	6.87	.38
6.88	7.05	.39
7.06	7.23	.40
7.24	7.41	.41
7.42	7.58	.42
7.59	7.76	.43
7.77	7.94	.44
7.95	8.12	.45
8.13	8.30	.46
8.31	8.48	.47
8.49	8.66	.48
8.67	8.83	.49
8.84	9.01	.50
9.02	9.19	.51
9.20	9.37	.52
9.38	9.55	.53
9.56	9.73	.54
9.74	9.91	.55
9.92	10.08	.56

Note: Brackets are repetitive above \$10.))

Revised November 19, 1980

6.2%

STATE OF WASHINGTON
6.2% RETAIL SALES TAX
COLLECTION SCHEDULE

EXPIRES DECEMBER, 198

COMBINING STATE AND LOCAL TAXES

Table with 6 columns: Sale, Tax, Sale, Tax, Sale, Tax. It lists various sales amounts and their corresponding tax values in a grid format.

Table with 6 columns: Sale, Tax, Sale, Tax, Sale, Tax. It continues the grid of sales amounts and tax values from the previous table.

6.3%

STATE OF WASHINGTON
6.3% RETAIL SALES TAX
COLLECTION SCHEDULE

COMBINING STATE AND LOCAL TAXES

Table with 4 columns: Sale, Tax, Sale, Tax. Rows show tax amounts for various sale ranges from .08 to 8.50.

Table with 4 columns: Sale, Tax, Sale, Tax. Rows show tax amounts for various sale ranges from 25.80 to 42.70.

6.4%

STATE OF WASHINGTON
6.4% RETAIL SALES TAX
COLLECTION SCHEDULE
EFFECTIVE DECEMBER 7, 1981
COMBINING STATE AND LOCAL TAXES

Table with 6 columns: Sale, Tax, Sale, Tax, Sale, Tax. Rows show sales and tax amounts from .08 to 8.36.

Table with 6 columns: Sale, Tax, Sale, Tax, Sale, Tax. Rows show sales and tax amounts from 25.40 to 48.82.

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 82-01-006
EMERGENCY RULES
OIL AND GAS
CONSERVATION COMMITTEE
[Order 2, Resolution 6—Filed December 4, 1981]

Be it resolved by the Oil and Gas Conservation Committee, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to

emergency rules setting the amounts and provisions relating to oil and gas drilling permits.

We, the Oil and Gas Conservation Committee, 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.

This need will exist until permanent rules can be adopted which will provide adequate bonding and security provisions.

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

This rule is promulgated pursuant to RCW 78.52.040 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 78.52.160 which directs that the Oil and Gas Conservation Committee has authority to implement the provisions of RCW 78.52.050.

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 December 4, 1981.

By David Stevens
Chairman

AMENDATORY SECTION (Amending Rule 10, filed 3/23/60)

WAC 344-12-060 BOND TO BE FURNISHED.

(1) ~~The ((committee)) supervisor, except as hereinafter provided, shall require from the owner before a permit for drilling, redrilling, or deepening will be issued a good and sufficient bond in the sum of ((\$5,000.00)) \$50,000.00 for each well ((whose estimated depth is thirty-five hundred feet or less, in the sum of \$7,500.00 for each well whose estimated depth is thirty-five hundred to seven thousand feet, and in the sum of \$10,000.00 for each well whose estimated depth is over seven thousand feet,)) payable to the state of Washington, ((condition for performance of the duty to properly plug each dry or abandoned well in accordance with)) conditioned on compliance with chapter 78.52 RCW, permit conditions, the rules and regulations and orders of the committee. Said bond shall remain in force and effect until the plugging of said well is approved by the supervisor and all laws, conditions, rules and regulations and orders have been complied with. It is provided, however, that any owner in lieu of such bond may file with the supervisor a good and sufficient blanket bond in the principal sum of not less than ((\$10,000.00)) \$100,000.00 covering all wells drilling or to be drilled. ((whose estimated or actual depth is thirty-five hundred feet or less, or in principal sum of not less than \$25,000.00 if the estimated or actual depth of any one of the wells drilling or to be drilled is more than thirty-five hundred feet or more, and upon acceptance and approval by the supervisor of such blanket bond said bond shall be considered as compliance with the foregoing provisions requiring an individual well bond.~~

(2) ~~The supervisor shall not consent to the termination and cancellation of any bond until the well or wells for which it has been issued have been properly abandoned. A well is properly abandoned when drilling, redrilling, or deepening has ceased before completion to production of~~

~~oil or gas, and the person drilling, redrilling, or deepening it has shown to the satisfaction of the supervisor that all proper steps have been taken to shut off and exclude all water from oil-bearing or gas-bearing strata encountered in the well, and to protect underground or surface water suitable for irrigation or farm or domestic purposes from the infiltration or addition of any detrimental substance.))~~

(2) Bond or bonds herein required shall be executed by the permittee as principal and by a surety company authorized to do business in the state of Washington as surety. Should the surety on such bond fail or refuse to require compliance with the conditions of the bond to the satisfaction of the supervisor, such surety shall be liable to the state of Washington in such a sum, within the limits of the sum stated on the face of the bond, as will indemnify the state of Washington for the cost of requiring compliance with the conditions of the bond.

(3) In lieu of the bond required by this section the owner may file with the committee a cash deposit, or an assignment of a savings account or a certificate of deposit in a Washington bank on an assignment form prescribed by the committee. In the event a certificate of deposit is provided in lieu of a bond the owner shall guarantee payment of principal in the event penalties are assessed for early redemption of the certificate.

(4) The amount of the bond to be furnished for permits required under WAC 344-12-050(3) shall be \$20,000.00.

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 344-12-063 BOND TERMINATION - RELEASE. (1) A bond or bonds as required by this chapter shall remain in force and effect until:

(a) The plugging of said well or wells and reclamation of the well site or sites has been approved by the supervisor and all requirements of RCW 78.52, rules and regulations, permit conditions and orders of the committee have been complied with to the satisfaction of the supervisor, or until

(b) A new bond has been filed by a successor in interest and approved by the supervisor.

(2) Transfer of property does not release the bond. If a transfer of property is made and the principal desires to be released from the bond:

(a) The principal shall notify the supervisor in writing in accordance with this chapter that the well or wells, describing each well by reference to its number and location on a forty (40)-acre tract, section, township, and range, has or have been transferred to a named transferee for the purpose of ownership or operations,

(b) As a part of the same instrument the transferee must accept such transfer, assume all obligations and accept the responsibility of such well or wells under a new bond tendered therewith. When the supervisor has approved the transfer, the transferor may be released from the plugging responsibility of the well or wells and reclamation of the site or sites and other requirements,

and if, such well or wells are now covered by the transferee's bond, the transferor's bond may be released by the supervisor.

WSR 82-01-007
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Filed December 4, 1981]

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 the amending of several sections of chapter 296-24 WAC, general safety and health standards. Redundant sections on the requirements for toilet facilities are to be deleted, and an error in the numbering system in WAC 296-24-12007 is corrected; 296-24-19509 is amended to correct a wrong section reference; 296-24-37011 amendments will correct references in regard to the sprinkler system in rooms containing spray operations; 296-24-40513 is amended to correct references to the new sections in chapter 296-24 WAC regarding fixed extinguishing systems using a gas as the extinguishing agent; 296-24-55001 adds the definition of an emergency action plan and an emergency escape route. This amendment reflects a federal rule change; 296-24-56527 is amended to assure the employer maintains fire alarm signaling systems in accordance with the requirements of 296-24-63107; chapter 296-52 WAC is amended to update incorrect references, i.e., division of safety is corrected to read division of industrial safety and health; supervisor of safety is corrected to assistant director; references to the construction standard are corrected; the fire protection references are corrected to reflect the new requirements in chapter 296-24 WAC; errors in spelling are to be corrected; 296-62-07107 is amended to delete the engineering controls from the respiratory section; 296-62-07501 is amended to delete the reference to respiratory protection; 296-62-09011 is amended to delete references to hearing protection sections dealing with sound levels. Personal protective hearing equipment and sound levels will be covered in the new standard on hearing conservation; 296-62-14525(2) is amended to clarify maintaining communication with someone in a confined space; and 296-62-14533 is amended to implement the recordkeeping requirements dealing with access to employee exposure records. This satisfies the federal regulation requirements on cotton dust.

New sections are proposed for the general safety and health standards chapter 296-24 WAC. These standards provide general design and installation requirements for portable fire suppression equipment (portable fire extinguishers and standpipe and hose systems), fixed suppression systems (automatic sprinkler systems and various other fixed extinguishing systems), fire detection systems, and local fire and emergency alarm signaling systems; new sections, 296-24-567 through 296-24-63599, are identical to the federal regulations published in the

Federal Register, September 12, 1980; 296-24-960 proximity to overhead power lines. This new proposal gives the requirements for employees working near high voltage lines; several new sections are proposed to chapter 296-62 WAC, general occupational health standard, 296-62-09015 through 296-62-09061. These rules establish a hearing conservation program, including exposure monitoring, audiometric testing, and training for all employees who have occupational noise exposure equal to or exceeding an eight-hour time-weighted average of 85 dBA.

The formal adoption, amendment, or repeal of such rules will take place at 9:30 a.m., Wednesday, December 16, 1981, in the Director's Office, Room 334, General Administration Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 49.17.040 and 49.17.050.

This notice is connected to and continues the matter in Notice No. WSR 81-19-131 filed with the code reviser's office on September 23, 1981.

Dated: December 4, 1981
 By: Sam Kinville
 Director

WSR 82-01-008
ADOPTED RULES
OLYMPIC COLLEGE

[Order 22, Resolution 50-1181—Filed December 4, 1981]

Be it resolved by the board of trustees, Community College District #3, of Olympic College, acting at Art Lecture Room, A-103, Olympic College, 16th and Chester, Bremerton, Washington, that it does promulgate and repeal the annexed rules relating to reduction in staff, WAC 132C-10-095 and rules and procedures for implementing reduction in faculty, chapter 132C-132 WAC.

This action is taken pursuant to Notice No. WSR 81-21-052 filed with the code reviser on October 16[19], 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated under the general rule-making authority of the Olympic College as authorized in chapter 28B.50 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 November 24, 1981.

By Robert R. Evans, Ph.D.
 Dean of Administrative Services

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 132C-10-095 REDUCTION IN STAFF

The following chapter of the Washington Administrative Code is repealed:

Chapter 132C-132 WAC RULES AND PROCEDURES FOR IMPLEMENTING REDUCTION IN FACULTY

WAC	
132C-132-010	PROCEDURE FOR REDUCTION IN FACULTY
132C-132-020	REVIEW BY PRESIDENT
132C-132-030	THE ASSOCIATION MEETS WITH PRESIDENT
132C-132-040	THE NEED FOR REDUCTION
132C-132-050	ASSIGNMENT OF FACULTY
132C-132-060	CONSIDERATION OF NUMBER TO BE REDUCED
132C-132-070	MOST NECESSARY SERVICES CONSIDERED
132C-132-080	ORDER OF LAYOFF
132C-132-090	SENIORITY
132C-132-100	ASSIGNMENT
132C-132-110	RIGHT TO RETURN

WSR 82-01-009

ADOPTED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 1728—Filed December 4, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to income assistance, amending chapters 388-24, 388-28, 388-29 and 388-33 WAC.

This action is taken pursuant to Notice No. WSR 81-20-080 filed with the code reviser on October 7, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 November 18, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1644, filed 4/27/81)

WAC 388-24-040 AID TO FAMILIES WITH DEPENDENT CHILDREN—SUMMARY OF ELIGIBILITY CONDITIONS. AFDC shall be granted in behalf of a needy child:

(1) Who is under the age of eighteen years;

(a) Effective October 1, 1981, AFDC may be granted on behalf of an unborn child (~~Medical confirmation of pregnancy is required~~) provided there is medical confirmation that the mother is in the third trimester of pregnancy. The third trimester is defined as the three calendar months preceding the expected month of birth. Acceptable source of medical confirmation is a written statement from a licensed medical practitioner that confirms pregnancy and the expected date of birth;

(b) AFDC shall be continued through the month in which the child reaches the maximum age;

(2) Who is a resident of the state of Washington, or who lives with a parent or other relative who is a resident of the state of Washington – see WAC 388-26-050 through 388-26-105;

(3) Who is deprived of parental care and support because of death, continued absence, or incapacity of a parent or stepparent – see WAC 388-24-055 through 388-24-070;

(4) Whose parent or stepparent, if incapacitated, does not refuse available medical treatment without good cause as specified in WAC 388-24-065(6);

(5)(a) Who is living in the home of a relative of specified degree, except for a temporary period, as provided in WAC 388-24-125; or

(b) Who, as a result of judicial action, was removed from his home and placed in foster care after April 30, 1961, and who meets the conditions specified in WAC 388-24-207;

(6) Who is a citizen or an alien lawfully admitted for permanent residence or otherwise permanently residing in the United States as described in WAC 388-26-120;

(7) Whose parent or stepparent has not transferred property contrary to law or DSHS rules in WAC 388-28-457 through 388-28-465;

(8) Who is in financial need – see chapters 388-28 and 388-33 WAC;

(9) The applicant's written statement of application for AFDC must include all children under eighteen years of age living in the home who are full or half brothers or sisters or stepbrothers or stepsisters whether or not financial assistance is being requested for all of the children. Total resources and income available for all such children and their parents or stepparents in the home must be declared by the person applying in behalf of the children;

(10) For persons to be included in the AFDC assistance unit, see WAC 388-24-050.

NEW SECTION

WAC 388-24-042 AID TO FAMILIES WITH DEPENDENT CHILDREN—ELIGIBILITY OF STRIKERS. (1) Eligibility for AFDC or refugee assistance does not exist when any caretaker relative with whom the child lives is, on the last day of the month, participating in a strike.

(2) Eligibility for AFDC or refugee assistance does not exist when the only child or all children in an AFDC assistance unit is/are, on the last day of the month, participating in a strike.

(3) Eligibility for the eligible caretaker and siblings will be determined without regard to the needs of a child

in the home who, on the last of the month, is participating in a strike.

AMENDATORY SECTION (Amending Order 1644, filed 4/27/81)

WAC 388-24-107 ELIGIBILITY CONDITIONS APPLICABLE TO AFDC—REGISTRATION FOR WIN/EMPLOYMENT AND TRAINING. (1) As a condition of eligibility for AFDC, every individual shall register for the WIN or employment and training (E&T) program unless such individual is:

(a) Under age sixteen or age sixteen but not yet eighteen who is enrolled as, or has been accepted for enrollment as, a full-time student for the next school term, in a secondary school, or the equivalent level of vocational or technical training,

(b) A person who is ill, incapacitated, or sixty-five years of age or older. Cost of a physical or psychiatric examination is authorized when the examination is to determine employability for registration or participation in the WIN/E&T program,

(i) Temporary illness or incapacity (a condition lasting not more than ninety days) provides WIN/E&T exemption only for the period of a documented condition of unemployability. Exemption terminates when the condition ceases.

(ii) Persons who have been determined to be exempt from registration on the basis of permanent incapacity shall be referred for services under the vocational rehabilitation program.

(c) A person residing outside a WIN/E&T area or at a location so remote from a WIN/E&T project that his/her effective participation is precluded,

(d) A person whose presence in the home is required because of illness or incapacity of another member of the household,

(e) A parent or other needy caretaker relative of a child under the age of six who is ((caring)) personally providing care for the child, with only brief and infrequent absences from the child,

(f) A mother of an unborn child.

(2) Any applicant or recipient has a right to a fair hearing to contest a determination of nonexempt status and shall be considered as exempt until his/her status is finally determined. (See WAC 388-57-090).

(3) The requirements of any individual who fails to register as required under subsection (1) of this section shall not be taken into account in determining the requirements of the assistance unit and the amount of assistance, and assistance will be granted to the eligible members of the assistance unit.

(4) An exempt parent caretaker of a child or unborn child under the age of six shall be advised of her/his option to register if she/he so desires, and of the fact that child care will be provided if needed. Other exempted individuals may volunteer to register, subject to acceptance of such registration by DES.

(5) ~~((Effective January 1, 1980))~~ When an AFDC recipient who has been classified as exempt from WIN/E&T registration reports any change which affects the exempt status, he/she shall be registered within

thirty days after the report. If a change is not reported, exempt or nonexempt status will be determined at the next review unless the department becomes aware that an AFDC recipient's exempt status has changed. Then the recipient shall be notified that he/she shall be registered within thirty days.

(6) The department's income maintenance unit (IMU) shall determine which AFDC applicants/recipients are exempt from registration and which are required to register as a condition of eligibility.

(7) Persons who are employed at least thirty hours per week are exempt from registration.

AMENDATORY SECTION (Amending Order 1644, filed 4/27/81)

WAC 388-24-137 CONTINUATION OF ASSISTANCE WHEN DEPRIVATION CEASES. (1) When deprivation due to incapacity or absence ceases and the family remains in need, the CSO shall determine if any other basis for deprivation exists.

(2) If there is no deprivation due to death or incapacity after deprivation due to absence ceases, ~~((and the family remains in need and otherwise eligible, assistance may be continued for a temporary period as follows:~~

~~((a)) assistance will be discontinued at the end of the ((next)) calendar month ((after)) in which deprivation due to absence ceases ((unless some other type of deprivation exists)).~~

~~((b) Assistance will be continued only when the change in circumstances has been reported as specified in WAC 388-38-255.~~

~~(3) If there is no other basis for deprivation after incapacity ceases and the family remains in need and otherwise eligible for AFDC, assistance may be continued until the end of the month following the month in which the parent's or stepparent's incapacity ceases to exist.)~~

AMENDATORY SECTION (Amending Order 1659, filed 6/2/81)

WAC 388-28-430 EFFECT OF RESOURCES AND INCOME ON FINANCIAL NEED—PERSONAL PROPERTY EXEMPTIONS—CEILING VALUES. (1) Personal property without ceiling value. The following personal property is an exempt resource. There is no ceiling value on such property.

(a) Used and useful household furnishings and personal clothing. Household furnishings and personal clothing which are in storage shall be presumed to be not used and useful, but all other household furnishings and personal clothing shall be presumed to be used and useful and both presumptions stand in the absence of evidence to the contrary.

(b) Personal property of "great sentimental value" may be exempted when the applicant establishes the circumstances and conditions which give it this value. When the intrinsic value is relatively high (stamp or coin collections, etc.) there may be need to review it carefully.

(c) Livestock or any other similar property owned by a child for the sole purpose of participating in an organized group or school activity, such as 4-H Club or FFA, shall be exempt, providing any net profit derived from the use of such property is reserved for future educational purposes.

(d) Other personal property, such as tools, farm machinery, livestock, business equipment, and inventory, can be declared an exempt resource by the CSO on the basis of an agreed plan. The following conditions apply:

(i) The exempted property must either produce income which reduces the applicant/recipient's need for public assistance, or aid in rehabilitating him or his dependents by providing self-employment experience which can reasonably be expected to lead to full or partial self-support.

(ii) If stock, raw materials, or inventory of a business are exempted, any increase in their value must be examined to determine whether the increase is necessary to the health of the enterprise. Such increase shall not be used as a means of diverting funds which might reasonably constitute income to the recipient.

(iii) The plan shall be reviewed at least once every six months.

(e) For general assistance, one cemetery plot for each member of an assistance household is exempt personal property. Any additional plots are nonexempt.

(f) Effective June 12, 1980, for general assistance, term and/or burial insurance for the use of the applicant or recipient.

(2) Exempt personal property with ceiling value. Property holdings in the form of cash and marketable securities, life insurance, real estate or chattel mortgages, sales contracts and used and useful automobiles are exempt resources to the extent that the values of such items are within the maxima or "ceiling" values specified in the following paragraph:

(a) Ceiling values on combinations of individual items. Effective July 1, 1981, for general assistance, the total value of cash, marketable securities, cash discount value of real estate or chattel mortgages and sales contracts, and any excess of values exempted under (2)((f)) (h) and ((f)) (k) of this section shall not exceed \$1,500.00 for a single person, or \$2,250.00 for a family of two or more.

Effective July 1, 1981, for general assistance, the following are the resource limits for the total of cash, marketable securities, and any excess of values exempted under (2)((f)) (h) and ((f)) (k) of this section:

Family
Size

1	\$ 1,500
2 or more	2,250

(b) Effective October 1, 1981, for federally funded assistance the total value of cash, marketable securities, cash discount value of real estate or chattel mortgages and sales contracts, and cash surrender value of life insurance shall not exceed one thousand dollars regardless of family size.

~~((f))~~ (c) Funds represented by values within the ceiling values are not used to determine financial need ~~((and))~~ or to compute grants.

~~((f))~~ (d) Funds represented by values in excess of the maxima or ceilings are nonexempt; that is, they are used to determine financial need and to compute grants.

~~((b) Cash and marketable securities—ceiling:~~

~~((f))~~ (e) ~~((Cash:))~~ All cash savings held by the applicant or held jointly with any other person shall be considered. Any funds on deposit, in hand or in any place from which cash may be drawn by the applicant is a cash fund. A cash fund includes a bank account, savings, funds held in trust for future use (when applicant can make withdrawals), savings bonds, advance insurance premium payments, interest, etc.

~~((f))~~ (f) A joint account shall be considered the property of the applicant/recipient since the entire amount is at his/her disposal, except when the applicant/recipient can show that all or a portion of the funds deposited within the joint account is derived from funds exclusively the other joint holder's and held/utilized solely for the benefit of that joint account holder. All funds within the joint account so verified shall not be considered actually available to the applicant/recipient.

~~((f))~~ (g) Real estate or chattel mortgages and sales contracts.

(i) Real estate or chattel mortgages or sales contracts held by the applicant will be considered exempt resources in combination with the value of other exempt personal property, within the limitation allowed in subsection (2).

(ii) The cash discount value of a mortgage or contract represents the value of the resource.

(iii) Any payments on mortgages or contracts received by an applicant or recipient shall be considered income as specified in WAC 388-28-580.

~~((d) Life insurance:~~

~~((f))~~ (h) ~~((Cash surrender ceiling value:))~~ Effective July 1, 1981, for general assistance, life insurance may have a cash surrender value not to exceed \$1,500.00 considered as an exempt resource.

~~((f)) Other considerations:~~

~~((A))~~ (i) ~~((Net value of unassignable policy:))~~ When the equity of another person in an unassignable policy held by an applicant can be established, the amount of such equity may be deducted in determining the applicant's holdings in insurance, provided that person holding the equity is named as beneficiary of the proceeds to the extent of such equity and without power or revocation by the insured.

~~((B))~~ (j) Assignment of policy. An insurance policy legally assigned belongs to the assignee and may not be regarded as the property of the insured. However, the assignment of a policy within two years prior to application or by a recipient must be evaluated as the transfer of a resource.

~~((f))~~ (k) Used and useful vehicles.

(i) Effective June 12, 1980, used and useful vehicles with an equity value of \$1500 or less in general assistance are an exempt resource.

(ii) For AFDC and refugee assistance one used and useful vehicle with an equity value of \$1500 or less.

~~((fi) (A))~~ (l) In determining the resource value of automobiles, the national automobile dealers association official used car guide shall be used. For automobiles listed in this guide "average loan" value in the current edition shall be presumed to be the resource value.

~~((fB))~~ (m) In determining the resource value of recreational vehicles the Kelley bluebook R.V. guide shall be used. For vehicles listed in this guide "wholesale" value in the current edition shall be presumed to be the resource value.

~~((fC))~~ (n) For vehicles not listed in these guides the method of determining the resource value shall be documented in the case record.

~~((fD))~~ (o) The values listed in these guides can be overcome by positive evidence to the contrary. Such evidence shall be documented in the case record.

(p) The changes to resource limits for federally funded programs will be phased in by applying them when case actions are taken and/or when eligibility is determined or redetermined.

AMENDATORY SECTION (Amending Order 1547, filed 10/1/80)

WAC 388-28-440 ACCUMULATION AND DEPLETION OF ALLOWABLE CASH RESOURCE RESERVES. (1) Recipients may spend their cash reserves and rebuild them with succeeding public assistance grants, with funds from other exempt sources or other income which has been considered in computing financial need. They may place grants in accounts along with cash reserves and then spend out of those accounts during the month.

(2) Cash on hand may exceed the limits specified in WAC 388-28-430(2)(a) to the extent unexpended money which has been considered in computing financial need and from the public assistance grant is on hand within thirty days after its receipt.

(3) For general assistance only, allowable cash reserves may be accumulated from nonrecurrent cash lump sum sources, including the following:

- (a) Income tax refunds.
- (b) Inheritances.
- (c) Insurance benefits.
- (d) Gifts.
- (e) Prizes and awards.
- (f) Repayment of debts owed the recipient.
- (g) Proceeds from the sale of exempt property.
- (h) Social Security death benefits.
- (i) Indian per capita payments generated by tribally held land or business.

(4) In general assistance only if a lump sum, when added to existing reserves, causes the resources to exceed allowable limits, the excess is newly acquired income to be treated in accordance with WAC 388-28-484.

(5) Recipients may not use the following types of one-time payments to accumulate resource reserves:

- (a) Earnings which are accrued over a period of time and received in one payment.
- (b) Payments which represent accumulated periodic benefits. Examples are Social Security retirement and

disability benefits, Railroad Retirement benefits, Unemployment Insurance benefits, and veterans' benefits.

(6) If a lump sum is placed in trust for a recipient and is not under his or her control, the following rules apply:

(a) Funds kept in trust do not affect public assistance need.

(b) For general assistance only the trustee may release to the recipient an amount up to the allowable resource limit for the assistance unit less any amount of existing cash and marketable securities as of the date the lump sum was received. Such disbursement, if made within thirty days of the date the lump sum was received, is used to accumulate allowable reserves and does not affect public assistance need. This may be done once for each lump sum placed in trust.

AMENDATORY SECTION (Amending Order 1547, filed 10/1/80)

WAC 388-28-474 REPLACEMENT OF EXEMPT PROPERTY. A general assistance recipient may, within sixty days of receipt, reinvest in other exempt property funds acquired from a settlement covering destroyed or stolen exempt property. A recipient may retain cash from the settlement up to the amount of the difference between current resource values and the appropriate resource ceiling for the assistance unit. Any remaining portion of the settlement shall be considered newly acquired nonexempt income.

AMENDATORY SECTION (Amending Order 1628, filed 3/25/81)

WAC 388-28-480 USE OF INCOME AND INCOME POTENTIALS—TYPES OF INCOME—EFFECT ON NEED. (1) The CSO shall determine the income available to the applicant.

(2) An applicant whose ~~((recurrent))~~ nonexempt income for the month exceeds the monthly standards for basic requirements is not eligible to receive assistance whether the income is received weekly, biweekly or monthly, except as specified in WAC 388-24-250 through 388-24-265. Weekly income is multiplied by 4.3 to determine monthly total.

(3) Treatment of income

(a) Earned and unearned nonexempt net recurrent income and appreciable nonrecurring income which is received by the applicant between the first day of the month and the date of initial grant authorization shall be taken into account for the month by prorating the income at public assistance standards from the first of the month until the date of grant authorization. The remainder, if any, shall be deducted from the assistance grant for the month.

(b) Income received by the applicant during the month but after the date of initial grant authorization shall be considered available to meet need on the first of the following month providing such income is reported to the CSO by the twenty-first day of the month.

(c) Income received during the month and reported after the twenty-first day of the month shall be taken into account in the grant computation for the second month following the month of receipt.

(d) Unearned nonexempt recurrent income received in regular monthly amounts shall be deducted from requirements in the month of receipt beginning the month of initial grant authorization.

(e) Income not reported until the month following its acquisition and after the twenty-first day of the month in which it is reported shall be treated as an overpayment, unless the CSO can effect a change in the next month's grant.

(4) Irregular income up to five dollars per month received by ~~((an))~~ a general assistance applicant or recipient may be disregarded towards meeting need by the CSO if the probability exists that such future income will not be appreciable.

(5) Earned income credit (EIC) payments ~~((for the tax year beginning January 1, 1980))~~ shall be considered earned income during the month received, whether received as advance payments or as an income tax refund, in accordance with P.L. 96-222. Such payments shall be considered as an addition to gross income for AFDC and refugee assistance whether actually received or not, providing that the recipient is eligible for such payment.

(6) Any contractually agreed loan acquired by an applicant/recipient which commits all funds for a specific purpose other than current maintenance, and so expended, shall not be taken into account as income. The property used as collateral for the loan shall not be included in determining property reserves. The equity accumulated in the specified property shall be considered toward the resource ceiling.

(7) A gift in-kind, as named below, supplied on condition that it be used only in a manner or for a purpose specified in writing by the donor shall not be considered as a resource or as income which is available to meet need.

(a) Real or personal property, excluding cash and marketable securities, which is exempted for an applicant and which is within the ceiling values. Example: A home or a new furnace.

(b) Any item in the department's standards for additional requirements which is not a requirement for the recipient of such a gift. Example: Telephone service.

(c) Needed goods or services not currently included as additional requirements in the department's standards, for example, repair of house or of household equipment.

(8) WAC 388-28-482 and 388-28-484 cover newly-acquired income received by a recipient.

AMENDATORY SECTION (Amending Order 1241, filed 9/23/77)

WAC 388-28-481 NONEXEMPT RESOURCES AND INCOME KNOWN AT TIME OF APPLICATION. ~~((+))~~ Net recurrent or nonrecurrent nonexempt income and nonexempt resource values in cash or kind known to the LO at the time of application shall be taken into account in computing need as specified in WAC 388-28-400 through 388-28-650. WAC 388-28-481 through 388-28-484 shall be applicable when determining the continuing need of the recipient. If a general assistance recipient retains a nonexempt resource which has been used to compute his need at the time of

application, the policy in WAC 388-28-484(8) shall be applied to compute his continued need.

AMENDATORY SECTION (Amending Order 1547, filed 10/1/80)

WAC 388-28-482 EFFECT OF NEWLY ACQUIRED INCOME AND PROPERTY ON CONTINUING NEED. "Newly acquired income" means any previously unreported or undiscovered income which has come into the possession or control, in whole or part, of a recipient of public assistance, or of a recipient in suspended grant status.

(1) Whenever a recipient shall come into the possession or control of any income, except as modified in subsection (3), (4) and (5), such income shall be deducted from the cost of total requirements beginning with the effective date specified in WAC 388-28-484. The amount deducted shall equal the following:

(a) The net amount of the income if in cash or its equivalent.

(b) At least his equity in the quick sale value of property other than cash.

(2) When the property is only potentially available for use in meeting the recipient's requirements, WAC 388-28-400(7) applies.

(3) Exceptions. A recipient who comes into the possession and control of property listed in this subsection may retain such property without having the fact of possession or its sale value affect his eligibility or need.

(a) A home used as a residence—see WAC 388-28-420.

(b) Useful and needed clothing, household equipment, food, fuel, and other items included in the requirement standards.

(c) Articles of sentimental value, tools, and 4-H Club or similar project earnings saved for future education costs as provided by WAC 388-24-430(1).

(d) An automobile within the ceiling values in WAC 388-28-430(2).

(4) Recipient with income. The rule in subsection (1) is modified for recipient of AFDC or continuing general assistance with income as follows:

(a) Earned income retained by a child according to WAC 388-28-535(3) shall ~~((not))~~ be considered as the personal property of the family and shall ~~((not))~~ be subject to the ceilings in WAC 388-28-430(2).

(b) Income from the Economic Opportunity Act, Title I of the Elementary and Secondary Education Act, and from WIN, MDTA and CETA is treated according to WAC 388-28-515 and 388-28-570 through 388-28-578.

(c) The possession of any amount of funds from sources listed in subdivisions (a) and (b) in a cash reserve or savings account does not affect the eligibility of a general assistance recipient. However, if such exempted income is converted into other types of property, WAC 388-28-410 through 388-28-455 apply.

(d) Income from interest on exempt savings, dividends from exempt stocks, increase in life insurance cash surrender value, livestock births, etc., affect eligibility only to the extent that the amount causes the total value of the resource possessed to exceed the ceiling values of the

resource. The excess is used to determine financial need and is taken into account when the periodic review of eligibility is made.

(e) Payment for funeral expenses for recipient – When a public assistance recipient dies, his (her) surviving spouse or children or parent of a minor child receiving public assistance, may use any of their exempt or nonexempt resources or income, except the home property, to add to available funeral and burial resources in order to pay for the funeral expenses of the deceased person without affecting their eligibility for public assistance: PROVIDED, HOWEVER, That if the total funeral expenses for the deceased recipient exceeds the department's maximum cost or the amount provided by the recipient toward the total cost of the funeral expense, whichever is the lesser, shall be considered available to meet the public assistance need of the surviving recipient in accordance with this section.

(5) Use of grant and cash reserve in relation to income.

(a) No question about eligibility is raised if public assistance grants and other income which has been considered in computing financial need are used to add to the cash reserve up to the legal personal property limitations – see WAC 388-28-430(2). The cash reserve may exceed the maximum only to the extent these unexpended moneys are on hand within thirty days after their receipt, and by exempted amounts as specified in this section.

(b) A recipient always has the right to make a current expenditure out of a cash reserve and replace it from a succeeding grant, just as he might place his whole grant in a bank account, along with his cash reserve, at the beginning of the month and then spend out of the account during the month.

(c) With respect to income other than savings from grant, see WAC 388-28-484(8).

AMENDATORY SECTION (Amending Order 1396, filed 5/16/79)

WAC 388-28-484 TREATMENT OF NEWLY ACQUIRED NONEXEMPT INCOME AND RESOURCES. (1) (a) Except as specified in WAC 388-28-482(3) newly acquired income reported by the twenty-first day of the month affects financial need as of the first of the month following the date of its acquisition.

(b) Income received during the month but not reported by the twenty-first day of the month will be taken into account in determining need for the second month following the month of receipt unless such income exceeds the standard for requirements. See WAC 388-33-135.

(2) When the value of the income is taken into account in the assistance payment as specified in subsection (1), the following rules apply:

(a) If the income value plus any other income amounts to less than the cost of one month's requirements and is recurrent or nonrecurrent, assistance is continued in the amount of the difference.

(b) For AFDC and refugee assistance, when the assistance unit's nonrecurrent income after applicable disregards exceeds its basic requirements, the unit shall be

ineligible for assistance for the number of full months derived by dividing this total income by the basic requirements. Any income remaining after this calculation is treated as income received in the first month following the period of ineligibility.

(c) If the nonrecurrent income equals or exceeds one month's requirements for general assistance, but is less than two months' requirements minus other income, the recipient is ineligible for a grant from the effective date specified in subsection (1) and his grant is suspended. The suspension period is determined exactly, that is, up to the date of the absorption of the income.

~~((c))~~ (d) If the income is recurrent and equal to or in excess of one month's current requirements minus other income the recipient is ineligible from the effective date specified in subsection (1) and the grant is terminated, except for person in institutions other than nursing homes as provided in WAC 388-34-160.

~~((d))~~ (e) For general assistance if the income is recurrent or nonrecurrent and its value is in excess of two months' requirements minus other income, the recipient is ineligible from the effective date specified in subsection (1) and the grant is terminated. Ineligibility shall continue for two months. The period of ineligibility, however, may be reduced if the applicant has verifiable expenses such as medical care, unforeseen disaster or other changes in circumstances which make it impossible for him to live on his resource for the two-month period of ineligibility. The eligibility of a former recipient who reapplies shall be determined on the same basis as a new applicant.

(3) If income is not taken into account in assistance payments but is subsequently discovered, an overpayment shall be established. The effective dates for treatment of income specified in subsection (1) shall be used in establishing the period during which the overpayment occurred.

(a) If the income is recurrent and less than one month's requirements minus other income, the overpayment shall be the amount of the nonexempt portion of the income;

(b) If the income is recurrent and equal to or in excess of one month's requirements minus other income, the overpayment shall be the total assistance received during the period in which the income should have been taken into consideration;

(c) If the income is nonrecurrent and less than two months' requirements minus other income, the overpayment shall be the amount of the nonexempt income;

(d) If the income is nonrecurrent and the nonexempt portion is in excess of two months' requirements minus other income, the overpayment shall be the total assistance paid for two months.

(4) If a general assistance recipient has been determined to be ineligible for a current or future period of time, and his grant will be suspended or terminated for such period of time, due to either newly acquired income, or transfer of property, and is in need during such period of ineligibility, assistance may be granted within the limits of the rule in WAC 388-28-464.

(5) A person acquiring income during suspended status shall be treated as a recipient in terms of eligibility, not as an applicant.

(6) Rules and procedure in chapter 388-44 WAC are followed in respect to overpayment.

(7) ~~((Deleted))~~ An applicant or recipient whose non-exempt gross income exceeds one hundred fifty percent of the basic requirements for the appropriate household size plus additional requirements authorized for that assistance unit, is not eligible for AFDC or refugee assistance from the date specified in subsection (1). The income of all members of the assistance unit and the income of natural, adoptive, or stepparents of children in the assistance unit residing in the same household, shall be considered in this test. Gross income shall be defined as all income not specifically exempted by rule or regulation before applicable program disregards are applied.

(8) Nonexempt newly acquired income which has been taken into account in computing financial need according to subsection (2) if retained by a recipient does not affect his eligibility unless the amount retained at the time of the next periodic review exceeds the exempt property holdings permitted for an applicant. In this event the rule on nonexempt resources or income pertaining to an applicant are applied.

AMENDATORY SECTION (Amending Order 1547, filed 10/1/80)

WAC 388-28-515 NET CASH INCOME—DETERMINATION—EMPLOYMENT OR TRAINING EXPENSES—DEDUCTIONS FROM GROSS INCOME. (1) ~~((This section does not apply to earned income of a child. Specific rules applicable to a child are in WAC 388-28-535(3)).~~

~~((2))~~ "Gross income" means the total wages, commissions, salary, bonus, in cash or in-kind, currently earned by an individual or income received for the purpose of obtaining remedial education or vocational training.

(a) The thirty dollars monthly incentive payment made by WSES to any participant in a WIN program of institutional and work experience training is disregarded in AFDC.

(b) The thirty dollars weekly incentive payment received by a CETA participant is disregarded in AFDC. For continuing general assistance such payments are considered available to meet need.

(c) WIN transportation and related expenses (TRE) payments are training incentive payments paid for the first thirty days of employment and are disregarded for AFDC purposes.

(d) A person receiving an MDTA or CETA basic training allowance may not receive an AFDC or continuing general assistance grant concurrently.

~~((3))~~ (2) In determining net income for general assistance from a training allowance, applicable expenses in subdivisions ~~((4)(a))~~ (3)(a) through ~~((6))~~ (5) shall be deducted from the gross training allowance received.

~~((4))~~ (3) For general assistance, personal and non-personal work expenses computed according to subdivisions ~~((4)(a))~~ (3)(a) through ~~((6))~~ (5) shall be

deducted from earnings according to the method outlined in WAC 388-28-570(8).

Work related expenses other than child care shall be deducted in accordance with the "percentage method" or the "actual method", whichever is chosen by the client.

(a) If the client chooses the "percentage method", twenty percent of the gross income shall be deducted. Recipients of WIN transportation and related expenses (TRE) payments may choose the "percentage method".

(b) If the client chooses the "actual method", the actual cost of each work related expense shall be deducted. This method shall be used when the client provides written verification of all work related expenses claimed. ~~((Recipients of WIN transportation and related expenses (TRE) payments choosing the "actual method" may not receive a deduction for those transportation expenses for which they have received payment.))~~

(c) The client shall have the option to change methods whenever he/she reports income to the CSO.

(d) When the client changes methods, the provisions in WAC 388-33-135 and 388-33-140 shall apply.

~~((5))~~ (4) For general assistance, the following work related expenses shall be deducted when claimed and verified under the actual method.

(a) Payroll deductions required by law or as a condition of employment in the amounts actually withheld.

(b) The necessary cost for transportation of the recipient to and from the place of employment or training ~~((and to and from child care provider))~~ in accordance with the following limitations:

(i) The most economical means of transportation shall be used.

(ii) When public transportation is available near the recipient's regular place of residence and practical for his/her use, the allowance shall be the cost for such transportation from the recipient's home to the stop nearest his employment or training. The amount allowed is the actual cost of common carrier, based upon commuter's book of tickets, bus tokens at reduced quantity rate, etc., when available.

(iii) The term "public transportation" includes scheduled intracity and intercity busses, trains, boats, etc., but not "for hire" vehicles, such as taxis and rental cars unless no other means of public transportation is available.

(iv) When public transportation is not available or not practical for his/her use, a recipient who shows that he/she uses a vehicle to travel to and from employment or the training facility shall be allowed the actual cost of such transportation provided that the recipient furnishes verification of these costs. Shared rides shall be prorated on an equitable basis, depending on the travel plan.

(A) The actual work related cost of operating the vehicle shall be the total operating cost of the vehicle times the percentage obtained from dividing the actual monthly mileage to and from work by the total miles driven during the month.

(B) The total operating cost of a vehicle shall be limited to gas, oil and fluids; necessary service and repairs; replacement of worn items such as tires; registration and licensing fees; and depreciation and interest on automobile loans.

(v) When the client so chooses, eight cents per mile shall be allowed to cover the work-related costs of gas, oil, fluids, and depreciation.

(c) The cost of tolls and parking required for employment shall be deducted as a work related expense.

(d) Expenses of employment necessary for continued employment, such as tools, materials, union dues, fees to employment agencies incurred via a legally binding contract, cost of special uniforms and laundering, and transportation to service customers if not furnished by the employer.

(e) The additional cost of clothing provided that it is verified that such clothing is necessary for continued employment.

~~((6))~~ (5) For ~~((individuals))~~ general assistance applicants and recipients enrolled in a remedial education or vocational training course, the actual cost of uniforms and/or special clothing, as priced by the CSO, shall be deducted.

~~((7) Expenses of necessary child care shall not be deducted from gross income to compute net income. Expenses of child care for a person in an approved training plan shall be authorized as a service cost as specified in WAC 388-15-170. For child care expenses of participants in the WIN program see WAC 388-57-057. Expense of child care for a person who is employed shall be authorized as an additional requirement; see WAC 388-29-150 and 388-29-155.~~

(8) These rules shall be effective March 1, 1979, for income received after that date:))

AMENDATORY SECTION (Amending Order 1369, filed 3/15/79)

WAC 388-28-520 SELF-EMPLOYMENT. (1) Earned income from self-employment is the amount left after deducting business expenses from gross business income. The applicable program earnings exemptions, ~~((plus personal and nonpersonal))~~ and work expense ~~((s))~~ allowances, are further deducted from self-employment earned income to determine the net amount available to meet need. See WAC 388-28-515 and 388-28-570(8).

(a) In order to establish eligibility for public assistance, a self-employed person must maintain and make available to the department a record which clearly documents all claimed business expenses and income.

(b) For general assistance, personal work expenses in the form of self-employment taxes (FICA) and income taxes are deductible when paid.

(2) Expenses for the following items are deductible business expenses in a self-employment enterprise:

(a) Rental of business equipment or property.

(b) Utilities.

(c) Postage.

(d) Telephone.

(e) Office supplies.

(f) Advertising.

(g) Insurance.

(h) Legal, accounting, and other professional fees.

(i) The cost of goods sold, including wages paid to employees producing salable goods, raw materials, stock, and replacement or reasonable accumulation of inventory, provided that inventory has been declared exempt on

the basis of an agreed plan pursuant to WAC 388-28-430(1)(d). See also subsection (4) of this section.

(j) Interest on business indebtedness.

(k) Wages and salaries paid to employees not producing salable goods.

(l) Commissions paid to agents and independent contractors.

(m) Transportation essential to the business may be computed according to the actual documented work related cost of operating the vehicle.

(i) The total operating cost of a vehicle shall be limited to gas, oil, and fluids; necessary services and repairs; replacement of worn items such as tires; registration and licensing fees; and interest on automobile loans.

(ii) When the client so chooses, eight cents per mile shall be allowed to cover the work related costs of gas, oil and fluids.

(iii) The cost of tolls and parking related to the business shall be deducted as a business expense.

(iv) If a vehicle is needed for both business and private purposes, the mileage and expenses attributable to the business must be documented in a daily log and is subject to verification by the department.

(v) Transportation to and from the place of business is not a business expense, but is a personal work expense to be treated according to WAC 388-28-515(5) in general assistance and is covered by the seventy-five dollars work expense deduction for AFDC and refugee assistance.

(n) Nonpersonal taxes on the business and business property, including the employer's share of federal social security taxes on business employees and state and federal unemployment insurance contributions, if any. The self-employed person's personal income taxes and self-employment taxes (FICA) are not business deductions, but are treated separately according to WAC 388-28-515 and 388-28-570(8).

(o) Repairs to business equipment and property, excluding vehicles. An expenditure which maintains property in its usual working condition is deductible as a repair.

(p) Other expenditures which are reasonable and necessary to the efficient and profitable operation of the self-employment enterprise.

(3) Expenses for the following items are not deductible business expenses in a self-employment enterprise:

(a) Capital expenditures. Capital expenditures are those made to acquire or increase the value of fixed assets. Fixed assets are items normally in use for one year or longer, such as land, buildings, vehicles, boats, machinery, tools, office equipment, furniture, and fixtures.

(b) Payments on the principal of loans to the business.

(c) Amounts claimed as depreciation.

(d) Any amount claimed as a net loss sustained in any prior period.

(e) Entertainment expenses.

(4) The business assets of a self-employment enterprise, including inventory, are nonexempt resources available to the owner in the amount of their sale value less encumbrances, unless they are generally exempt under the provisions of WAC 388-28-430 or specifically exempted on the basis of an agreed plan pursuant to

WAC 388-28-430(1)(d). See also WAC 388-28-420(2)(e).

(a) Accounts receivable are resources in the amount of their face value, subject to an offering of proof by the self-employed person that their value is less than face value because efforts to collect them have been unsuccessful. In such case, the department shall require that the accounts be turned over to a collection agency. They then have no value until collection is made.

(b) Good will is an intangible asset. It has no value unless the business is sold, and therefore is not an available resource.

AMENDATORY SECTION (Amending Order 1547, filed 10/1/80)

WAC 388-28-535 NET CASH INCOME—TERMINATION—DEDUCTIONS FROM GROSS INCOME—INCOME OF CHILD. (1) A child may receive income which is paid in his behalf to the parent(s) or other needy caretaker relative. Such income includes allotments, retirement, survivors and disability insurance, or veterans benefits, court ordered support payments, trust fund payments, or other income which is legally designated for the benefit of an individual child.

(a) When such income meets or exceeds the child's requirements, the family shall have the option to

(i) include the child as a member of the assistance unit with all income considered as available to the assistance unit, or

(ii) exclude the child from the assistance unit. In this instance none of the child's income is available to the assistance unit.

(b) If a child's income includes a portion for his caretaker relative that portion shall be available to meet the need of the assistance unit.

(c) The child's requirements shall be the difference between the requirements of the assistance unit including the child and the requirements of the assistance unit excluding the child.

(d) If a child out of school has earnings which exceed his individual need, the family has the option of including him or excluding him from the assistance unit. If the child is included in the assistance unit, his earnings shall be treated as specified in ~~((item))~~ subdivision (3)((a)(iii))(f). Determination of the child's net income is made with the caretaker relative and with the child when indicated.

(2) If the child is not included in the assistance unit, his eligibility for federal aid medical care only (FAMCO) shall be determined individually.

(3) ~~((Computing earned income—child in assistance unit~~

~~(a)))~~ In determining the amount of a child's earned income available to meet the current need of the assistance unit of which he is a member, the following rules apply:

~~((i) Child under 14 years of age. If the child is under 14 years of age, no inquiry shall be made of the amount of his earnings:~~

~~(ii) Child 14 through 17 years of age—full or part time student))~~

(a) All earned income of a child in an assistance unit shall be disregarded in determining payment amount when he or she is a full time student or a part time student who is not a full time employee.

(b) A student is one who attends a school, college or university, or a course of vocational or technical training designed to fit him for gainful employment and includes a participant in the job corps program under the Economic Opportunity Act. A full time student must have a school schedule equal to a full time curriculum. A part time student must have a school schedule equal to at least one-half of a full time curriculum. A student who was enrolled during the school term just completed and who plans to return to school when it reopens shall retain his status as a student during the summer vacation.

(c) A child earning income by working in a sheltered workshop or other training facility for handicapped children shall be considered, for purposes of income exemption, as being at least a part time student who is working less than full time.

(d) To be employed full time, a child must be working 35 hours a week or the number of hours considered full time by the industry for which he works, whichever is less.

(e) Summer employment of students shall not be considered as full time employment due to the temporary nature of such employment, even though the hours worked may exceed 35 hours a week.

~~(f) ((See item (3)(a)(iv) for savings which may be accumulated from these earnings:~~

~~(iii) Other AFDC child 14 through 17 years of age (nonstudent:))~~ In determining the amount of a non-student child's earned income available to meet the current needs of the assistance unit ~~((when he (she) is not covered by rules in items (3)(a)(ii)))~~, net income shall be computed according to WAC 388-28-570.

~~((iv) Earned income disregarded under items (3)(a)(i), (ii) or (iii) may be retained by the child earning the income to cover the cost of special future identifiable needs:~~

~~(A) Such future identifiable needs may include amounts to meet future costs of identified employment training, education, health service or other plans.~~

~~(B) A plan must be developed in order to conserve savings for future identifiable needs. The plan must be documented in the case record. The plan must specify the needs, the amount and the type of income to be conserved and provide that the amount is reasonable for the purpose for which it is being conserved:~~

~~(C) If the plan includes post-high school education or training, the total amount conserved for this purpose shall not exceed the cost of two years of education and may include in this cost a car if approved in the plan.~~

~~(D) Savings accumulated for future identifiable needs shall not be considered as part of the personal property holdings of the family and shall not be subject to the resource ceiling maximum:))~~

(4) Earnings received by any person under Title III, Part C, Youth Employment Demonstration Program of the Comprehensive Employment and Training Act of

1973, Public Law 93-203 shall be disregarded in determining need and the amount of the public assistance payment under any federally assisted programs.

AMENDATORY SECTION (Amending Order 1236, filed 8/31/77)

WAC 388-28-570 NET CASH INCOME—EXEMPT EARNED INCOME. (1) For rules on exempting earned income of a full or part time student (~~(under age 18)~~), see WAC 388-28-535 (~~((3)(a)(ii))~~). For rules exempting income from training see WAC 388-28-515. For rules on other income see WAC 388-28-580.

(2) (~~Earned income defined~~)

(a) As used in this section "earned income" shall mean income in cash or kind earned as wages, salary, commissions, or profit from activities in which the individual is engaged as a self-employed person or as an employee. Earned income may be derived from self-employment (such as business enterprise or farming), or derived from wages or salary received as an employee. It also includes earnings over a period of time for which settlement is made at one time, for example, sale of farm crops, livestock or poultry. Income from rentals is earned income, provided the individual has managerial responsibility for the rental property.

(~~(b)~~) (3) For an AFDC recipient, earned income includes incentive payments under MDTA, earnings under Title I of the Elementary and Secondary Education Act, all earnings received under the Economic Opportunity Act, wages paid under Title I of the Comprehensive Employment and Training Act (CETA), wages from public service employment under CETA, and wages from WIN on-the-job training.

(~~(c)~~) (a) For public service employment under the Emergency Assistance Act and CETA the \$30 plus one-third earned income exemption is applicable.

(~~(d)~~) (b) For public service employment under WIN the \$30 plus one-third earned income exemption does not apply. If net income after work expenses are deducted does not meet need according to department standards, a supplemental grant may be paid.

(~~(e)~~) (4) The above definition of "earned income" excludes:

(~~(f)~~) (a) Returns from capital investment with respect to which the individual is not himself actively engaged, as in a business. For example, under most circumstances, dividends and interest are excluded from "earned income." See WAC 388-28-580.

(~~(g)~~) (b) Benefits accruing as compensation or reward for service, or as compensation for lack of employment, for example, pensions and benefits from labor organizations, veterans' benefits, unemployment compensation, RSDI, etc. See WAC 388-28-580.

(~~(h)~~) (c) Income from WIN or CETA incentive payments, and training related expenses derived from WIN institutional or work experience training and from participation in CETA.

(~~(i)~~) (5) (a) In AFDC and refugee assistance when payment of income earned over a period of more than one month is delayed, the exemption applies only to (~~the period during which it was earned rather than~~)

the period of payment. (~~For example, an individual spends six months planting, tending, harvesting and marketing a crop. The net income from his labor is \$402. The average monthly earned income is \$67 (\$402 divided by 6) for purposes of computing need.~~)

(3) Deleted:

(4) Deleted:

(5) Deleted:)

(b) In general assistance, the exemption applies to the period during which it was earned rather than the period of payment.

(6) Aid to families with dependent children

(a) Recipient - The first \$30 plus one-third of the remainder of total gross monthly earned income shall be exempt in determining the continuing eligibility and the amount of assistance for which an AFDC recipient and his dependents are eligible.

(b) The following shall be disregarded sequentially from the monthly gross earned income of each individual member of the assistance unit.

(i) The first \$75 for work expenses.

(ii) The actual cost, not to exceed \$160 per month, for the care of each dependent child or incapacitated adult living in the same home and receiving AFDC or refugee assistance. No deduction shall be made for child care provided by a parent or stepparent.

(iii) For individuals found otherwise eligible to receive assistance or who have received assistance in one of the prior four months, \$30 plus one-third of the remainder not already disregarded.

(iv) The \$30 and one-third disregard shall be applied for a maximum of four consecutive months; it cannot be applied again until he or she is a nonrecipient for twelve consecutive months.

(~~(j)~~) Total gross monthly earned income for the purpose of this rule means the combined gross earned income of nonstudent dependent children and adults who are included in the AFDC assistance unit.

(~~(k)~~) (c) The (~~earned income of any individual included~~) exemptions and deductions in subsection (6)(~~(a)~~)(b) will not be (~~exempt~~) applied for any month if the individual within a period of 30 days preceding (~~such~~) the month in which the income was received:

(~~(A)~~) (i) Terminated his employment or reduced his earned income without good cause, or

(~~(B)~~) (ii) Refused without good cause to accept employment in which he is able to engage which is offered through SES, or is otherwise offered by an employer if the offer of such employment is determined by the local office to be a bona fide offer of employment.

(~~(b)~~) Applicant - In determining eligibility of an AFDC applicant the income exemption of \$30 plus one-third is not applied. The disregard for students 14 through 17 years of age is applied.

(i) If eligibility exists without applying the \$30 plus 1/3 exemption, need and the amount of assistance which the applicant is to receive is determined by applying the exemption.

(c) Reapplicant - In determining the eligibility of an AFDC reapplicant whose needs were met by AFDC payment within one of the four preceding months, the

~~income exemption of \$30 plus one-third and the disregard for students 14 through 17 years of age are applied as for a recipient according to subsection (6)(a).~~

~~(i) In determining the eligibility of other AFDC reapplicants, income is determined on the same basis as for an applicant according to subsection (6)(b).~~

~~(7) Deleted.~~

~~(8) Method of computing need - AFDC applicant with earned income~~

~~(a) In determining the need of an AFDC applicant with earned income,~~

~~(i) Determine the total monthly gross earned income of the assistance unit (excluding earned income for child under 14 and earned income of student 14 through 17 years of age.)~~

~~(ii) Deduct expenses of earning the income (see WAC 388-28-515);~~

~~(iii) Determine if the total net earned income plus other nonexempt income will meet the total requirements of the unit without allowing the \$30 plus 1/3 exemption of earned income.~~

~~(b) Subsection (8)(a) is not used if a reapplicant has received AFDC within the four months preceding reapplication.~~

~~(c) When an applicant is determined eligible according to subsection (8)(a) or (8)(b), and is otherwise eligible, need and the amount of grant are determined as follows:~~

~~(i) Determine the unit's gross monthly earned income (less earned income of child under 14 or full or part time student);~~

~~(ii) From the amount in (c)(i) deduct exempt income of \$30 plus one-third of the balance.~~

~~(iii) From the amount in (c)(ii) deduct monthly personal and nonpersonal work expenses as determined according to WAC 388-28-515. (Do not consider child care expense here - See WAC 388-15-170 for a person in training or WAC 388-28-155 for person who is employed.)~~

~~(iv) To the sum of (c)(iii) add other nonexempt income (RSDI, VA, UC, etc.).~~

~~(v) Deduct the sum of (c)(iv) from the unit's total requirements to determine need.)~~

~~(iii) Failed without good cause to report earnings to the department on or before the twenty-first day of the month following the month in which the income was received. Under these circumstances the \$30 and one-third exemption shall be counted in the four-month limit.~~

~~(d) If a recipient requests termination in order to break the consecutiveness of the four-month limit for the \$30 plus one-third exemption, and would have been eligible, the months of voluntary nonreceipt of assistance shall be counted toward the four-month limit.~~

NEW SECTION

WAC 388-28-590 ALIEN SPONSORSHIP—DEEMING OF INCOME AND RESOURCES—OVERPAYMENTS. (1) The following rules shall apply to an alien who applies for AFDC or refugee assistance for the first time after September 30, 1981, and to his or her sponsor.

(2) A sponsor is defined as any person who executed an affidavit(s) of support or similar agreement on behalf of an alien (who is not the child of the sponsor or the sponsor's spouse) as a condition of the alien's entry into the United States.

(3) For a period of three years following entry into the United States, a sponsored alien shall provide the state agency with any information and documentation necessary to determine the income and resources of the sponsor that can be deemed available to the alien, and obtain any cooperation necessary from the sponsor.

(4) For all sections under this part, the income and resources of a sponsor (and the sponsor's spouse if living with the sponsor) shall be deemed to be the unearned income and resources of an alien for three years following the alien's entry into the United States.

(5) Monthly income deemed available to the alien from the sponsor or the sponsor's spouse not receiving AFDC or SSI shall be:

(a) The sponsor's total monthly unearned income, added to the sponsor's total monthly earned income reduced by twenty percent (not to exceed one hundred seventy-five dollars) of the total of any amounts received by the sponsor in the month as wages or salary or as net earnings from self-employment, plus the full amount of any costs incurred in producing self-employment income in the month.

(b) The amount described in subdivision (a) reduced by:

(i) The basic requirements standard for a family of the same size and composition as the sponsor and those other people living in the same household as the sponsor who are claimed by the sponsor as dependents to determine his or her federal personal income tax liability but who are not AFDC recipients;

(ii) Any amounts actually paid by the sponsor to people not living in the household who are claimed by the sponsor as dependents to determine his or her federal personal income tax liability; and

(iii) Actual payments of alimony or child support, with respect to individuals not living in the sponsor's household.

(6) Monthly resources deemed available to the alien from the sponsor shall be the total amount of the resources of the sponsor determined as if he or she was applying for AFDC in his state of residence, less one thousand five hundred dollars.

(7) In any case where a person is the sponsor of two or more aliens, the income and resources of the sponsor to the extent they would be deemed the income and resources of any one of the aliens under the provisions of this section shall be divided equally among the aliens.

(8) Income and resources which are deemed to a sponsored alien shall not be considered in determining the need of other unsponsored members of the alien's family except to the extent the income or resources are actually available.

(9) The provisions of this section shall not apply to any alien who is:

(a) Admitted to the United States as a result of the application, prior to April 1, 1980, of the provisions of

section 203(a)(7) of the Immigration and Nationality Act as indicated by Form I-94;

(b) Admitted to the United States as a result of the application, after March 31, 1980, of the provisions of section 207(c) of the Immigration and Nationality Act as indicated by Form I-94;

(c) Paroled into the United States as a refugee under section 212(d)(5) of the Immigration and Nationality Act as indicated by Form I-94;

(d) Granted political asylum by the attorney general under section 208 of the Immigration and Nationality Act as indicated by Form I-94;

(e) A Cuban and Haitian entrant, as defined in section 501(e) of the Refugee Education Assistance Act of 1980 (Public Law 96-422) as indicated by Form I-94; or

(f) The dependent child of the sponsor or sponsor's spouse.

(10) Any sponsor of an alien and the alien shall be jointly and individually liable for any overpayment of assistance made to the alien during the three years after the alien's entry into the United States due to the sponsor's failure to provide correct information, except where such sponsors were without fault or where good cause existed.

(a) When a sponsor is found to have good cause or be without fault for not providing information to the agency, the sponsor will not be held liable for the overpayment and recovery will not be made.

(b) Any claims of good cause or no fault made by a sponsor shall be evaluated by the Division of Income Assistance on a case-by-case basis.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 388-29-115 SUPPLEMENTAL PAYMENTS FOR AFDC RECIPIENTS.

(2) WAC 388-29-155 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIED CIRCUMSTANCES—CHILD CARE EXPENSES FOR EMPLOYED PERSONS.

AMENDATORY SECTION (Amending Order 534, filed 3/31/71, effective 5/1/71)

WAC 388-33-055 PAYMENT OF GRANT—MINIMUM AMOUNT. Grants shall be in the exact amount determined as payable, except that no grant of less than ~~((one))~~ (1) ten dollars in AFDC and refugee assistance shall be paid except for grants that would have exceeded ten dollars prior to the mandatory deduction for recoupment of an overpayment.

(2) One dollar in general assistance shall be paid.

AMENDATORY SECTION (Amending Order 1398, filed 5/16/79)

WAC 388-33-120 EFFECTIVE DATE OF ELIGIBILITY—EXCEPTIONS. (1) Change of category

The effective date of eligibility of a person receiving continuing assistance and applying for a grant in another

program shall be the first regular warrant roll for which he is eligible for payment from the new program and the grant under the old program is terminated.

(2) Special event application – (See WAC 388-38-060 and 388-38-070)

(a) The effective date of a grant to a person (except as provided in subsection (1)) applying prior to the occurrence of an event which will make him eligible, shall be the date upon which the event occurs if eligibility otherwise exists on that date.

(b) When such event occurs on a nonworking day, the authorization shall be completed on the first working day following and dated as of the day the special event occurred. This rule also applies when the effective date of a reinstated grant (see subsection (4)) or the thirtieth day after date of application occurs on a nonworking day.

(3) Regular grant terminated in error

(a) A grant terminated because of local or state office error shall be reauthorized (corrected) as a "reopen" action. The effective date is the first of the month in which payment was erroneously discontinued on the regular warrant roll. Reopening shall be authorized promptly.

(b) If the error is discovered within the month in which no payment was made, the individual is not required to complete an eligibility review form. If the termination in error extends for more than thirty days but less than three months, an eligibility review form and other periodic review procedures as appropriate are used. However, if the termination in error extends for more than three months a new application rather than periodic review is required.

(4) Reinstatement of suspended grant

(a) Upon receipt of a request for reinstatement of grant, the local office shall determine current eligibility and need using the periodic review process. The review includes consideration of all eligibility factors.

(b) The effective date of reinstating a grant suspended according to WAC 388-28-484 shall be the date determined at the time of suspension.

(c) The effective date of reinstating a grant suspended because the monthly refund deduction resulted in a payment of less than ~~(($\$$))~~ ten dollars for AFDC and refugee assistance or less than one dollar for general assistance, shall be the first of the month following the month in which the overpayment is liquidated.

(d) A reinstated grant shall not be authorized before the date the event occurred which restored eligibility for payment.

(e) The individual who requests reinstatement of suspended grant within thirty days after a change in his circumstances need not complete an application form but shall complete an eligibility review form.

(5) Incapacity redetermined after termination of GAU. See WAC 388-37-040(3).

AMENDATORY SECTION (Amending Order 906, filed 2/14/74)

WAC 388-33-195 EFFECTIVE DATE OF GRANT—UNDERPAYMENT. (1) A current recipient who received less than the correct amount of an assistance grant or service payment due to departmental error shall be paid the amount due.

(2) ~~((Retroactive corrective payment shall be limited to the twelve months preceding the month in which the underpayment is discovered.~~

~~(3))~~ The effective date of the corrective payment is the date the payment is authorized.

~~((4))~~ (3) For purposes of determining continued eligibility and amount of assistance, corrective payments shall not be considered as income or as a resource in the month paid nor in the next following month.

AMENDATORY SECTION (Amending Order 906, filed 2/14/74)

WAC 388-33-355 SUSPENSION OF GRANT.

(1) A suspension action is taken when

(a) The recipient has income sufficient to meet his maintenance requirements for more than one but not to exceed two months, or

(b) The amount ~~((deducted to make restitution on an overpayment results in a grant of less than one dollar per month))~~ of the monthly grant following the budgeting of income is less than ten dollars per month for AFDC and refugee assistance or less than one dollar for general assistance, or

(c) The recipient has entered or is in an institution and his income is equal to or exceeds his grant requirements but is less than his grant requirements plus medical costs and/or nursing home or intermediate care.

(2) A suspended grant shall be reinstated when the conditions in subsection (1) cease to exist and the recipient is otherwise eligible.

(3) A suspended grant shall be terminated as provided in WAC 388-33-370.

AMENDATORY SECTION (Amending Order 1637, filed 4/15/81)

WAC 388-33-595 ONE-TIME GRANT—AUTHORIZATION—DISBURSEMENT. (1) See WAC 388-22-030 for definition of "one-time grant."

(2) A one-time grant may be authorized and disbursed in the amount necessary subject to the following rules:

(a) A one-time grant shall be authorized for a recipient of continuing assistance only.

(b) A one-time grant authorization is a single payment procedure. It expires when the warrant is mailed. It does not change the amount of the continuing (regular) grant currently authorized.

(c) A one-time grant shall be authorized when:

(i) An additional requirement recognized by department standards will be needed.

(ii) Income or assistance budgeted as available to the assistance unit or family is not received.

(iii) Supplemental assistance is needed from the date a recipient leaves an institution to the receipt of the regular, adjusting, or reinstated grant.

(iv) The fair hearing decision or the court decision on an appeal requires initiating, reinstating or increasing a grant.

(v) A recipient is to be compensated for an underpayment ~~((due to erroneous monthly deduction(s)))~~.

(vi) Any one-time grant that is approved by the state office under chapter 388-20 WAC for reasons other than those listed in this section.

(vii) A person who is added to an assistance unit requires assistance prior to the effective date of his inclusion in a regular grant.

(viii) A canceled warrant is to be reissued and the recipient cannot wait for payment by adjusting grant.

(ix) A change in the basic requirements which results in an increase in the regular grant occurs.

(x) Assistance is being continued in compliance with the 10-day advance notice rules on reduction, suspension or termination of a grant and a partial month payment is required.

~~((xi) Underpayment due to the departmental error is to be corrected. Such payment shall be limited to the amount due for not to exceed twelve months including the month in which the corrective payment is authorized.))~~

(d) Except as provided in items (2)(c)(iv)((;)) and (2)(c)(v), ~~((and (2)(c)(xi);))~~ a retroactive one-time grant shall not cover a period of more than sixty days before the date of authorization.

(e) The effective date of a one-time grant shall be the date the circumstances change, subject to the limitations and conditions stated in this section.

WSR 82-01-010

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-229—Filed December 4, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, 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 Areas 7 and 7A closed to protect Canadian origin chum salmon and fully harvested U.S. origin chum stocks. Portions of Area 13 are closed to protect overharvested South Sound chum stocks. Areas 12, 12B and 12C are closed to ensure escapement of Hoodspout hatchery chum salmon. Areas 7B and the Nooksack and Samish Rivers are closed to protect local chum stocks. Areas 12A and 12D and the Skokomish River are closed for secondary protection of local chum stocks. Test fishing results indicate chum management needs prevail in the lower Skagit River. Area 10C, portions of Areas 10B and 10D and the Cedar River are closed to protect spawning sockeye. Steelhead management needs prevail in the western portion of Area 10B. Stillaguamish and Snohomish River systems are closed to protect Stillaguamish-Snohomish chum salmon, but steelhead management needs prevail in the lower Stillaguamish River. Areas 11A, 13A,

Minter Creek and the Puyallup River systems are closed because the harvestable surplus of Puyallup River and Carr Inlet chum salmon has been taken.

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

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

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

APPROVED AND ADOPTED December 4, 1981.

By Gary C. Alexander
for Rolland A. Schmitten
Director

NEW SECTION

WAC 220-28-145 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. Effective immediately, until further notice, 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:

Area 4B – Troll-caught chinook under 22 inches in length and troll-caught coho under 16 inches in length must be released.

Areas 7 and 7A – Closed to all commercial fishing.

Area 7B – Closed to all commercial fishing.

Area 10B – Closed to all commercial fishing except in that portion west of a line projected true south from Webster Point.

Area 10C – Closed to all commercial fishing.

Area 10D – Closed to all commercial fishing in that portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek.

Area 11A – Closed to all commercial fishing.

Areas 12, 12A, 12B, 12C, and 12D – Closed to all commercial fishing.

Area 13 – Closed to all commercial fishing except in that portion within 300 yards of the mouth of McAllister Creek, that portion inside and easterly of a line projected from Gordon Point to the northern tip of Ketron Island thence along the shore to the southern tip of Ketron Island thence to the Nisqually River marker buoy thence to the jetty approximately 1/2 mile from the entrance to Sequelitchew Creek and that portion inside and easterly of the railroad trestle near the mouth of Chambers Creek.

Area 13A – Closed to all commercial fishing.

Cedar River – Closed to all commercial fishing.

Nooksack River – Closed to all commercial fishing.

Skagit River – Closed upstream from the Old Faber Ferry landing, including all tributaries.

**Stillaguamish River* – Closed to all commercial fishing upstream from River mile 13.7. Including all tributaries.

Snohomish River – Closed to all commercial fishing. Including all tributaries.

Puyallup River – Closed to all commercial fishing. Including all tributaries.

Minter Creek – Closed to all commercial fishing.

Skokomish River – Closed to all commercial fishing.

Samish River – Closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-144 Puget Sound Commercial Fishery Restrictions (81-226)

WSR 82-01-011

EMERGENCY RULES

DEPARTMENT OF GAME

[Order 142—Filed December 4, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to closure of certain marine waters to the taking of steelhead trout with gill nets and purse seines, WAC 232-28-60317.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is interception of steelhead trout by gill net and purse seine fisheries in most marine mixed stock areas should not be allowed because the numbers, location and timing of each steelhead stock in such marine areas is unknown; the Department of Game is unable to assign fish caught in these marine areas to rivers of origin which thereby creates uncertainty in determining safe and allowable harvests in terminal areas open to fisheries and could cause an overharvest of certain stocks later in the season; steelhead stocks which are protected and not open to any fisheries, for research or conservation purposes, are likely to be present in mixed stock areas and should not be harvested in those areas; gill nets and purse seines have

the potential of harvesting steelhead in substantial numbers; and steelhead, unlike most salmon, are still in prime condition upon entering freshwater and therefore should be harvested only in terminal freshwater and marine areas; therefore, an immediate closure of certain marine areas in which mixed stocks are found is necessary to insure the proper management and protection of steelhead stocks returning to rivers of origin. Some streams for which there should be no harvest of steelhead are Snow and Salmon creeks (Strait of Juan de Fuca), Big Beef and Tarboo creeks (Hood Canal), Chambers Creek (Central Puget Sound), and Woodland Creek (Southern Puget Sound). Such rule is therefore adopted as an emergency rule to take effect upon filing with the Code Reviser.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

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

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

APPROVED AND ADOPTED December 4, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60317 CLOSURE OF CERTAIN MARINE WATERS TO THE TAKING OF STEELHEAD TROUT WITH GILL NETS AND PURSE SEINES. *Effective 12:00 noon, December 6: it shall be unlawful for all persons to take, fish for or possess steelhead trout with gill net and purse seine gear in all marine areas inside of and including the Strait of Juan de Fuca, the Strait of Georgia, and Puget Sound including Hood Canal (Washington State Department of Fisheries Reporting Areas 4B, 5*, 6, 6A, 6B, 6C, 6D*, 7, 7A, 7B*, 7C*, 8*, 9, 10, 10E, 11, 12, 12A, 12B, 12C, 12D, 13, 13A, and 13B* (a "*" denotes those areas which have exceptions described below).*

The following portions of marine areas described below shall remain open to treaty Indian gill net and purse seine fisheries if tribal regulations have been legally adopted and filed with the Washington Departments of Game and Fisheries:

Area 5 (Pysht Bay) – *That portion inside a line drawn from Pillar Point to 600 feet west of the mouth of Deep Creek.*

Area 6D (Dungeness Harbor) – *That portion inside a line running north from the private gun club house on the mainland to the nearest point of land on Dungeness Spit.*

Area 7B (Bellingham Bay) – *That portion north of a line drawn between Carter Point and Whiskey Rocks (on the north shore of Samish Bay).*

Area 7C (Samish Bay) – *That portion inside (southeast) of a line drawn from the mouth of Oyster Creek to William Point on Samish Island.*

Area 8 (Skagit Bay) – *That portion north a line drawn from Rocky Point to Polnell Point.*

- Area 13B –
- (1) *Oakland Bay northeast of a line drawn true north from the westernmost tip of Munson Point;*
 - (2) *Eld Inlet southwest of a line projected from Cooper Point to the outermost point on the southeast shore of Sanderson Harbor;*
 - (3) *Totten Inlet southwest of a line projected south from Arcadia to the northern tip of Steamboat Island (except that Skookum Inlet and all waters within one-half mile of its mouth are closed).*

WSR 82-01-012

ADOPTED RULES

DEPARTMENT OF LICENSING (Board of Nursing)

[Order PL 387—Filed December 7, 1981]

Be it resolved by the Washington State Board of Nursing, acting at Seattle, Washington, that it does promulgate and adopt the annexed rules relating to the amending of WAC 308-120-161.

This action is taken pursuant to Notice No. WSR 81-21-028 filed with the code reviser on October 14, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.88.080 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 5, 1981.

By Joan Dressler
Chairman

AMENDATORY SECTION (Amending Order PL 370, filed 1/27/81)**WAC 308-120-161**

QUALIFICATION/ELIGIBILITY TO WRITE THE LICENSING EXAMINATION. (1) Graduates from Washington state board approved schools of nursing holding a degree/diploma from such a school shall be eligible to write the examination provided all other requirements are met.

(2) Graduates from a nursing school approved by a board of nursing in another U.S. jurisdiction shall be eligible to write the examination provided that:

(a) The nursing school meets the minimum standards approved for state board school of nursing in Washington at the time of the applicant's graduation;

(b) Graduate holds a degree/diploma from the approved school of nursing;

(c) All other requirements are met.

(3) An interim permit (WAC 308-120-170(2)) and a notice of eligibility for admission to the licensing examination may be issued to all new graduates from board approved schools of nursing after filing of a completed application, payment of the application fee, and official notification from the school certifying that the individual has successfully completed all requirements for the diploma/degree. The results of the licensing examination will not be released until the candidate's official transcript is on file with the board.

WSR 82-01-013**NOTICE OF PUBLIC MEETINGS
DATA PROCESSING AUTHORITY**

[Memorandum, Exec. Director—December 7, 1981]

Notice is hereby given that the Washington State Data Processing Authority will meet the first Wednesday of each month at 1:30 p.m. in Olympia at the House Office Building, Room 431, except when the legislature is in session, when it will meet in Olympia at the Educational Services District 113 Office Building on McPhee Road.

WSR 82-01-014**EMERGENCY RULES
DEPARTMENT OF FISHERIES**

[Order 81-230—Filed December 8, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, 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 steelhead management needs prevail in Grays Harbor, the lower Chehalis River, and in other Grays Harbor tributaries.

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

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

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

APPROVED AND ADOPTED December 8, 1981.

By Rolland A. Schmitten
Director

NEW SECTION

WAC 220-36-02100F CHEHALIS RIVER—CLOSED AREA. *Notwithstanding the provisions of WAC 220-36-021, effective December 14 through December 20, 1981, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes with any type of gear in that portion of the Chehalis River upstream from the powerline near the confluence with the Wynoochee River.*

REPEALER

The following section of the Washington Administrative Code is repealed effective December 14, 1981:

WAC 220-36-02100E GRAYS HARBOR AND TRIBUTARIES—CLOSED AREA. (81-220)

WSR 82-01-015**NOTICE OF PUBLIC MEETINGS
TRAFFIC SAFETY COMMISSION**

[Memorandum, Director—December 7, 1981]

The Washington Traffic Safety Commission meeting originally scheduled to be held on Thursday, December 10, 1981, has been cancelled.

The commission meeting has been re-scheduled for Wednesday, December 16, 1981, at 2:00 p.m. in the Governor's Conference Room.

WSR 82-01-016**ADOPTED RULES
INSURANCE COMMISSIONER**

[Order R 81-6—Filed December 9, 1981]

I, Dick Marquardt, Insurance Commissioner, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the enactment of a new chapter

in the Washington Administrative Code relative to medicare supplemental health insurance to effectuate the provisions of RCW 48.20.450, 48.20.460 and 48.20.470 and to effectuate the requirements of chapter 153, Laws of 1981, by prescribing the "outline of coverage" to be used in the sale of such insurance, by establishing other disclosure requirements, by prohibiting the use of certain provisions in such insurance policies, by establishing loss ratio requirements and by defining and prohibiting certain practices as unfair acts and practices.

This action is taken pursuant to Notice No. WSR 81-22-063 filed with the code reviser on November 4, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 48.02.060, 48.44.050 and 48.46.200 which directs that the Insurance Commissioner has authority to implement the provisions of RCW 48.20.450 through 48.20.470, 48.30.010, 48.44.120, 48.66.050, 48.66.100, 48.66.110 and 48.66.120.

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 December 8, 1981.

By David Rodgers
Chief Deputy Commissioner

Chapter 284-55 WAC
MEDICARE SUPPLEMENTAL HEALTH INSURANCE REGULATION

WAC

- 284-55-010 Purpose.
- 284-55-020 Applicability and Scope.
- 284-55-030 Definitions.
- 284-55-040 Prohibited Policy Provisions.
- 284-55-050 Outline of Coverage Required.
- 284-55-060 Form for Outline of Coverage.
- 284-55-070 Requirements for Application Forms, Replacement.
- 284-55-080 Form for "Replacement Notice."
- 284-55-090 Form for "Replacement Notice" for Direct Response Insurer.
- 284-55-100 Return of Certificate for Refund, Unfair Practice.
- 284-55-110 Loss Ratio Requirements.

NEW SECTION

WAC 284-55-010 PURPOSE. The purpose of this regulation is to effectuate the provisions of RCW 48.20.450, -.460 and -.470, and to supplement the requirements of chapter 48.66 RCW, The Medicare Supplemental Health Insurance Act (chapter 153, Laws of 1981), by prescribing the "Outline of Coverage" to be used in the sale of medicare supplemental insurance, by establishing other disclosure requirements, by prohibiting the use of certain provisions in medicare supplement insurance policies, by defining and prohibiting certain

practices as unfair acts and practices, and establishing loss ratio requirements.

NEW SECTION

WAC 284-55-020 APPLICABILITY AND SCOPE. (1) Except as otherwise specifically provided, this regulation shall apply to every group and individual policy of disability insurance and to every subscriber contract of an insurer, fraternal benefit society, health care service contractor, or health maintenance organization, which relates its benefits to medicare, or which is advertised, marketed, or designed primarily as a supplement to reimbursements under medicare for the hospital, medical or surgical expenses of persons eligible for medicare by reason of age. Such policy or contract is referred to in this regulation as "medicare supplemental insurance" or "medicare supplement insurance policy."

(2) This regulation shall not apply to:

(a) A policy or contract of one or more employers or labor organizations, or of the trustees of a fund established by one or more employers or labor organizations, or combination thereof, for employees or former employees, or combination thereof, or for members or former members, or combination thereof, of the labor organizations;

(b) A policy or contract of any professional, trade, or occupational association for its members or former members, or combination thereof, if such association:

(i) Is composed of individuals all of whom are or have been actively engaged in the same profession, trade or occupation;

(ii) Has been maintained in good faith for purposes other than obtaining insurance; and

(iii) Has been in existence for at least two years prior to the date of initial offering of such policy or plan to its members;

(c) Individual policies or contracts issued pursuant to a conversion privilege under a policy or contract of group or individual insurance when such group or individual policy or contract includes provisions which are inconsistent with the requirements of this regulation;

(d) Policies issued to employees or members as additions to franchise plans in existence on the effective date of this regulation, or

(e) Health maintenance organization contracts specified in section 16, of chapter 153, Laws of 1981, to the extent they may be in conflict with this regulation.

NEW SECTION

WAC 284-55-030 DEFINITIONS. For purposes of this regulation:

(1) "Applicant" means:

(a) In the case of an individual medicare supplement insurance policy or subscriber contract, the person who seeks to contract for insurance benefits, and

(b) In the case of a group medicare supplement insurance policy or subscriber contract, the proposed certificate holder.

(2) "Certificate" means any certificate issued under a group medicare supplement insurance policy, which policy has been delivered or issued for delivery in this state.

(3) "Insurer" includes fraternal benefit societies, health care service contractors and health maintenance organizations.

(4) "Direct response insurer" means an insurer who, as to a particular transaction, is transacting insurance directly with a potential insured without solicitation by, or the intervention of, a licensed insurance agent.

NEW SECTION

WAC 284-55-040 PROHIBITED POLICY PROVISIONS. (1) No insurance policy or subscriber contract may be advertised, solicited or issued for delivery in this state as a medicare supplement policy unless such policy or contract meets the requirements of chapter 48.66 RCW, The Medicare Supplemental Health Insurance Act (chapter 153, Laws of 1981), and benefit provisions therein shall not be conditioned upon or restricted by terms that are more restrictive than those applicable to medicare claims.

(2) If a medicare supplement policy excludes or restricts coverage for cosmetic surgery, "cosmetic surgery" shall not include reconstructive surgery when such service is incidental to or follows covered surgery resulting from trauma, infection or other diseases of the involved part.

(3) A "noncancellable," "guaranteed renewable," or "noncancellable and guaranteed renewable" medicare supplement insurance policy shall not provide for termination of coverage of a spouse solely because of the occurrence of an event specified for termination of coverage of the insured, other than the nonpayment of premium.

(4) Termination of a medicare supplement policy shall be without prejudice to any continuous loss which commenced while the policy was in force, but the extension of benefits beyond the period during which the policy was in force may be predicated upon the continuous total disability of the insured, limited to the duration of the policy benefit period, if any, or payment of the maximum benefits. Any provision to the contrary is prohibited.

(5) "Convalescent Nursing Home," "Extended Care Facility," or "Skilled Nursing Facility" shall be defined in relation to its status, facilities and available services.

(a) A definition of such home or facility shall not be more restrictive than one requiring that it:

(i) Be operated pursuant to law;

(ii) Be approved for payment of medicare benefits or be qualified to receive such approval, if so requested;

(iii) Be primarily engaged in providing, in addition to room and board accommodations, skilled nursing care under the supervision of a duly licensed physician;

(iv) Provide continuous twenty-four hours a day nursing service by or under the supervision of a registered graduate professional nurse (R.N.); and

(v) Maintains a daily medical record of each patient.

(b) The definition of such home or facility may provide that such term shall not be inclusive of:

(i) Any home, facility or part thereof used primarily for rest;

(ii) A home or facility for the aged or for the care of drug addicts or alcoholics; or

(iii) A home or facility primarily used for the care and treatment of mental diseases or disorders, or custodial or educational care.

NEW SECTION

WAC 284-55-050 OUTLINE OF COVERAGE REQUIRED. An agent or insurer initiating a sale of an individual or group medicare supplement insurance policy in this state shall complete and sign a disclosure form, and deliver the completed form to the applicant not later than the time of application for the policy. The disclosure form to be used shall be the "Outline of Coverage," which is set forth in WAC 284-55-060. Except for direct response insurers, an insurer shall obtain an acknowledgement of receipt of such outline from the applicant.

NEW SECTION

WAC 284-55-060 FORM FOR "OUTLINE OF COVERAGE."

(COMPANY NAME)
OUTLINE OF MEDICARE
SUPPLEMENT COVERAGE

- (1) **Read Your Policy Carefully** – This outline of coverage provides a very brief description of the important features of your policy. This is not the insurance contract and only the actual policy provisions will control. The policy itself sets forth in detail the rights and obligations of both you and your insurance company. It is, therefore, important that you **READ YOUR POLICY CAREFULLY!**
- (2) **Medicare Supplement Coverage** – Policies of this category are designed to supplement Medicare by covering some hospital, medical, and surgical services which are partially covered by Medicare. Coverage is provided for hospital inpatient charges and some physician charges, subject to any deductibles and copayment provisions which may be in addition to those provided by Medicare, and subject to other limitations which may be set forth in the policy. The policy does not provide benefits for custodial care such as help in walking, getting in and out of bed, eating, dressing, bathing and taking medicine (delete if such coverage is provided).
- (3) (a) (for agents:)

Neither (insert company's name) nor its agents are connected with Medicare.
- (b) (for direct responses:)

(insert company's name) is not connected with Medicare.
- (4) (A brief summary of the major benefit gaps in Medicare Parts A and B with a parallel description of supplemental benefits, including dollar amounts, provided by the medicare supplement coverage in the following order:)

SERVICE	BENEFIT	MEDICARE PAYS	THIS POLICY YOU PAYS PAY
HOSPITALIZATION			
semiprivate room and board, general nursing and miscellaneous hospital services and supplies.	First 60 days	All but \$	
	61st to 90th day	All but \$	
Includes meals, special care units, drugs, lab tests, diagnostic x-rays, medical supplies, operating and recovery room, anesthesia and rehabilitation services.	91st to 150th day	All but \$ a day	
	Beyond 150 days	Nothing	
POSTHOSPITAL SKILLED NURSING CARE . . .			
In a facility approved by Medicare, you must have been in a hospital for at least three days and enter the facility within 30 days after hospital discharge.	First 20 days	100% of costs	
	Additional 80 days	All but \$ a day	
	Beyond 100 days	Nothing	
MEDICAL EXPENSE	Physician's services, inpatient and outpatient medicare services and supplies at a hospital, physical and speech therapy and ambulance.	80% of reasonable charge (after \$ deductible)	

- (5) (Statement that the policy does or does not cover the following:
 - (a) Private duty nursing,
 - (b) Skilled nursing home care costs (beyond what is covered by Medicare),
 - (c) Custodial nursing home care costs,
 - (d) Intermediate nursing home care costs,
 - (e) Home health care above number of visits covered by Medicare,
 - (f) Physician charges (above Medicare's reasonable charge),
 - (g) Drugs (other than prescription drugs furnished during a hospital or skilled nursing facility stay),
 - (h) Care received outside of U.S.A.,
 - (i) Dental care or dentures, checkups, routine immunizations, cosmetic surgery, routine foot care, examinations for, or the cost of, eyeglasses or hearing aids.
- (6) (An explanation of such terms as "usual and customary," "reasonable and customary," or words of similar import, if used in the policy; a description of any policy provisions which exclude, eliminate, resist, reduce, limit, delay, or in any other manner operate to qualify payments of the benefits described in (4) above, including conspicuous statements:)

- (a) (That the chart summarizing Medicare benefits only briefly describes such benefits.)
- (b) (That the Health Care Financing Administration or its Medicare publications should be consulted for further details and limitations.)
- (7) (A description of policy provisions respecting renewability or continuation of coverage, including any reservation of rights to change premium.)
- (8) (The amount of premium for this policy.)

.....
(Insurer's Name)

By Date

.....
(Agent's or Officer's

signature)

(Drafting note. The term "certificate" should be substituted for the word "policy" throughout the outline of coverage where appropriate.)

NEW SECTION

WAC 284-55-070 REQUIREMENTS FOR APPLICATION FORMS, REPLACEMENT. (1) Application forms shall include a question designed to elicit information as to whether a medicare supplement policy or certificate is intended to replace any other health care service contract, health maintenance organization contract, disability insurance policy or certificate presently in force. A supplementary application or other form to be signed by the applicant containing such a question may be used.

(2) Upon determining that a sale will involve replacement, the insurer, other than a direct response insurer, or its agent, shall furnish the applicant, prior to issuance or delivery of the medicare supplement policy or certificate, a notice regarding replacement of accident and sickness coverage. One copy of such notice shall be provided to the applicant and an additional copy signed by the applicant shall be retained by the insurer. A direct response insurer shall deliver to the applicant at the time of the issuance of the policy the notice regarding replacement of accident and sickness coverage.

(3) The notice required by subsection (2) of this section for an insurer, other than a direct response insurer, shall be provided in substantially the form set forth in WAC 284-55-080.

(4) The notice required by subsection (2) of this section for a direct response insurer shall be in substantially the form set forth in WAC 284-55-090.

(5) The application form shall also contain questions as to whether, as of the date of the application, the applicant

(a) has any other health care service contract, health maintenance organization contract, disability insurance policy or certificate in force, and

(b) is eligible for state medical assistance coupons (Medicaid).

NEW SECTION

WAC 284-55-080 FORM FOR "REPLACEMENT NOTICE."

NOTICE TO APPLICANT REGARDING REPLACEMENT OF ACCIDENT AND SICKNESS INSURANCE

According to (your application) (information you have furnished), you intend to lapse or otherwise terminate existing accident and sickness insurance and replace it with a policy to be issued by (Company Name) Insurance Company. Your new policy provides thirty (30) days within which you may decide without cost whether you desire to keep the policy. For your own information and protection, you should be aware of and seriously consider certain factors which may affect the insurance protection available to you under the new policy.

- (1) Health conditions which you may presently have (preexisting conditions) may not be immediately or fully covered under the new policy. This could result in denial or delay of a claim for benefits under the new policy, whereas a similar claim might have been payable under your present policy.

Drafting Note. This subsection may be modified if pre-existing conditions are covered under the new policy.

- (2) You may wish to secure the advice of your present insurer or its agent regarding the proposed replacement of your present policy. This is not only your right, but it is also in your best interest to make sure you understand all the relevant factors involved in replacing your present coverage.
- (3) If, after due consideration, you still wish to terminate your present policy and replace it with new coverage, be certain to truthfully and completely answer all questions on the application concerning your medical/health history. Failure to include all material medical information on an application may provide a basis for the company to deny any future claims and to refund your premium as though your policy had never been in force. After the application has been completed and before you sign it, reread it carefully to be certain that all information has been properly recorded.

The above "Notice to Applicant" was delivered to me on:

.....
(Date)

.....
(Applicant's Signature)

NEW SECTION

WAC 284-55-090 FORM FOR "REPLACEMENT NOTICE" BY DIRECT RESPONSE INSURER.

NOTICE TO APPLICANT REGARDING REPLACEMENT OF ACCIDENT AND SICKNESS INSURANCE

According to (your application) (information you have furnished) you intend to lapse or otherwise terminate existing accident and sickness insurance and replace it with the policy delivered herewith issued by (Company Name) Insurance Company.

- (1) Health conditions which you may presently have (preexisting conditions) may not be immediately or fully covered under the new policy.
(2) You may wish to secure the advice of your present insurer or its agent regarding the proposed replacement of your present policy.
(3) (To be included only if the application is attached to the policy.) If, after due consideration, you still wish to terminate your present policy and replace it with new coverage, read the copy of the application attached to your new policy and be sure that all questions are answered fully and correctly.

(Company Name)

NEW SECTION

WAC 284-55-100 RETURN OF CERTIFICATE FOR REFUND, UNFAIR PRACTICE. It shall be an unfair act and practice for an insurer to issue a certificate that does not have prominently displayed on its first page a notice stating in substance that the person to whom the certificate is issued shall be permitted to return the certificate within 30 days after its delivery to the purchaser and to have the premium refunded if, after examination of the certificate, the purchaser is not satisfied with it for any reason.

through whom it was purchased, it shall be void from the beginning and the parties shall be in the same position as if no certificate had been issued.

NEW SECTION

WAC 284-55-110 LOSS RATIO REQUIREMENTS. The provisions of this section shall be used in determining whether the loss ratios required by section 10, chapter 153, Laws of 1981 are met.

(1) With respect to a health care service contractor, compliance with the provisions of WAC 284-44-100 through 284-44-220 shall be required and those provisions shall be controlling.

(2) With respect to a health maintenance organization, the loss ratio shall be deemed to have been met if its "expense costs" are 40% or less of the "premium" charged individual subscribers or 25% or less of the "premium" charged subscribers covered under a group contract, with contracts issued as a result of solicitation of individuals through the mail or mass media advertising, including both print and broadcast advertising, being treated for this purpose as individual contracts.

(3) With respect to any other insurer, a loss ratio shall be the "incurred claims" stated as a percentage of the "earned premiums."

(4) For purposes of this section, the following definitions shall apply:

- (a) "Incurred claims" shall mean:
(i) "Claims" paid during the accounting period, plus
(ii) The changes in reserves for "claims" which have been reported but not paid, plus
(iii) The change in reserves for "claims" which have not been reported but which may reasonably be expected.
(iv) The change in policy reserves as defined for the insurer's statutory annual statement.
(b) "Earned premium" shall mean the "premium" applicable to an accounting period whether received before, during or after such period.
(c) "Claims" shall mean the costs of benefits paid to or provided on behalf of the persons on whose behalf a contract or certificate is issued, not including "expense costs."

- (d) "Expenses costs" shall mean:
(i) Claims processing costs,
(ii) Home office and field overhead,
(iii) Acquisition and selling costs,
(iv) Taxes,
(v) Contributions to surplus or profit, and
(vi) All other costs, except benefit payments to or on behalf of the covered persons.

(e) "Premium" shall mean all sums charged, received, or deposited as consideration for a medicare supplement insurance policy or the continuance thereof. An assessment or a membership, contract, survey, inspection, service or other similar fee or charge made by the insurer in consideration for such contract is deemed part of the "premium."

WSR 82-01-017
ADOPTED RULES
INSURANCE COMMISSIONER
 [Order R 81-7—Filed December 9, 1981]

I, Dick Marquardt, Insurance Commissioner, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the amendment of the individual disability insurance minimum standards and disclosure regulation with respect to its application to medicare supplemental insurance and the repeal of the medicare supplement insurance disclosure regulation.

This action is taken pursuant to Notice No. WSR 81-22-062 filed with the code reviser on November 4, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 48.02.060, 48.44.050 and 48.46.200 which directs that the Insurance Commissioner has authority to implement the provisions of RCW 48.20.450 through 48.20.470, and 48.44.120.

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 December 8, 1981.

By David H. Rodgers
 Chief Deputy Commissioner

AMENDATORY SECTION (Amending Order R-76-4, filed 10/29/76, effective 3/1/77)

WAC 284-50-305 APPLICABILITY AND SCOPE. This regulation shall apply to all individual disability insurance policies delivered or issued for delivery in this state on and after the effective date hereof, except it shall not apply to individual policies issued pursuant to a conversion privilege under a policy of group or individual insurance when such group or individual policy includes provisions which are inconsistent with the requirements of this regulation, nor to policies being issued to employees or members as additions to franchise plans in existence on the effective date of this regulation. The requirements contained in this regulation shall be in addition to any other applicable regulations previously adopted. This regulation shall not apply to medicare supplement insurance policies, as such policies are defined in The Medicare Supplemental Health Insurance Act, chapter 153, Laws of 1981.

AMENDATORY SECTION (Amending Order R-76-4, filed 10/29/76, effective 3/1/77)

WAC 284-50-320 PROHIBITED POLICY PROVISIONS. (1) Except as provided in WAC 284-50-315(5), no policy shall contain provisions establishing a probationary or waiting period during which no coverage is provided under the policy subject to the further exception that a policy may specify a probationary or

waiting period not to exceed six months for specified diseases or conditions and losses resulting therefrom for hernia, disorder of reproduction organs, varicose veins, adenoids, appendix and tonsils. However, the permissible six months exception shall not be applicable where such specified diseases or conditions are treated on an emergency basis. Accident policies shall not contain probationary or waiting periods.

(2) No policy or rider for additional coverage may be issued as a dividend unless an equivalent cash payment is offered to the policyholder as an alternative to such dividend policy or rider. No such dividend policy or rider shall be issued for an initial term of less than 6 months. The initial renewal subsequent to the issuance of any policy or rider as a dividend shall clearly disclose that the policyholder is renewing the coverage that was provided as a dividend for the previous term and that such renewal is optional with the policyholder, and the premium for such optional insurance shall be clearly and separately stated in the premium notice.

(3) No policy shall exclude coverage for a loss due to a preexisting condition for a period greater than 12 months following policy issue where the application for such insurance does not seek disclosure of prior illness, disease or physical conditions or prior medical care and treatment and such preexisting condition is not specifically excluded by the terms of the policy.

(4) No policy shall provide a Return of Premium benefit except as permitted by this rule. For purposes of this rule, a Return of Premium benefit refers only to that benefit which is equal to a stated portion of the premiums paid for the benefit and the basic coverage decreased by claims paid to the insured under the basic coverage. A disability income policy may contain a Return of Premium benefit if it meets the following conditions:

(a) Such Return of Premium benefit shall not be reduced by an amount greater than the aggregate of any claims paid under the policy; and

(b) Such benefit shall be provided by rider or the insurer shall provide a similar policy without such benefit to which the insured may convert; and

(c) The premiums for the disability income and Return of Premium benefits shall be shown separately on the schedule page of the policy; and

(d) The policy shall guarantee that it is renewable; and

(e) Submission of the benefit form for approval shall be accompanied by a demonstration that the premium and reserve structure is such that adverse deviations from the assumptions thereunder are minimized; and

(f) The insurer provides the commissioner with its assurance that it will promptly notify the insured at such time as the return of premium benefit is not payable to the insured because of the aggregate of claims paid under the policy, together with instructions as to the insured's right and manner of converting to the similar policy or to cancel the rider.

(5) Policies providing hospital confinement indemnity coverage shall not contain provisions excluding coverage because of confinement in a hospital operated by the

Federal Government for services rendered on an emergency basis where a legal liability exists for charges made to the individual for such services.

(6) No policy shall limit or exclude coverage by type of illness, accident, treatment or medical condition, except with respect to the following:

(a) Preexisting conditions or diseases, except for congenital anomalies of a covered dependent child;

(b) Mental or emotional disorders, alcoholism and drug addiction;

(c) Pregnancy, except for complications of pregnancy, other than for policies defined in WAC 284-50-355;

(d) Illness, treatment or medical condition arising out of:

(i) War or act of war (whether declared or undeclared); participation in a felony, riot or insurrections; service in the armed forces or units auxiliary thereto;

(ii) Suicide (sane or insane), attempted suicide or intentionally self-inflicted injury;

(iii) Aviation;

(iv) With respect to short-term nonrenewable policies, interscholastic sports;

(e) Cosmetic surgery, except that "cosmetic surgery" shall not include reconstructive surgery when such service is incidental to or follows surgery resulting from trauma, infection or other diseases of the involved part, and reconstructive surgery because of congenital disease or anomaly of a covered dependent child which has resulted in a functional defect;

(f) Foot care in connection with corns, calluses, flat feet, fallen arches, weak feet, or chronic foot strain;

(g) Treatment (except emergency treatment for which legal liability exists to the insured for the costs thereof) provided in a government hospital; benefits provided under Medicare or other governmental program (except Medicaid), any state or federal worker's compensation, employer's liability or occupational disease law, or any motor vehicle no-fault law; services rendered by employees of hospitals, laboratories or other institutions; services performed by a member of the covered person's immediate family and services for which no charge is normally made in the absence of insurance;

(h) Dental care or treatment;

(i) Eye glasses, hearing aids and examination for the prescription or fitting thereof;

(j) Rest cures, custodial care, transportation and routine physical examinations;

(k) Territorial limitations;

(l) Specified Disease and Specified Accident policies issued in accord with WAC 284-50-365.

(7) Other provisions of this regulation shall not impair or limit the use of waivers to exclude, limit or reduce coverage or benefits for specifically named or described preexisting diseases, physical condition or extra-hazardous activity. Where waivers are required as a condition of ((issurance)) issuance, renewal or reinstatement, signed acceptance by the insured is required, and use of endorsements is governed by RCW 48.20.015.

(8) Except as otherwise provided in WAC 284-50-330(2) and 284-50-380(5), the terms "Medicare Supplement," "Medigap" and words of similar import shall not be used unless the policy is issued in compliance with

The Medicare Supplemental Health Insurance Act, chapter 153, Laws of 1981, and chapter 284-55 WAC.

(9) Policy provisions precluded in this section shall not be construed as a limitation on the authority of the commissioner to disapprove other policy provisions in accordance with RCW 48.18.110.

AMENDATORY SECTION (Amending Order R-76-4, filed 10/29/76, effective 3/1/77)

WAC 284-50-380 OUTLINE OF COVERAGE REQUIREMENTS FOR INDIVIDUAL COVERAGES. (1) No individual disability insurance policy subject to this regulation shall be delivered or issued for delivery in this state unless an appropriate outline of coverage, as prescribed in WAC 284-50-385 through 284-50-425 is completed as to such policy and:

(a) Is either delivered with the policy; or

(b) Delivered to the applicant at the time application is made and acknowledgment of receipt or certification of delivery of such outline of coverage is provided to the insurer.

(2) If an outline of coverage was delivered at the time of application and the policy is issued on a basis which would require revision of the outline, a substitute outline of coverage properly describing the policy must accompany the policy when it is delivered and contain the following statement, in no less than twelve point type, immediately above the company name: "NOTICE: Read this outline of coverage carefully. It is not identical to the outline of coverage provided upon application and the coverage originally applied for has not been issued." In addition, the insurer shall comply with the provisions set forth in RCW 48.20.015.

(3) The appropriate outline of coverage for policies providing hospital coverage which only meets the standards of WAC 284-50-335 shall be that statement contained in WAC 284-50-385. The appropriate outline of coverage for policies providing coverage which meets the standards of both WAC 284-50-335 and 284-50-340 shall be the statement contained in WAC 284-50-395. The appropriate outline of coverage for policies providing coverage which meets the standards of both WAC 284-50-335 and 284-50-350 or WAC 284-50-340 and 284-50-350 or WAC 284-50-335, 284-50-340, and 284-50-350 shall be the statement contained in WAC 284-50-405.

(4) In any case where the prescribed outline of coverage is inappropriate for the coverage provided by the policy, an alternate outline of coverage shall be submitted to the commissioner for prior approval.

(5) Outlines of coverage delivered in connection with policies defined in this regulation as Hospital Confinement Indemnity (WAC 284-50-345), Specified Disease (WAC 284-50-365), or Limited Benefit Health Insurance Coverages (WAC 284-50-370) to persons eligible for Medicare by reason of age shall contain, in addition to the requirements of WAC 284-50-400, 284-50-420 and 284-50-425, the following language which shall be printed or stamped on or attached to the first page of the outline of coverage: "THIS POLICY IS NOT A MEDICARE SUPPLEMENT POLICY."

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 284-50-450 PURPOSE AND AUTHORITY.
- (2) WAC 284-50-455 INFORMATION TO BE FURNISHED, STYLE.
- (3) WAC 284-50-460 FORM TO BE USED.
- (4) WAC 284-50-465 EFFECTIVE DATE.

WSR 82-01-018
NOTICE OF PUBLIC MEETINGS
FORT STEILACOOM
COMMUNITY COLLEGE
 [Memorandum—December 7, 1981]

Meeting Schedule for 1982
 Fort Steilacoom Community College

The Board of Trustees of Community College District No. 11 hereby schedules the following regular Board of Trustees meetings for 1982, and the college president is directed to file with the code reviser in Olympia a schedule of the time and place of such meetings for publication in the Washington State Register to conform with mandatory rules adopted under the Higher Education Administrative Procedure Act, chapter 28B.19 RCW.

January 5, 1982, 2:00, FSCC Campus – Board Room Portable 12; February 2, 1982, 2:00, FSCC Campus – Board Room Portable 12; March 2, 1982, 2:00, McChord Education Center; April 6, 1982, 2:00, FSCC Campus – Board Room Portable 12; May 4, 1982, 2:00, Puyallup Eastern Extension; June 1, 1982, 2:00, Fort Lewis; July 6, 1982, 2:00, FSCC Campus – Board Room Portable 12; August 3, 1982, No meeting; September 7, 1982, 2:00, FSCC Campus – Board Room Portable 12; October 5, 1982, 2:00, FSCC Campus – Board Room Portable 12; November 2, 1982, 2:00, FSCC Indian Adult Learning Center; and December 7, 1982, 2:00, FSCC Campus – Board Room Portable 12.

WSR 82-01-019
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Order 1729—Filed December 9, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 388-80-005 Definitions.
- Amd WAC 388-82-010 Persons eligible for medical assistance.

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 chapter 3, Laws of 1981 2nd ex. sess.

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 Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 9, 1981.

By David A. Hogan
 Director, Division of Administration

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-80-005 DEFINITIONS. (1) "Application" shall mean a written request for medical assistance or limited casualty program from the department of social and health services made by a person in his/her own behalf or in behalf of another person.

(2) "Assignment" is the method by which the provider receives payment for services under Part B of medicare.

(3) "Assistance unit" means a person or members of a family unit who are eligible for cash or medical assistance under a federally matched program including state supplement.

(4) "Authorization" means an official approval of a departmental action.

(5) "Beneficiary" is an eligible individual who receives a federal cash benefit and/or state supplement under Title XVI.

(6) "Benefit period" is the time period used in determining whether medicare can pay for covered Part A services. A benefit period begins the first day a beneficiary is furnished inpatient hospital or extended care services by a qualified provider. It ends when the beneficiary has not been an inpatient of a hospital or other facility primarily providing skilled nursing or rehabilitation services for sixty consecutive days. There is no limit to the number of benefit periods a beneficiary can have.

(7) "Carrier" is an organization who has a contract with the federal government to process claims under Part B of medicare.

(8) "Categorically needy" refers to a resident of the state of Washington whose income and resources are evaluated for cash assistance and who is:

- (a) Receiving or eligible to receive cash assistance.
 - (i) Aid to Families of Dependent Children (AFDC).
 - (ii) Supplemental Security Income (SSI), including grandfathered individuals and individuals with essential spouses.
 - (iii) State supplement.
 - (iv) Special categories.

(b) A financially eligible person under twenty-one who would be eligible for AFDC but does not qualify as a dependent child and who is in:

- (i) Foster care, or
 - (ii) Subsidized adoption, or
 - (iii) A skilled nursing home, intermediate care facility, or intermediate care facility for mentally retarded, or
 - (iv) An inpatient psychiatric facility.
- (c) Individuals who would be eligible for cash assistance except for their institutional status.
- (d) Individuals related to SSI in institutions who would not be eligible for such assistance if they were not institutionalized solely because of the cash level of their income.

(9) "Central disbursements" is the state office section which audits nonmedicaid medical claims for payment.

(10) "Certification date" means the date the worker certifies changes in a recipient's circumstances and authorizes an action.

(11) "CFR" means the code of federal regulations and is a codification of the general and permanent rules published in the federal register by the executive departments and agencies of the federal government.

(12) "Child" or "minor child" means a person under eighteen years of age.

(13) "Client" means an applicant or recipient of financial and/or social services provided by the department of social and health services.

(14) "Coinsurance" means the portion of reimbursable hospital and medical expenses, after subtraction of any deductible, which medicare does not pay. Under Part A, coinsurance is a per day dollar amount, and under Part B, is twenty percent of reasonable charges.

(15) "CSO" (community service office) is an office of the department which administers the various social and health services at the county level.

(16) "Continuing assistance" means payments to persons who presumably will be eligible for and receive, from the date of authorization, regular monthly grants on a prepayment basis. Continuing assistance includes federal aid and continuing general assistance grants to unemployable persons.

(17) "Deductible" means an initial specified amount that is the responsibility of the applicant and/or recipient.

(a) Part A of medicare – Inpatient hospital deductible – an initial amount in each benefit period which medicare does not pay.

(b) Part B of medicare – The first sixty dollars in expenses which must be incurred before medicare starts to pay.

(c) Limited casualty program—medically needy—inpatient hospital deductible—an initial amount as specified in chapter 388-99 WAC, the department does not pay.

(d) Limited casualty program—medically indigent—means incurring a dollar amount as specified in chapter 388-100 WAC, the department does not pay.

(18) "Delayed certification" shall mean the date of certification for medicaid and date of application for SSI are the same for an SSI beneficiary whose eligibility decision was delayed due to administrative action.

(19) "Department" shall mean the state department of social and health services.

(20) "Division of medical assistance" shall mean the single state agency authorized to administer the Title XIX medical assistance program.

(21) "Eligible couple" means an eligible individual and eligible spouse.

(22) "Eligible individual" means an aged, blind or disabled person as defined in Title XVI of the Social Security Act. If two such persons are husband and wife (and have not been living apart for more than six months), only one of them may be considered an eligible individual.

(23) "EPSDT" shall mean a program providing early and periodic screening, diagnosis and treatment to persons under twenty-one years of age who are eligible under Title XIX of the Social Security Act.

(24) "Essential spouse" means a spouse whose needs were taken into account in determining the need of OAA, AB, or DA recipient for December, 1973, who continues to live in the home of such recipient, and continues to be an essential spouse.

(25) "Extended care facility" (ECF). See "skilled nursing facility".

(26) "Extended care patient" is a recently hospitalized medicare patient who needs relatively short-term skilled nursing and rehabilitative care in a skilled nursing facility.

(27) "Fair hearing" means an administrative proceeding by which the department hears and decides the appeal of an applicant/recipient from an action or decision of the department.

(28) "Federal aid" means the assistance programs for which the state receives matching funds from the federal government.

(29) "Fraud" shall mean a deliberate, intentional, and wilful act, with the specific purpose of deceiving the department with respect to any material, fact, condition, or circumstances affecting eligibility or need.

(30) "General assistance – continuing" (GAU) means assistance to unemployable persons who are not eligible for or not receiving federal aid assistance and whose medical care is defined in chapter 388-86 WAC.

(31) "Grandfathering" refers to:

(a) A noninstitutionalized individual who meets all current requirements for medicaid eligibility except the criteria for blindness or disability; and

(i) As eligible for medicaid in December, 1973, as blind or disabled, whether or not he/she was receiving cash assistance in December, 1973; and

(ii) For each consecutive month after December, 1973, continue to meet the criteria for blindness and disability and other conditions of eligibility used under the medicaid plan in December, 1973; and

(iii) The needs of the "essential person" shall only be considered when he/she is living with such person in the same household.

(b) An institutionalized individual who was eligible for medicaid in December, 1973, or any part of that month, as an inpatient of a medical institution or resident of intermediate care facility that was participating

in the medicaid program and for each consecutive month after December, 1973:

(i) Continued to meet the requirements for medicaid eligibility that were in effect under the state's plan in December, 1973, for institutionalized individuals; and

(ii) Remained institutionalized.

(32) "Home health agency" is an agency or organization certified under medicare to provide skilled nursing and other therapeutic services to the patient in his/her place of residence.

(33) "Hospital" shall mean any institution licensed as a hospital by the official state licensing authority.

(34) "Institution" shall mean an establishment which furnishes food and shelter to four or more persons unrelated to the proprietor and, in addition provides medically related services and medical care. This would include hospitals, skilled nursing facilities, intermediate care facilities, and institutions for the mentally retarded, but does not include correctional institutions.

(35) "Intermediary" is an organization who has an agreement with the federal government to process medicare claims under Part A.

(36) "Intermediate care facility" shall mean a licensed facility certified to provide intermediate care for which an agreement has been executed.

(37) "Intermediate care facility/IMR" shall mean a state institution or a licensed nursing home either of which has been certified by state office (SO) as meeting the CFR regulations to provide twenty-four hour health-related care and services to mentally retarded persons or persons with related conditions.

(38) "Legal dependents" are persons whom an individual is required by law to support.

(39) "Limited casualty program" means a medical care program for medically needy as defined in chapter 388-99 WAC, and for medically indigent as defined in chapter 388-100 WAC.

(40) "Medicaid" or "Medical assistance" (MA) shall mean the federal aid Title XIX program under which medical care is provided to categorically needy as defined in chapter 388-82 WAC.

(41) "Medical consultant" shall mean a physician employed by the department at the CSO level.

(42) "Medical facility". See "Institution".

(43) "Medically necessary" is a term for describing requested service which is reasonably calculated to prevent, diagnose, correct, cure, alleviate or prevent the worsening of conditions that endanger life, or cause suffering or pain, or result in illness or infirmity, or threaten to cause or aggravate a handicap, or cause physical deformity or malfunction, and there is no other equally effective more conservative or substantially less costly course of treatment available or suitable for the recipient requesting the service. For the purpose of this section "course of treatment" may include mere observation or, where appropriate, no treatment at all.

(44) "Medicare" is a commonly used term for the federal government health insurance program for certain aged or disabled recipients under Titles II and XVII of the Social Security Act.

(45) "Nursing care consultant" shall mean a qualified and licensed registered nurse employed by the department at the CSO level.

(46) "Outpatient" is a nonhospitalized patient receiving care in an outpatient or emergency department of a hospital, or away from a hospital such as in a physician's office or the patient's own home.

(47) "Part A" is the hospital insurance portion of medicare.

(48) "PAS" - professional activity study is a compilation of inpatient hospital data by diagnosis and age, conducted by the commission of professional and hospital activities, which resulted in the determination of an average length of stay for patients. These data were published in a book entitled "Length of Stay in PAS Hospitals, Western". The department has adopted this book as the basis for authorizing payment for the maximum number of inpatient hospital days for recipients of state-funded programs, or where no memorandum of understanding with a PSRO exists.

(49) "Part B" is the supplementary medical insurance benefit (SMIB) or the "doctor portion" of medicare.

(50) "Physician" is a doctor of medicine, osteopathy, or podiatrist who is legally authorized to perform the functions of his profession by the state in which he performs them.

(51) "Professional standards review organization" (PSRO). See "Washington state professional standards review organization".

(52) "Provider" or "provider of service" means an institution, agency, or individual who has a signed agreement to furnish medical care and goods and/or services to recipients and who is eligible to receive payment from the department.

(53) "Provider services" shall mean the office of the division of medical assistance which processes claims for payment under Title XIX and state-funded programs.

(54) Residence, state of means:

(a) The state where the applicant/recipient is living with the intent to remain there permanently or for an indefinite period;

(b) The state which he/she entered with a job commitment or to seek employment, whether or not currently employed;

(c) The state making a state supplementary payment;

(d) The state making placement in an out-of-state institution;

(e) The state of the parents or legal guardian, if one has been appointed, of an institutionalized individual who is under age twenty-one or is age twenty-one or over and who became incapable of determining residential intent before age twenty-one;

(f) The state where the person over age twenty-one judged to be legally incompetent is living.

(55) "Retroactivity" means:

(a) Under medical assistance, the period of no more than three months prior to month of application to an otherwise eligible individual.

(b) Under state-funded, the period of no more than seven days prior to date of application, to an otherwise

eligible continuing general assistance recipient. The seven days shall not include Saturday, Sunday or legal holidays. The department may on an exception to policy basis waive the seven-day rule if the person failed to apply because of medical reasons or other good cause.

(56) "Skilled nursing facility", unless otherwise described, shall mean any institution or facility licensed by the department as a nursing home, or is a nursing home unit of a hospital licensed by the state department of social and health services.

(57) "Spell of illness". See "Benefit period".

(58) "Spouse"

(a) "Eligible spouse" means an aged, blind or disabled individual who is the husband or wife of an eligible individual and who has not been living apart from such eligible individual for more than six months.

(b) "Ineligible spouse" means the husband or wife of an eligible individual who is not aged, blind or disabled; or who although aged, blind or disabled has not applied for such assistance.

(c) "Nonapplying spouse" means the husband or wife of an eligible individual who although aged, blind or disabled has not applied for such assistance.

(59) "State-funded medical care" shall mean medical care, as defined by DSHS, provided to eligible persons on continuing general assistance.

(60) "State office" or "SO" shall mean the division of medical assistance of the department.

(61) "Supplementary payment" means the state money payment to individuals receiving benefits under Title XVI (or who would, but for their income, be eligible for such benefits) as assistance based on need in supplementation of SSI benefits. This payment includes:

(a) "Mandatory state supplement" means the state money payment with respect to individuals who, for December, 1973, were recipients of money payments under the department's former programs of old age assistance, aid to the blind and disability assistance.

(b) "Optional state supplement" means the elected state money payment to individuals eligible for SSI benefits or who except for the level of their income would be eligible for such benefits.

(62) "Supplemental security income (SSI) program, Title XVI," means the federal program of supplemental security income for the aged, blind, and disabled established by section 301 of the social security amendments of 1972, and subsequent amendments, and administered by the Social Security Administration (SSA).

(63) "Third party" means any entity that is or may be liable to pay all or part of the medical cost of injury, disease, or disability of an applicant or recipient of medicaid.

(64) "Washington State Professional Standards Review Organization" (WSPSRO) is the state level organization responsible for determining whether health care activities are medically necessary, meet professionally acceptable standards of health care, and are appropriately provided in an outpatient or institutional setting for beneficiaries of medicare and recipients of medicaid and maternal and child health.

AMENDATORY SECTION (Amending Order 1685, filed 7/29/81)

WAC 388-82-010 PERSONS ELIGIBLE FOR MEDICAL ASSISTANCE. Medical assistance is available to any individual who is categorically needy.

(1) Individuals receiving or eligible to receive a cash assistance payment. Categories under which individuals may qualify include:

- (a) Aid to families with dependent children (AFDC);
- (b) Supplemental security income (SSI);
- (c) State supplemental payment; and
- (d) Individuals under age twenty-one whose income is less than the one person AFDC standard and who are in:
 - (i) Foster care; or
 - (ii) Subsidized adoption; or
 - (iii) Skilled nursing home, intermediate care facility, or intermediate care facility for mentally retarded (ICF/MR); or
 - (iv) Inpatient psychiatric facilities.

(2) Individuals in medical facilities:

(a) Who would be eligible for cash assistance if they were not institutionalized. This includes all categorically needy groups;

(b) Who are SSI categorically related and would not be eligible for cash assistance if they were not institutionalized and whose gross income does not exceed the three hundred percent SSI benefit cap. This includes only aged, blind, and disabled groups.

(3) Individuals who would not receive cash assistance because of special provisions as defined in WAC 388-83-028.

WSR 82-01-020

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed December 9, 1981]

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 administration of filing under the Uniform Commercial Code, chapter 62A.9 RCW. The department intends to adopt new chapter 308-400 WAC and repeal chapter 434-16 WAC;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the 4th Floor Conference Room, Highways-Licenses Building, Olympia, Washington, conduct a hearing relative thereto.

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

WAC 308-400-010, 308-400-020, 308-400-030, 308-400-040, 308-400-042, 308-400-044, 308-400-046, 308-400-048, 308-400-050, 308-400-060, 308-400-070 and 308-400-090 are promulgated pursuant to RCW 62A.9-409(1) and are intended to administratively implement that statute. WAC 308-400-080 is promulgated under the general rule-making authority of the department of licensing as authorized in RCW 34.04.020 and 43.24.010. Chapter 434-16 WAC is repealed under authority granted by section 2, chapter

117, Laws of 1977 1st ex. sess. which directs that the Department of Licensing has authority to implement the provisions of chapter 117.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, 4th Floor Conference Room, Highways-Licenses Building, Olympia, Washington.

Dated: December 8, 1981
By: Ken Mark
Assistant Director

STATEMENT OF PURPOSE

Name of Agency: Department of Licensing.

General Purpose: The proposed rules are designed to implement the provisions of section 1, chapter 117, Laws of 1977 1st ex. sess., adding RCW 43.07.150 which transferred all Uniform Commercial Code (UCC) powers, duties, and functions from the secretary of state to the department of licensing; and chapter 41, Laws of 1981, amending chapter 62A.9 RCW, relating to filing under the UCC. The rules set the standards for UCC filing forms and specify the procedure for a supplier to follow when seeking form approval from the department of licensing. They also specify the procedures which the department will follow when processing filing and requests.

Summary of Rule and Reasons for Proposed Action: New section WAC 308-400-010, Authority and Purpose. This rule sets forth the statutory authority RCW 62A.9-409(1) and 34.04.020, under which chapter 308-400 WAC is promulgated; new section WAC 308-400-020, Applicable Statute. Chapter 308-400 WAC is intended to supplement, not replace, Article 62A.9 RCW; new section WAC 308-400-030, Definitions. This rule sets forth the definitions which apply to the rules. The terms "filing officer", "person", and "filings" are each defined; new section WAC 308-400-040, UCC-1 Financing Statement. This rule sets forth the standard UCC-1 Financing Statement form prescribed by the department of licensing which will be effective as of July 1, 1982; New section WAC 308-400-042, UCC-1 Fixture Filing Form. This rule sets forth the standard UCC-1 Fixture Filing form prescribed by the department of licensing which will be effective as of July 1, 1982; New section WAC 308-400-044, UCC-IX Financing Statement to Continue a County Filing at the Department of Licensing. This rule sets forth the standard UCC-IX form prescribed by the department of licensing which will be effective as of July 1, 1982; New section WAC 308-400-046, UCC-3 Change Statement. This rule sets forth the standard UCC-3 form prescribed by the department of licensing which will be effective as of July 1, 1982; New section WAC 308-400-048, UCC-11R Request for Certificate of Information. This rule sets forth the standard UCC-11R form prescribed by the department of licensing which will be effective as of July 1, 1982; New section WAC 308-400-050, Official Approval of Forms. This rule sets forth the procedure for a supplier to follow when seeking approval to produce standard forms. A supplier may not print a legend of

department approval on forms unless such approval has been applied for and received. If a form does not carry a legend, it will be considered a non-standard form and different fee schedule will apply to the filing; New section WAC 308-400-060, Rejection of Filings. This rule sets forth the procedure to be followed when a filing is rejected for any reason; New section WAC 308-400-070, Request for Certificate of Information. RCW 62A.9-407(2) requires the department to issue its certificate of information and collect a fee for the search of each individual debtor's file. Procedures require that a separate request form be submitted for each individual debtor; New section WAC 308-400-080, Delegation of Certification Authority. RCW 62A.9-407(2) requires the department to issue its certificate when complying with search requests. This rule allows the director to delegate to other filing officers the authority to issue and sign all UCC certificates; New section WAC 308-400-090, Amendment Fees. The fee for filing an amendment to a financing statement is the same as that for filing the original financing statement; and Repeal chapter 434-16 WAC. This chapter provided for the filing of UCC documents when the UCC was administered by the secretary of state. Chapter 117, Laws of 1977 1st ex. sess., which transferred all powers, duties, and functions relating to the UCC to the department of licensing also provided authority in section 2 for the department to repeal chapter 434-16 WAC.

In addition to the director, the following agency personnel have knowledge of and have responsibility for drafting, implementing, and enforcing these rules: Ken Mark, Assistant Director, Business License Center, 232-1749 Scan, 753-1729 Comm; and Peggy Ann O'Neill, Administrator, 234-9627 Scan, 753-9627 Comm; both located at Highways-Licenses Building, Olympia, Washington.

Agency Proposing Rule: Department of Licensing.

Agency Comments: None.

Necessity for Rule: The proposed rules are necessitated by the amendments to the UCC adopted in 1981 by the Washington State Legislature and codified in Article 62A.9 RCW. They are not the result of federal or state court action.

NEW SECTION

WAC 308-400-010 AUTHORITY AND PURPOSE. These rules are adopted under authority of RCW 62A.9-409(1) and RCW 34.04.020, to standardize filing forms for use under the Uniform Commercial Code and to establish uniform procedures for filing with, and obtaining information from, filing officers.

NEW SECTION

WAC 308-400-020 APPLICABLE STATUTE. This regulation shall be considered a supplement to and not a replacement for Article 62A.9 RCW.

NEW SECTION

WAC 308-400-030 DEFINITIONS. As used in this regulation: "Filing officer" means the director of the department of licensing or the county auditor or any person commissioned by them to act on their behalf in a Uniform Commercial Code filing procedure.

"Person" includes groups or persons, corporations, cooperatives, business trusts and all other entities capable of holding title to property.

"Filings" includes all financing statements and related documents, or documents submitted to a filing officer in lieu of financing statements under Article 62A.9 RCW.

NEW SECTION

WAC 308-400-040 UCC-1 FINANCING STATEMENT. Effective July 1, 1982, the following form shall be the standard UCC-1 Financing Statement form prescribed by the department of licensing:

PLEASE TYPE FORM:
 This FINANCING STATEMENT is presented for filing pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE to perfect a security interest in the below named collateral, unless otherwise indicated immediately below.
 LEASE - This filing is for informational purposes only. The terms debtor and secured party are to be construed as LESSEE and LESSOR.
 CONSIGNMENT - This filing is for informational purposes only. The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.

1. DEBTOR(S) (or assignor(s)) (last name first, and address(es)) TRADE NAME: (if any)	2. FOR OFFICE USE ONLY
3. SECURED PARTY(IES) (or assignee(s)) 	4. ASSIGNEE(S) OF SECURED PARTY(IES) (if applicable) (last name first, and address(es))
5. CHECK IF APPLICABLE: <input type="checkbox"/> Products of collateral are also covered. <input type="checkbox"/> Filing covers a security interest in collateral, including fixtures, of a TRANSMITTING UTILITY and remains effective until terminated.	
6. NUMBER OF ADDITIONAL SHEETS PRESENTED:	For Informational Purposes Only: Check Box if Filing Covers Consumer Goods <input type="checkbox"/>
COPY 1 - FILING OFFICER - INDEX WASHINGTON UCC-1	

PLEASE TYPE FORM

This FINANCING STATEMENT is presented for filing pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE to perfect a security interest in the below named collateral, unless otherwise indicated immediately below.

LEASE - This filing is for informational purposes only. The terms debtor and secured party are to be construed as LESSEE and LESSOR.

CONSIGNMENT - This filing is for informational purposes only. The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.

1. DEBTOR(S) (or assignor(s))
(last name first, and address(es))

2. FOR OFFICE USE ONLY

TRADE NAME:
(if any)

3. SECURED PARTY(IES) (or assignee(s))

4. ASSIGNEE(S) OF SECURED PARTY(IES)
(if applicable)
(last name first, and address(es))

5. CHECK IF APPLICABLE:

Products of collateral are also covered.

Filing covers a security interest in collateral, including fixtures, of a TRANSMITTING UTILITY and remains effective until terminated.

6. NUMBER OF ADDITIONAL SHEETS PRESENTED:

For Informational Purposes Only:
Check Box if Filing Covers Consumer Goods

7. This FINANCING STATEMENT covers the following types or items of property:

B. RETURN ACKNOWLEDGMENT COPY TO:

FILE WITH:

UNIFORM COMMERCIAL CODE DIVISION
DEPARTMENT OF LICENSING
P.O. BOX 9660
OLYMPIA, WA 98504

FOR OFFICE USE ONLY Images to Be filmed

9. This statement is signed by the Secured Party(ies) instead of the Debtor(s) to perfect a security interest in collateral

(Please check appropriate box)

already subject to a security interest in another jurisdiction when it was brought into this state, or when the debtor's location was changed to this state, or

which is proceeds of the original collateral described above in which a security interest was perfected, or

as to which the filing has lapsed, or

acquired after a change of name, identity, or corporate structure of the debtor(s).

Former Name _____ Original Filing Number _____

10.

USE IF APPLICABLE:

TYPE NAME(S) OF DEBTOR(S) (or assignor(s)) _____

TYPE NAME(S) OF SECURED PARTY(IES) (or assignee(s)) _____

SIGNATURE(S) OF DEBTOR(S) (or assignor(s)) _____

SIGNATURE(S) OF SECURED PARTY(IES) (or assignee(s)) _____

COPY 2 - FILING OFFICER - NUMERIC WASHINGTON UCC-1

FORM APPROVED FOR USE IN THE STATE OF WASHINGTON

	<p>Note: All other information will be the same on ply 3 as is on ply 2 except the termination statement, the office use only box, and the ply legend at the bottom of the form. Plies 4 and 5 will be identical to ply 2 except for the ply legend at the bottom of the form, which will be as follows:</p> <p>COPY 3 - FILING OFFICER - ACKNOWLEDGMENT COPY 4 - DEBTOR COPY 5 - SECURED PARTY</p> <p>Ply 1 will have a 5 inch carbon behind it. Ply 2 will have a carbon behind it which must end at the bottom of box 9. Plies 3 and 4 will each have a full sheet carbon behind them. Instructions will appear on the back of copy 5.</p>
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<div style="position: absolute; top: 10px; left: 10px;">┌</div> <div style="position: absolute; top: 10px; right: 10px;">┐</div> <div style="position: absolute; bottom: 10px; left: 10px;">└</div> <div style="position: absolute; bottom: 10px; right: 10px;">┘</div>	
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<div style="position: absolute; top: 10px; left: 10px;">┌</div> <div style="position: absolute; top: 10px; right: 10px;">┐</div> <div style="position: absolute; bottom: 10px; left: 10px;">└</div> <div style="position: absolute; bottom: 10px; right: 10px;">┘</div>	<p>FOR OFFICE USE ONLY</p>
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TERMINATION STATEMENT: The SECURED PARTY(IES) certifies that the SECURED PARTY(IES) no longer claims a security interest under the financing statement bearing the file number shown above.

Name _____ Date _____

Signature _____ Return to: Uniform Commercial Code Division, Department of Licensing
 P.O. Box 9660, Olympia, WA 98504

COPY 3 - FILING OFFICER - ACKNOWLEDGMENT WASHINGTON UCC-1

INSTRUCTIONS UCC-1
I. PLEASE TYPE THIS FORM.

2. If the space provided for any item on the form is inadequate, the item should be identified and continued on additional sheets, preferably 8 1/2" X 11". The name of the Debtor should appear as

the first item on each additional sheet. Only one copy of such additional sheets need be presented to the filing officer with the two copies of the financing statement. Indicate the number of sheets attached in the space provided.

3. At the time of original filing, the filing officer will return copy (3) as an acknowledgment. Indicate in Box 8 to whom the acknowledgment should be returned.
4. The filing fee for a standard form is \$4.00. The fee is \$7.00 if any other form is used or if any additional sheets or documents are attached to the standard UCC-1. Proper filing fees must accompany each form.
5. When a copy of the security agreement is used as a financing statement, it should be accompanied by a completed but unsigned set of these forms. The \$7.00 fee applies.
6. Typed name of Debtor and/or Secured Party must appear with signature.

7. DO NOT WRITE IN BOX 2.

8. REMOVE and retain copies (4) and (5). SEND copies (1), (2), and (3) to the address on the front of the form.

TERMINATION STATEMENT

When the filing is to be terminated the acknowledgment copy may be sent to the filing officer with the termination statement signed by the Secured Party of record, or the UCC-3 form may be used as a termination statement. If a partial assignment has been made, signatures of both the Secured Party and Assignee are required to terminate. Typed name of Secured Party of record must appear with signature. No fee is required for a termination statement.

NEW SECTION

WAC 308-400-042 UCC-1 FIXTURE FILING FORM. Effective July 1, 1982, the following form shall be the standard UCC-1 Fixture Filing form prescribed by the department of licensing:

PLEASE TYPE FORM.
 This FIXTURE FILING is presented pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE.
 LEASE - This filing is for informational purposes only. The terms debtor and secured party are to be construed as LESSEE and LESSOR.
 CONSIGNMENT - This filing is for informational purposes only. The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.

1. DEBTOR(S) (or assignor(s)) (last name first, and address(es))	2. FOR OFFICE USE ONLY
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3. NUMBER OF ADDITIONAL SHEETS ATTACHED:	
4. SECURED PARTY(IES) (or assignee(s)) <div style="text-align: center;"> <input type="checkbox"/> </div>	5. ASSIGNEE(S) of SECURED PARTY(IES) (if applicable) (last name first, and address(es))

6. Filing covers a security interest in collateral, including fixtures, of a TRANSMITTING UTILITY and remains effective until terminated.

7. This FINANCING STATEMENT covers the following types or items of property:

- The goods are to become fixtures on ...
- The property is timber standing on ...
- The property is minerals or the like (including gas and oil) or accounts to be financed at the wellhead or minehead of the well or mine located on ...
 (Describe Real Estate)

This financing statement is to be filed in the real estate records. If the debtor does not have an interest of record in the realty, the name of a record owner is _____.

Products of collateral are also covered.

8. RETURN ACKNOWLEDGMENT COPY TO: <div style="text-align: center;"> <input type="checkbox"/> </div>	FILE WITH: COUNTY AUDITOR OF THE COUNTY IN WHICH REAL PROPERTY IS LOCATED
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9. This statement is signed by the Secured Party(ies) instead of the Debtor(s) to perfect a security interest in collateral (Please check appropriate box)

- already subject to a security interest in another jurisdiction when it was brought into this state, or when the debtor's location was changed to this state, or
- which is proceeds of the original collateral described above in which a security interest was perfected, or
- as to which the filing has lapsed, or
- acquired after a change of name, identity, or corporate structure of the debtor(s).
 Former Name _____ Original Filing Number _____

10. USE IF APPLICABLE:

TYPE NAME(S) OF DEBTOR(S) (or assignor(s)) _____	TYPE NAME(S) OF SECURED PARTY(IES) (or assignee(s)) _____
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SIGNATURE(S) OF DEBTOR(S) (or assignor(s)) _____ SIGNATURE(S) OF SECURED PARTY(IES) (or assignee(s)) _____

COPY 1 - COUNTY AUDITOR - REAL ESTATE RECORDS WASHINGTON UCC-1 FIXTURE FILING FORM APPROVED FOR USE IN THE STATE OF WASHINGTON

Note: All other information will be the same on ply 2 as is on ply 1 except the termination statement and the ply legend on the bottom of the form. Plies 3 and 4 are identical to ply 1 except for the ply legend which is as follows:
 COPY 2 - FILING OFFICER - ACKNOWLEDGMENT
 COPY 3 - DEBTOR
 COPY 4 - SECURED PARTY
 Ply 1 will have a carbon behind it which must end at the bottom of box 9.
 Plies 2 and 3 will each have a full sheet carbon behind them.
 Instructions will appear on the back of copy 4.

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TERMINATION STATEMENT: The SECURED PARTY(IES) certifies that the SECURED PARTY(IES) no longer claims a security interest under the financing statement bearing the file number shown above.

Name _____ DATE _____

Signature _____ Return to: County Auditor of County where original filing was made.

COPY 2 - FILING OFFICER - ACKNOWLEDGMENT

WASHINGTON UCC-1 FIXTURE FILING

INSTRUCTIONS UCC-1 FIXTURE FILING

1. PLEASE TYPE THIS FORM.

2. If the space provided for any item on the form is inadequate, the item should be identified and continued on additional sheets, preferably 8 1/2" X 11". The name of the Debtor should appear as

the first item on each additional sheet. Only one copy of such additional sheets need be presented to the filing officer with the two copies of the financing statement. Indicate the number of sheets attached in the space provided.

- 3. At the time of original filing, the filing officer will return copy (2) as an acknowledgment. Indicate in Box 8 to whom the acknowledgment should be returned.
- 4. The filing fee for a standard form is \$4.00. The fee is \$7.00 if any other form is used or if any additional sheets or documents are attached to the standard UCC-1. Proper filing fees must accompany each form.
- 5. When a copy of the security agreement is used as a financing statement, it should be accompanied by a completed but unsigned set of these forms. The \$7.00 fee applies.
- 6. Typed name of Debtor and/or Secured Party must appear with signature.
- 7. DO NOT WRITE IN BOX 2.

- 8. REMOVE and retain copies (3) and (4). SEND copies (1) and (2) to the County Auditor of the county in which the real property is located.

TERMINATION STATEMENT

When the filing is to be terminated the acknowledgment copy may be sent to the filing officer with the termination statement signed by the Secured Party of record, or the UCC-3 form may be used as a termination statement. If a partial assignment has been made, signatures of both the Secured Party and Assignee are required to terminate. Typed name of Secured Party of record must appear with signature. No fee is required for a termination statement.

NEW SECTION

~~WAC 308-400-044~~ UCC-IX FINANCING STATEMENT TO CONTINUE A COUNTY FILING AT THE DEPARTMENT OF LICENSING. Effective July 1, 1982, the following form shall be the standard UCC-IX form prescribed by the department of licensing:

<small>PLEASE TYPE FORM. This FINANCING STATEMENT is presented to the State Filing Officer to continue a county filing at the state level pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE.</small> <input type="checkbox"/> LEASE - This filing is for informational purposes only. The terms debtor and secured party are to be construed as LESSEE and LESSOR. <input type="checkbox"/> CONSIGNMENT - This filing is for informational purposes only. The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.	
1. DEBTOR(S) (or assignor(s)) (last name first, and address(es))	2. FOR OFFICE USE ONLY
TRADE NAME: (if any)	
3. SECURED PARTY(IES) (or assignee(s))	4. ASSIGNEE(S) OF SECURED PARTY(IES) (if applicable) (last name first, and address(es))
5. CHECK IF APPLICABLE: <input type="checkbox"/> Products of collateral are also covered. <input type="checkbox"/> Filing covers a security interest in collateral, including fixtures, of a TRANSMITTING UTILITY and remains effective until terminated.	
6. NUMBER OF ADDITIONAL SHEETS PRESENTED:	For Informational Purposes Only: Check Box if Filing Covers Consumer Goods <input type="checkbox"/>
COPY 1 - FILING OFFICER - INDEX WASHINGTON UCC-IX	

PLEASE TYPE FORM. This FINANCING STATEMENT is presented to the State Filing Officer to continue a county filing at the state level pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE.
LEASE - This filing is for informational purposes only. The terms debtor and secured party are to be construed as LESSEE and LESSOR.
CONSIGNMENT - This filing is for informational purposes only. The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.

1. DEBTOR(S) (or assignor(s)) (last name first, and address(es))
2. FOR OFFICE USE ONLY
TRADE NAME: (if any)

3. SECURED PARTY(IES) (or assignee(s))
4. ASSIGNEE(S) OF SECURED PARTY(IES) (if applicable) (last name first, and address(es))

5. CHECK IF APPLICABLE:
Products of collateral are also covered.
Filing covers a security interest in collateral, including fixtures, of a TRANSMITTING UTILITY and remains effective until terminated.

6. NUMBER OF ADDITIONAL SHEETS PRESENTED:
For Informational Purposes Only:
Check Box if Filing Covers Consumer Goods

7. This FINANCING STATEMENT covers the following types or items of property:

8. RETURN ACKNOWLEDGMENT COPY TO:
FILE WITH:
UNIFORM COMMERCIAL CODE DIVISION
DEPARTMENT OF LICENSING
P.O. BOX 9660
OLYMPIA, WA 98504
FOR OFFICE USE ONLY Images to Be filmed

9. This statement refers to original FINANCING STATEMENT
NUMBER DATE OF ORIGINAL FILING COUNTY
NUMBER OF LAST FILING DATE OF LAST FILING
DATE OF LAST CONTINUATION
The original FINANCING STATEMENT between the foregoing DEBTOR and SECURED PARTY, bearing the file number shown above, is still effective.

10. USE WHICHEVER IS APPLICABLE:
TYPE NAME(S) OF DEBTOR(S) (or assignor(s)) TYPE NAME(S) OF SECURED PARTY(IES) (or assignees(s))
SIGNATURE(S) OF DEBTOR(S) (or assignor(s)) SIGNATURE(S) OF SECURED PARTY(IES) (or assignee(s))

UCC 1X - Copy 1

Note: All other information will be the same on ply 3 as is on ply 2 except the termination statement, the office use only box, and the ply legend at the bottom of the form. Plies 4 and 5 will be identical to ply 2 except for the ply legend at the bottom of the form, which will be as follows:
 COPY 3 - FILING OFFICER - ACKNOWLEDGMENT
 COPY 4 - DEBTOR
 COPY 5 - SECURED PARTY
 Ply 1 will have a 5 inch carbon behind it.
 Ply 2 will have a carbon behind it which must end at the bottom of box 9.
 Plies 3 and 4 will each have a full sheet carbon behind them.
 Instructions will appear on the back of copy 5.

<div style="border: 1px solid black; width: 80%; margin: 0 auto; height: 80%; position: relative;"> </div>	
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<div style="border: 1px solid black; width: 80%; margin: 0 auto; height: 80%; position: relative;"> </div>	<p>FOR OFFICE USE ONLY</p>
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TERMINATION STATEMENT: The SECURED PARTY(IES) certifies that the SECURED PARTY(IES) no longer claims a security interest under the financing statement bearing the file number shown above.

Name _____ Date _____

Signature _____ Return to: Uniform Commercial Code Division, Department of Licensing
 P.O. Box 9660, Olympia, WA 98504

COPY 3 - FILING OFFICER - ACKNOWLEDGMENT WASHINGTON UCC-1X

INSTRUCTIONS UCC-1X

1. THIS FORM IS TO BE USED ONLY WHERE A FINANCING STATEMENT HAS BEEN ORIGINALLY FILED WITH A

COUNTY AUDITOR BUT WHERE THE FILING MUST BE CONTINUED WITH THE DEPARTMENT OF LICENSING TO REMAIN PERFECTED. CONTINUATIONS CAN BE

MADE ONLY WITHIN SIX MONTHS OF THE FINANCING STATEMENT'S EXPIRATION DATE.

2. PLEASE TYPE THIS FORM.

3. If the space provided for any item on the form is inadequate, the item should be identified and continued on additional sheets, preferably 8 1/2" X 11".

4. At the time of original filing, the filing officer will return copy (3) as an acknowledgment. Indicate in Box 8 to whom the acknowledgment should be returned.

5. The filing fee for a standard form is \$4.00. The fee is \$7.00 if any other form is used or if any additional sheets or documents are attached to the standard UCC-1X.

6. Typed name of Debtor and/or Secured Party must appear with signature.

7. DO NOT WRITE IN BOX 2.

8. REMOVE and retain copies (4) and (5). SEND copies (1), (2), and (3) to the address on the front of the form.

TERMINATION STATEMENT

When the filing is to be terminated the acknowledgment copy may be sent to the filing officer with the termination statement signed by the Secured Party of record, or the UCC-3 form may be used as a termination statement.

NEW SECTION

WAC 308-400-046 UCC-3 CHANGE STATEMENT. Effective July 1, 1982, the following form shall be the standard UCC-3 form prescribed by the department of licensing:

PLEASE TYPE FORM.
This CHANGE STATEMENT is presented for filing pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE.
 LEASE - The terms debtor and secured party are to be construed as LESSEE AND LESSOR.
 CONSIGNMENT - The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.

1. DEBTOR(s) (or assignor(s)) (last name first, and address(es))	2. FOR OFFICE USE ONLY
TRADE NAME: (if any)	
3. SECURED PARTY(IES) (or assignee(s)) <div style="display: flex; justify-content: space-between; margin-top: 10px;"> ┌ ┐ </div>	4. ASSIGNEE(S) of SECURED PARTY(IES) (if applicable) (last name first, and address(es))
5. This statement refers to original FINANCING STATEMENT number _____ Dated _____	
6. FOR OFFICE USE ONLY: <input type="checkbox"/> C <input type="checkbox"/> F-AS <input type="checkbox"/> P-AS <input type="checkbox"/> AM <input type="checkbox"/> PR <input type="checkbox"/> T	
COPY 1 - FILING OFFICER - INDEX WASHINGTON UCC-3	

PLEASE TYPE FORM. This CHANGE STATEMENT is presented for filing pursuant to the WASHINGTON UNIFORM COMMERCIAL CODE.

- LEAVE - The terms debtor and secured party are to be construed as LESSEE and LESSOR.
CONSIGNMENT - The terms debtor and secured party are to be construed as CONSIGNEE and CONSIGNOR.

1. DEBTOR(S) (or assignor(s)) (last name first, and address(es))
TRADE NAME: (if any)

2. FOR OFFICE USE ONLY

3. SECURED PARTY(IES) (or assignee(s))

4. ASSIGNEE(S) of SECURED PARTY(IES) (if applicable) (last name first, and address(es))

5. This statement refers to original FINANCING STATEMENT number _____ Dated _____

- CONTINUATION. The original financing statement between the foregoing Debtor(s) and Secured Party(ies), bearing file number shown above is still effective.
FULL ASSIGNMENT. All of the Secured Party's rights under the financing statement bearing file number above have been assigned to the Assignee(s) whose NAME(S) AND ADDRESS(ES) APPEAR ABOVE.
PARTIAL ASSIGNMENT. The Secured Party's rights under the financing statement bearing file number shown above to the property DESCRIBED BELOW have been assigned to the Assignee(s) whose NAME(S) AND ADDRESS(ES) APPEAR ABOVE.
AMENDMENT. Financing statement bearing file number shown above is amended AS SET FORTH BELOW.
PARTIAL RELEASE. Secured Party(ies) releases the collateral DESCRIBED BELOW from the financing statement bearing file number shown above.
TERMINATION. Secured Party(ies) no longer claims a security interest under the financing statement bearing file number shown above.

DESCRIPTION:

8. NUMBER OF ADDITIONAL SHEETS ATTACHED:

9.

TYPE NAME(S) OF DEBTOR(S) (or assignor(s))

TYPE NAME(S) OF SECURED PARTY(IES) (or assignee(s))

SIGNATURE(S) OF DEBTOR(S) (or assignor(s)) (Required if amendment)

SIGNATURE(S) OF SECURED PARTY(IES) (or assignee(s))

10. RETURN ACKNOWLEDGMENT COPY TO:

FILE WITH: UNIFORM COMMERCIAL CODE DIVISION DEPARTMENT OF LICENSING P.O. BOX 9660 OLYMPIA, WA 98504

FOR OFFICE USE ONLY: Images To Be Filmed

COPY 2 - FILING OFFICER - NUMERIC

WASHINGTON UCC-3

FORM APPROVED FOR USE IN THE STATE OF WASHINGTON

Note: All information will be the same on plies 3, 4, and 5 as is on ply 2 except the ply legend at the bottom, which will be as follows:

- COPY 3 - FILING OFFICER - ACKNOWLEDGMENT
- COPY 4 - DEBTOR
- COPY 5 - SECURED PARTY

Ply 1 will have a half sheet carbon behind it. Plies 2, 3, and 4 will each have a full sheet carbon behind them. Instructions will appear on the back of copy 5.

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COPY 3 - FILING OFFICER - ACKNOWLEDGMENT

WASHINGTON UCC-3

INSTRUCTIONS UCC-3
1. PLEASE TYPE THIS FORM.

2. If the space provided for any item on the form is inadequate, the item should be identified and continued on additional sheets, preferably 8 1/2" X 11". The name of the Debtor should appear as

- the first item on each additional sheet. Only one copy of such additional sheets need be presented to the filing officer with the two copies of the financing statement. Indicate the number of sheets attached in the space provided.
3. At the time of original filing, the filing officer will return copy (3) as an acknowledgment. Indicate in Box 10 to whom the acknowledgment should be returned.
 4. If the transactions indicated requires a description or explanation, that description or explanation must appear in Box 7.
 5. Typed name of Debtor and/or Secured Party must appear with signature.
 6. Except for terminations, one or more transactions may be accomplished by a single UCC-3 filing. If more than one transaction is indicated on this form, send appropriate fee for each transaction. Terminations must be submitted on a separate UCC-3.
 7. The filing fee for a continuation, assignment, amendment, or release on a standard form is \$4.00. The fee is \$7.00 if any other form is used or if any additional sheets or documents are attached to the standard UCC-3. Proper filing fees must accompany each form. There is not fee for a termination statement.
 8. DO NOT WRITE IN BOX 2.
 9. REMOVE and retain copies (4) and (5). SEND copies (1), (2), and (3) to the address on the from of the form.

NEW SECTION

WAC 308-400-048 UCC-11R REQUEST FOR CERTIFICATE OF INFORMATION. Effective July 1, 1982, the following form shall be the standard UCC-11R form prescribed by the department of licensing:

PLEASE TYPE FORM

REQUEST FOR CERTIFICATE OF INFORMATION

1. FOR OFFICE USE ONLY

2A. DEBTOR (last name first, and address)

2B. Previous address(es) of debtor (if applicable)

3. PARTY requesting Certificate of Information

4.

DATE _____

SIGNATURE OF REQUESTING PARTY _____

5.

- Department of Licensing, please furnish INFORMATION certificate showing whether there is on file any presently effective financing statement naming the above named debtor and any statement of assignment thereof, as of the date of receipt of this request. The \$4.00 fee is enclosed.
- Department of Licensing, please furnish INFORMATION certificate and true and exact COPIES of all presently effective financing statements naming the above named debtor and any statement of assignment thereof, as of the date of receipt of this request. The \$8.00 fee is enclosed.
- Department of Licensing, please furnish INFORMATION certificate AND COPIES of filings from _____ to _____ or for those specifically requested file numbers listed below. The \$8.00 fee is enclosed.

FILE NUMBER	DATE AND HOUR OF FILING	NAME(S) AND ADDRESS(ES) OF SECURED PARTY(IES)

6.

- 1. THE ABOVE LISTING IS A RECORD OF ALL PRESENTLY EFFECTIVE FINANCING STATEMENTS AND STATEMENTS OF ASSIGNMENT WHICH NAME THE ABOVE DEBTOR AND WHICH ARE ON FILE IN THE DEPARTMENT OF LICENSING AS OF _____ AT _____.
- 2. THE ABOVE LISTING IS A RECORD OF THE SPECIFICALLY REQUESTED FINANCING STATEMENTS AND STATEMENTS OF ASSIGNMENT FROM _____ TO _____ WHICH NAME THE ABOVE DEBTOR AND ARE ON FILE IN THE DEPARTMENT OF LICENSING. THIS SEARCH REQUEST DOES NOT REFLECT FILINGS WHICH MAY HAVE BEEN ACTIVE ON _____ 19____ BUT HAVE EXPIRED OR HAVE BEEN TERMINATED SINCE THAT DATE.
- 3. THE ABOVE LISTING IS A RECORD OF THE SPECIFICALLY REQUESTED FINANCING STATEMENTS AND STATEMENTS OF ASSIGNMENT WHICH NAME THE ABOVE DEBTOR AND WHICH ARE ON FILE IN THE DEPARTMENT OF LICENSING.
- 4. THE ATTACHED PAGES ARE TRUE AND EXACT COPIES OF THE FINANCING STATEMENTS OR STATEMENTS OF ASSIGNMENT.

The Department of Licensing hereby disclaims responsibility in this record search and certification for other than the specifically named debtor at the exact address or addresses cited in your Request for Information. Have you cited all names, trade names, business entities, or addresses, past or present, associated with this debtor inquiry? If not, you may wish to submit additional requests.

DATE _____
COPY 1 - FILING OFFICER

SIGNATURE OF FILING OFFICER _____

Forward to: UNIFORM COMMERCIAL CODE, DEPARTMENT OF LICENSING, P.O. BOX 9660, OLYMPIA, WA 98504
FORM APPROVED FOR USE IN THE STATE OF WASHINGTON

WASHINGTON UCC-11R

<p><u>Note:</u> All information will be the same on plies 2 and 3 as is on ply 1 except the ply legend at the bottom, which will be as follows: COPY 2 - FILING OFFICER COPY 3 - REQUESTING PARTY Plies 1 and 2 will each have a full sheet carbon behind them. Instructions will appear on the back of copy 3.</p>	
<div style="display: flex; justify-content: space-around; align-items: center;"> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 5px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 5px;"></div> </div>	

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COPY 2 - FILING OFFICER
 Forward to: UNIFORM COMMERCIAL CODE, DEPARTMENT OF LICENSING, P.O. BOX 9660, OLYMPIA, WA 98504
 FORM APPROVED FOR USE IN THE STATE OF WASHINGTON

WASHINGTON UCC-11R

INSTRUCTIONS UCC-11R

1. PLEASE TYPE THIS FORM.

2. Only the name of one debtor may appear on each form. If information is requested on more than one name, a separate form must be submitted for each name. A husband and wife are considered to be

two individual debtors. If more than one name does appear on the submitted form, only the first name will be searched.

3. Indicate the type of search requested in Box 5.
4. The fee for a certificate of information request on a standard form is \$4.00. The fee is \$5.00 if any other form is used. The fee for a certificate of information and copy request is \$8.00. Proper filing fees must accompany each form.
5. DO NOT WRITE IN BOX 2 OR BOX 6.
6. REMOVE and retain copy (3). SEND copies (1) and (2) to the address on the front of the form.

NEW SECTION

WAC 308-400-050 OFFICIAL APPROVAL OF FORMS. A supplier of standard forms who wishes to print on such forms a legend indicating that they have been officially approved as standard forms by the department of licensing shall submit five sets of reproducible proof copies of each form to the department. The copies must demonstrate to the satisfaction of the department that the approved form in final printing will conform to content, format, size, and construction of the forms set out in WAC 308-400-040, WAC 308-400-042, WAC 308-400-044, WAC 308-400-046, and WAC 308-400-048. If the department is so satisfied, it shall notify such supplier in writing. No person shall print such a legend on any form or use under the Uniform Commercial Code, nor shall he in any manner represent that there has been such approval, without first applying for such approval and receiving such notice from the department. A form which has not been approved by the department shall be considered a non-standard form.

NEW SECTION

WAC 308-400-060 REJECTION OF FILINGS. Any filing rejected for any reason by any filing officer shall be returned with reasonable promptness to the person submitting the same, and shall be accompanied by a brief but specific written statement of reasons for rejection.

NEW SECTION

WAC 308-400-070 REQUEST FOR CERTIFICATE OF INFORMATION. A separate request for information (see WAC 308-400-048, Form UCC-11R) must be submitted with respect to each individual debtor concerning whom information is sought. For this purpose a husband and wife shall be considered to be two individual debtors.

NEW SECTION

WAC 308-400-080 DELEGATION OF CERTIFICATION AUTHORITY. The director of the department of licensing may delegate to other department filing officers the authority to issue and sign all certificates of information issued by the department pursuant to RCW 62A.9-407(2).

NEW SECTION

WAC 308-400-090 AMENDMENT FEES. The fee for filing an amendment to a financing statement shall be the same as that for filing a financing statement.

REPEALER

The following sections of the Washington Administrative Code are each repealed:

- | | |
|--------------------|-----------------------------------|
| (1) WAC 434-16-010 | AUTHORITY AND PURPOSE |
| (2) WAC 434-16-020 | APPLICABLE STATUTE |
| (3) WAC 434-16-030 | DEFINITIONS |
| (4) WAC 434-16-040 | STANDARD FORMS |
| (5) WAC 434-16-050 | OFFICIAL APPROVAL OF FORMS |
| (6) WAC 434-16-060 | REJECTION OF FILINGS |
| (7) WAC 434-16-070 | PREFILED FINANCING |
| STATEMENTS | |
| (8) WAC 434-16-080 | REQUEST FOR INFORMATION OR COPIES |
| (9) WAC 434-16-090 | AMENDMENT FEES. |

WSR 82-01-021
PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 10, 1981]

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 Furnishing of information and/or documentation to the board—Oath required—Form of affidavits, WAC 314-12-035;

that such agency will at 9:30 a.m., Wednesday, February 3, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to February 3, 1982, and/or orally at 9:30 a.m., Wednesday, February 3, 1982, Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 10, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-12-035, Furnishing of Information and/or Documentation to the Board—Oath Required—Form of Affidavit.

Description of Purpose: To provide that persons submitting information to the board in connection with applications or investigations concerning the operation of licensed premises shall be certified under oath by the person submitting the information as being true, correct and complete. The filing of a false affidavit with the board will constitute second degree perjury under RCW 9A.72.030.

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary of Rule: WAC 314-12-035 requires applicants for licenses to certify under oath the truth, correctness and completeness of any information or documentation furnished to the board in connection with license applications. Also provided is that information furnished in connection with board investigations shall be furnished under the same oath. The form of affidavits required in connection with the submission of information to the board is specified as part of this rule. Failure or refusal to submit requested documentation will be good and sufficient cause for denial of an application or revocation of an existing license. The rule also establishes a requirement that any person providing books, records or other documents to the board pursuant to RCW 66.08.130 and 66.08.140 shall do so under oath. A form of affidavit is also provided for this purpose. The rule, in the form of affidavit required, gives notice that knowingly furnishing false information or documentation to the

board constitutes second degree perjury under RCW 9A.72.030, which is a Class C felony.

Reasons Supporting Proposed Action: The board currently has only administrative recourse against applicants or licensees who knowingly make false or misleading statements in applications and/or documents furnished or who conceal the interest of other persons in their licensed business. Therefore, the only penalty for making such false or misleading submissions is a revocation of license. In many cases those persons who have the most to gain from making a false or misleading statement regarding their financial resources or other business relationships are also those who can most easily afford a suspension or cancellation of their license. This rule would make it possible to impose criminal sanctions for misrepresentations made knowingly to the board. Licensees who are charged with allowing unauthorized use of their licenses (i.e. with having hidden interests in their licensed businesses) often claim that the undisclosed business relationship was not understood as being prohibited or as needing approval by the board. It is also often claimed that the gravity of making false or misleading statements was not fully realized. This rule, and the required oath which it would authorize, would assure that license applicants are aware that all business relationships must be disclosed and that the consequence of making false or misleading statements could be criminal prosecution. In summary, it is felt that this rule and the required oath which it would authorize would be very affective as a preventive enforcement tool by dissuading most persons who might otherwise be inclined to make false or misleading statements. Additionally, it is felt that the rule would be useful as a corrective enforcement tool in those situations where there currently may be hidden interests in existing licensed businesses.

The Following Agency Personnel are Responsible for Drafting, Implementation and Enforcement of this Rule: Bob Obenland, Chief Enforcement Officer, Capitol Plaza Building, Olympia, Washington, 753-6270; Gary Gilbert, Assistant Chief Enforcement Officer, Same Location, 753-6274; Dave Goyette, Enforcement Program Supervisor, Same Location, 753-4972; and Ray Hensel, License Division Supervisor, Same Location, 753-6259.

Person or Organization Proposing Rule: This rule was proposed by the board.

Agency Comments: This rule should be effective in preventing and/or eliminating interests in licensed premises by those persons who, for one reason or another, are not qualified to hold licenses in their own names. Thus, it will be of material assistance in administering and/or enforcing RCW 66.24.010.

This rule was not made necessary as a result of federal law or federal or state court action.

NEW SECTION

WAC 314-12-035 FURNISHING OF INFORMATION AND/OR DOCUMENTATION TO THE BOARD—OATH REQUIRED—FORM OF AFFIDAVIT. (1) In order to facilitate the administration and/or enforcement of RCW 66.24.010, licensees, applicants for licenses, or the agents or representatives thereof shall furnish to the Board copies of all documents affecting the ownership and/or proposed operation of the premises licensed or sought to be licensed. These documents shall be furnished with the original license application, with any application for transfer of license, and at such

other times as may be requested by the Board. Licensees, applicants for licenses, or the agents or representatives thereof, shall furnish along with these documents a signed written summary of any oral agreements which affect the ownership and/or proposed operation of the premises licensed, or sought to be licensed. Failure or refusal to furnish said requested documentation will be good and sufficient cause for denial of any application in support of which the documentation was requested, and will be good and sufficient cause for revocation of any license held by a licensee who fails or refuses to furnish the said requested documentation.

(2) Written information and/or documentation requested by the Board from any person for the purpose of administering and/or enforcing RCW 66.24.010 shall be submitted to the Board along with an affidavit in the form provided in subsection (3) or (4) hereof, whichever is appropriate, which shall be signed by the person submitting the information, given under oath subject to the penalties of perjury, and certifying that all information and/or documentation being furnished is true, accurate and complete.

(3) Where the person furnishing information and/or documentation to the Board is a licensee, an applicant for a license, or the agent or representative of such a licensee or applicant, the affidavit referenced in subsection (2) above shall be in the following form:

"AFFIDAVIT OF LICENSEE, APPLICANT FOR LICENSE OR AGENT OR REPRESENTATIVE THEREOF, CONCERNING DOCUMENTATION OF OWNERSHIP INTERESTS IN LICENSED PREMISES AND/OR BUSINESS

I, _____, having been duly sworn upon oath depose and say:

That I have read the following specifically identified application and/or documents which are herewith submitted by me to the Board through its authorized representative for the purpose of inducing official action by the Board:

(List application by date and documents by type and date)

That I am authorized to submit the application and/or documents on behalf of the licensee or applicant for a license, as the case may be.

That to the best of my knowledge all of the information on said specifically identified application and/or documents is true, accurate and complete.

That there are no oral agreements of any kind whatsoever which modify the provisions of the said specifically identified application and/or documents other than those which are fully disclosed in the said application and/or documents.

That the true identity of all persons or other entities who do, or will, have an interest in the business licensed, or sought to be licensed, have been fully disclosed to the Board; all such interests being fully described in the said application and/or documents whether such interests result from open loans, mortgages, conditional sales contracts, silent partnerships, trusts, or from any other source whatsoever except open trade accounts incurred in the ordinary course of business.

That I am aware that RCW 9A.72.030 provides that it is a crime (Class C Felony) for a person, with intent to mislead a public servant in the performance of his duty, to make under an oath required or authorized by law a materially false statement, knowing it to be false.

Name _____

Title _____
Sole Proprietor, Corporate
Officer Shareholder, Partner,
Manager, Agent, Etc.

Date _____

SUBSCRIBED AND SWORN TO Before me this ____ day of ____ 1981.

Notary Public in and for the State of _____ residing at _____."

(List books, records or other documents by type and date)

(4) Where the person furnishing information and/or documentation to the Board is some person other than a licensee or applicant for a license, and the person is not acting as the agent or representative of such a licensee or applicant, the affidavit referenced in subsection (2) above shall be in the following form:

"AFFIDAVIT OF PERSON OTHER THAN A LICENSEE, OR APPLICANT FOR A LICENSE, RELATING TO INFORMATION AND/OR DOCUMENTATION FURNISHED TO THE BOARD

I, _____, having been duly sworn upon oath depose and say:

That I have read the following specifically identified documents which are herewith submitted by me to the Board through its authorized representative for the purpose of inducing official action by the Board:

(List documents by type and date)

That to the best of my knowledge all of the information on said specifically identified documents is true, accurate and complete.

That there are no oral agreements of any kind whatsoever which modify the provisions of the said specifically identified documents other than those which are fully disclosed in the said specifically identified documents.

That I am aware that RCW 9A.72.030 provides that it is a crime (Class C Felony) for a person, with intent to mislead a public servant in the performance of his duty, to make under an oath required or authorized by law a materially false statement, knowing it to be false.

Name _____

Title _____

Sole Proprietor, Corporate Officer Shareholder, Partner, Manager, Agent, Etc.

Date _____

SUBSCRIBED AND SWORN TO Before me this ___ day of ___ 1981.

Notary Public in and for the State of _____ residing at _____."

(5) For the purpose of effectively obtaining information concerning any matter relating to the administration or enforcement of Title 66 RCW, any person providing books, records, or other documents to a person appointed in writing by the Board pursuant to RCW 66.08.130 and RCW 66.08.140 for the purposes specified in those statutes, shall provide the Board at the same time with an affidavit in the following form:

"AFFIDAVIT OF PERSON PROVIDING BOOKS, RECORDS OR OTHER DOCUMENTS FOR INSPECTION BY THE BOARD PURSUANT TO RCW 66.08.130 OR RCW 66.08.140

I, _____, having been duly sworn upon oath depose and say:

That I have produced the following specifically identified books, records and other documents for inspection by the Board, through its authorized representative, in compliance with RCW 66.08.130 and/or RCW 66.08.140:

That I am aware of no other books, records or documents which come within the purview of the request made for production under RCW 66.08.130 or RCW 66.08.140 other than those which have been produced, except the following:

(Insert "none" or describe the other books, records or documents)

That to the best of my knowledge all of the documents which I have provided to the authorized representative of the Board are true, correct, and complete, except the following:

(Insert "none" or identify specific documents and describe in what manner they are untrue, incorrect, or incomplete)

That to the best of my knowledge there are no oral agreements of any kind whatsoever which modify the provisions of any of the books, records and/or other documents produced by me other than those which are summarized below:

(Insert "none" or summarize each and every such oral agreement)

That I am aware that RCW 9A.72.030 provides that it is a crime (Class C Felony) for a person, with intent to mislead a public servant in the performance of his duty, to make under an oath required or authorized by law a materially false statement, knowing it to be false.

Name _____

Title _____

Sole Proprietor, Corporate Officer Shareholder, Partner, Manager, Agent, Etc.

Date _____

SUBSCRIBED AND SWORN TO Before me this ___ day of ___ 1981.

Notary Public in and for the State of _____ residing at _____."

WSR 82-01-022 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Public Assistance)

[Order 1730—Filed December 10, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

New	WAC 388-81-052	Receipt of resources without giving adequate consideration.
New	WAC 388-92-043	Transfer of resources without adequate consideration.
Amd	WAC 388-99-035	Resource standards.

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 chapter 3, Laws of 1981 2nd ex. sess.

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 Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 9, 1981.

By David A. Hogan
Director, Division of Administration

NEW SECTION

WAC 388-81-052 RECEIPT OF RESOURCES WITHOUT GIVING ADEQUATE CONSIDERATION. (1) Any person who knowingly and willfully receives resources transferred or assigned for less than fair market value after December 1, 1981, to enable an applicant or recipient to qualify for assistance, is liable for a civil penalty and is guilty of a gross misdemeanor.

(a) The amount of the civil penalty shall be equal to the uncompensated value of the cash or resources transferred or assigned at less than fair market value.

(b) The civil penalty shall not exceed the cost of assistance rendered by the department to the recipient.

(c) Written notice of imposition of the civil penalty shall be provided by personal service or certified mail to the individual or entity subject to the civil penalty.

(d) The written notice is an order that shall become final twenty days after its service unless the transferee requests a hearing within said twenty-day period. If no hearing is so requested, the civil penalty becomes due on the thirtieth day after the notice of imposition.

(e) All hearings shall be in accordance with the administrative procedures contained in chapter 388-08 WAC.

(i) The person may rebut the presumption that the transfer or assignment was made for the purpose of enabling the applicant or recipient to qualify or continue to qualify for assistance.

(ii) The prevailing party in such an action shall be awarded reasonable attorney fees.

(f) If a hearing is requested, any written order arising therefrom imposing a civil penalty shall become final thirty days after its entry, unless such order is stayed in

accordance with the provisions of administrative procedures contained in chapter 388-08 WAC.

NEW SECTION

WAC 388-92-043 TRANSFER OF RESOURCES WITHOUT ADEQUATE CONSIDERATION. (1) This section is to implement Second Substitute House Bill No. 557 effective December 1, 1981.

(2) A person is ineligible for categorical medical assistance or the Limited Casualty Program for the Medically Needy for a period determined under this section if the person knowingly and willfully assigns or transfers nonexempt resources at less than fair market value after December 1, 1981, for the purpose of qualifying or continuing to qualify for such medical care within two years preceding the date of application for such care.

(a) The voluntary transfer or assignment of resources between spouses is permitted.

(b) If the uncompensated fair market value of the resource assigned or transferred is:

(i) Twelve thousand dollars or less, the period of ineligibility shall be prorated up to twelve months from the date of transfer;

(ii) More than twelve thousand dollars but less than thirty thousand dollars, the period of ineligibility shall be prorated up to twenty-four months;

(iii) More than thirty thousand dollars but less than fifty thousand dollars, the period of ineligibility shall be prorated up to thirty-six months;

(iv) More than fifty thousand dollars, the period of ineligibility shall be forty-eight months.

(c) The period of ineligibility may be waived if it is determined that the application of the period of ineligibility shall cause undue hardship.

(3) At any fair hearing resulting from the application of this section, the department shall prove by a preponderance of the evidence that the person knowingly and willfully assigned or transferred cash or other resources at less than fair market value for the purpose of qualifying or continuing to qualify for the benefits of care. If the prevailing party in such an action is the person, the person shall be awarded reasonable attorney fees.

(4) See WAC 388-81-052 for civil penalties to be applied to persons who have received nonexempt resources and did not give the recipient adequate consideration.

AMENDATORY SECTION (Amending Order 1684, filed 7/29/81)

WAC 388-99-035 RESOURCE STANDARDS. (1) To determine eligibility on the basis of resources, use the resource standards under AFDC or SSI, whichever is higher for a given resource. If applicant has resources in excess of the standards applied, the individual is not eligible and the application is denied.

(2) ~~((A medically needy applicant who has transferred assets at less than fair market value within twenty-four months prior to the month of application without adequate consideration is presumed to have disposed of the resource for the purpose of obtaining eligibility for medical assistance.~~

~~(a) The uncompensated value is to be considered an available resource.~~

~~(b) If uncompensated value is in excess of twelve thousand dollars, the application is to be denied.~~

~~(c) If less than twelve thousand dollars, consideration is to be given to disposition of resources.) See WAC 388-92-043 for regulations on transfer of resources without adequate consideration.~~

WSR 82-01-023
EMERGENCY RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Order 81-31—Filed December 10, 1981]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the amending of WAC 296-52-043, use of explosives and blasting agents; 296-155-485, scaffolding; and 296-306-200, roll-over protective structures (ROPS) for tractors used in agricultural operations.

I, Sam Kinville, 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 implement the requirement of RCW 49.17.050 that the state adopt occupational health and safety standards which are at least as effective as federal regulations. Amendments to the explosive standard will ensure safe handling, storage and transportation of explosives (29 CFR 1910.109); amendments to the scaffolding section of the construction standard ensure greater employee safety by reducing the maximum opening from twenty-two inches to twelve inches (29 CFR 1926) and amendments tightening the agriculture regulation by eliminating the roll over protection exemption involving construction-type operation, such as bulldozing, grading or land clearing (29 CFR 1928).

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

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 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 December 10, 1981.

By Sam Kinville
 Director

AMENDATORY SECTION (Amending Order 81-4, filed 3/17/81)

WAC 296-52-043 USE OF EXPLOSIVES AND BLASTING AGENTS. (1) General provisions.

(a) While explosives are being handled or used, smoking, matches, or any other source of fire or flame shall not be allowed within 100 feet of the blast area. No person shall be allowed to handle explosives while under the influence of intoxicating liquors, narcotics, or other dangerous drugs. This rule does not apply to persons taking prescription drugs and/or narcotics as directed by a physician providing such use shall not endanger the worker or others.

(b) Original containers or Class II magazines shall be used for taking detonators and other explosives from storage magazines to the blasting area.

(c) When blasting is done in congested areas or in close proximity to a structure, railway, or highway or any other installation that may be damaged, the blast shall be covered before firing with a mat or material that is capable of preventing fragments from being thrown.

(d) Persons authorized to prepare explosive charges or conduct blasting operations shall use every reasonable precaution, including but not limited to warning signals, flags and barricades.

(e) Blasting operations shall be conducted during daylight hours whenever possible.

(f) Whenever blasting is being conducted in the vicinity of gas, electric, water, fire alarm, telephone, telegraph, and steam utilities, the user (blaster) shall notify the appropriate representatives of such utilities at least 24 hours in advance of blasting, specifying the location and intended item of such blasting. Verbal notice shall be confirmed with written notice.

(g) Due precautions shall be taken to prevent accidental discharge of electric blasting caps from current induced by radar, radio transmitters, lightning, adjacent powerlines, dust storms, or other sources of extraneous electricity. These precautions shall include:

(i) The suspension of all blasting operations and removal of persons from the blasting area during the approach and progress of an electric storm.

(ii) The posting of signs, warning against the use of mobile radio transmitters, on all roads shall be in accordance with the applicable provisions of the American National Standards Institute D6.1-1971, Manual on Uniform Traffic Control Devices for Streets and Highways, as amended by Washington State Department of Highways Manual M24-01 (HT), (February 22, 1972).

(iii) Ensuring that mobile radio transmitters which are less than 100 feet away from electric blasting caps, when the caps are in other than original containers, shall be deenergized and effectively locked(;;).

(iv) Compliance with the recommendations of The Institute of the Makers of Explosives (IME) with regard to blasting in the vicinity of radio transmitters as stipulated in Radio Frequency Energy—A Potential Hazard in the Use of Electric Blasting Caps, IME Publication No. 20, March 1971.

(v) When electric blasting caps are being used in blasting operations in the proximity of fixed radio transmitters, the following table of distances must be observed, unless it is determined by designated test procedures that there is not sufficient radio frequency energy present to create a hazard. The test procedure shall be to attach a No. 47 Radio Pilot Lamp in place of the cap in the blasting circuit progressively as the circuit is connected, starting with the initial hole. In the event the lamp glows, the length of the wires connecting the circuit shall be altered by adding or cutting off wire until the lamp does not glow. A radio frequency field strength meter may be used in lieu of the test lamp.

Electromagnetic radiation. Blasting operations or storage of electrical detonators shall be prohibited in vicinity of operating radio frequency (RF) transmitter stations except where the clearances given below can be observed.

Transmitter Power Except FM Mobile (Watts)	Minimum Distance (Feet)
5-25	100
25-50	150
50-100	220
100-250	350
250-500	450
500-1,000	650
1,000-2,500	1,000
2,500-5,000	1,500
5,000-10,000	2,200
10,000-25,000	3,500
25,000-50,000	5,000
50,000-100,000	7,000

Transmitter Power FM Mobile (Watts)	Minimum Distance (Feet)
1-10	5
10-30	10
30-60	15
60-250	30

(vi) When necessary to perform blasting operations at distances less than those shown in table, detonating type fuse or other approved type systems shall be used.

(h) All loading and firing shall be directed and supervised by a licensed blaster thoroughly experienced in this field. The employer shall permit only licensed persons to prepare explosives at the blasting site.

(i) All explosives shall be accounted for at all times. Explosives not being used shall be kept in a locked magazine, unavailable to persons not authorized to handle them. The employer shall maintain an inventory and use record of all explosives. Appropriate authorities shall be notified of any loss, theft, or unauthorized entry into a magazine.

(j) No fire shall be fought where the fire is in imminent danger of contact with explosives. All employees

shall be removed to a safe area and the fire area guarded against intruders.

(k) Electric detonators shall be shunted until wired into the blasting circuit.

(l) Explosives shall not be handled near open flames, uncontrolled sparks or open electric circuits.

(m) Delivery and issue of explosives shall only be made by and to authorized persons and into authorized magazines or approved temporary storage or handling area.

(n) All loading and firing shall be directed and supervised by licensed persons thoroughly experienced in this field.

(o) User (blaster) qualifications:

(i) A user (blaster) shall be able to understand given written and oral orders.

(ii) A user (blaster) shall be in good physical condition and not be addicted to narcotics, intoxicants, or similar types of drugs. This rule does not apply to persons taking prescription drugs and/or narcotics as directed by a physician providing such use shall not endanger the worker or others.

(iii) A user (blaster) shall be qualified by reason of training, knowledge, or experience, in the field of transporting, storing, handling, and use of explosives, and have a working knowledge of state and local laws and regulations which pertain to explosives.

(iv) User (blaster) shall be required to furnish satisfactory evidence of competency in handling explosives and performing in a safe manner the type of blasting that will be required.

(v) The user (blaster) shall be knowledgeable and competent in the use of each type of blasting method used.

(2) Storage at use sites.

(a) Empty boxes and paper and fiber packing materials which have previously contained high explosives shall not be used again for any purpose, but shall be destroyed by burning at an approved isolated location out of doors, and no person shall be nearer than 100 feet after the burning has started.

(b) Containers of explosives shall not be opened in any magazine or within 50 feet of any magazine. In opening kegs or wooden cases, no sparking metal tools shall be used; wooden wedges and either wood, fiber or rubber mallets shall be used. Nonsparking metallic slitters may be used for opening fiberboard cases.

(c) Should cartridges or packages of explosives show signs of discoloration or deterioration, the manufacturer or the Department shall be notified. Such explosives must be carefully set aside and must not be used.

(3) Loading of explosives or blasting agents.

(a) Procedures that permit safe and efficient loading shall be established before loading is started.

(b) All drill holes shall be sufficiently large to admit freely the insertion of the cartridges of explosives.

(c) Tamping shall be done only with wood rods or with approved plastic tamping poles without exposed metal parts, but nonsparking metal connectors may be used for jointed poles. Violent tamping shall be avoided. The primer shall never be tamped.

(d) No holes shall be loaded except those to be fired in the next round of blasting. After loading, all remaining explosives and detonators shall be immediately returned to an authorized magazine.

(e) Drilling shall not be started until all remaining butts of old holes are examined for unexploded charges, and if any are found, they shall be refired before work proceeds.

(f) When a charge of explosives has been exploded in a bore hole to enlarge or "spring" it, an interval of at least two hours must be allowed to pass before an additional charge of explosives can be loaded into the hole.

NOTE: Where it is necessary to clear obstacles for the moving of equipment there may be an exception made to this rule provided the sprung hole is thoroughly wet down with water before it is loaded.

(g) No person shall be allowed to deepen drill holes which have contained explosives or blasting agents.

(h) No explosives or blasting agents shall be left unattended at the blast site, unless properly stored.

(i) Users (blasters) shall not load, store or use explosives closer than the length of the steel being used for drilling and in no event nearer than fifty feet of drilling operations.

(j) Machines and all tools not used for loading explosives into bore holes shall be removed from the immediate location of holes being loaded with explosives. Equipment shall not be operated within 50 feet of loaded holes except when equipment is needed to add burden or mats.

(k) Powerlines and portable electric cables for equipment being used shall be kept a safe distance from explosives or blasting agents being loaded into drill holes. Cables in the proximity of the blast area shall be deenergized and locked out.

(l) Holes shall not be drilled where there is danger of intersecting a charged or misfired hole.

(m) No explosives for underground operations other than those in Fume Class 1, as set forth by the Institute of Makers of Explosives, shall be used; however, explosives complying with the requirements of Fume Class 2 and Fume Class 3 may be used if adequate ventilation has been provided.

(n) Warning signs, indicating a blast area, shall be maintained at all approaches to the blast area. The warning sign lettering shall not be less than 4 inches in height on a contrasting background.

(o) A bore hole shall never be sprung when it is adjacent to or near a hole which has been loaded.

(p) No loaded holes shall be left unattended.

(q) The user (blaster) shall keep an accurate, up-to-date record of explosives, blasting agents, and blasting supplies used in a blast and shall keep an accurate running inventory of all explosives and blasting agents stored on the operation.

(r) When loading blasting agents pneumatically over electric blasting caps, semiconductive delivery hose shall be used and the equipment shall be bonded and grounded.

(4) Initiation of explosive charges - electric blasting.

(a) Only electric blasting caps shall be used for blasting operations in congested districts, or on highways, or adjacent to highways open to traffic, except where sources of extraneous electricity make such use dangerous. Blasting cap leg wires shall be kept short-circuited (shunted) until they are connected into the circuit for firing.

(b) Before adopting any system of electrical firing, the user (blaster) shall conduct a thorough survey for extraneous currents, and all dangerous currents shall be eliminated before any holes are loaded.

(c) In any single blast using electric blasting caps, all caps shall be of the same manufacture.

(d) Electric blasting shall be carried out by using blasting circuits or power circuits in accordance with the electric blasting cap manufacturer's recommendations.

(e) The firing line shall be checked with an approved testing device at the terminals before being connected to the blasting machine or other power source.

(f) The circuit including all caps shall be tested with an approved testing device before being connected to the firing line.

(g) When firing a circuit of electric blasting caps, care shall be exercised to ensure that an adequate quantity of delivered current is available, in accordance with the manufacturer's recommendations.

(h) Connecting wires and lead wires shall be insulated single solid wires of sufficient current-carrying capacity, and shall not be less than twenty gauge (American Wire gauge) solid core insulated wire.

(i) Firing line or leading wires shall be solid single wires of sufficient current-carrying capacity, and shall be not less than fourteen gauge (American Wire gauge) solid core insulated wire. Bus wires - depends on the size of the blast, fourteen gauge (American Wire gauge) copper is recommended.

(j) The ends of lead wires which are to be connected to a firing device shall be shorted by twisting them together or otherwise connecting them before they are connected to the leg wires or connecting wires, and they shall be kept in the possession of the person who is doing the loading until loading is completed and the leg wires attached. Lead wires shall not be attached to the firing device until the blaster is ready to fire the shot and must be attached by the user (blaster) themselves.

(k) The ends of the leg wires on electric detonators shall be shorted in a similar manner and not separated until all holes are loaded and the loader is ready to connect the leg wires to the connecting wires or lead wires.

(l) When firing electrically, the insulation on all firing lines shall be adequate and in good condition.

(m) A power circuit used for firing electric blasting caps shall not be grounded.

(n) In underground operations when firing from a power circuit, a safety switch shall be placed at intervals in the permanent firing line. This switch shall be made so it can be locked only in the "Off" position and shall be provided with a short-circuiting arrangement of the firing lines to the cap circuit.

(o) In underground operations there shall be a "lightning" gap of at least 5 feet in the firing system ahead of the main firing switch; that is, between this switch and

the source of power. This gap shall be bridged by a flexible jumper cord just before firing the blast.

(p) When firing from a power circuit, the firing switch shall be locked in the open or "Off" position at all times, except when firing. It shall be so designed that the firing lines to the cap circuit are automatically short-circuited when the switch is in the "Off" position. Keys to this switch shall be entrusted only to the user (blaster).

(q) Blasting machines shall be in good condition and the efficiency of the machine shall be tested periodically to make certain that it can deliver power at its rated capacity.

(r) When firing with blasting machines, the connections shall be made as recommended by the manufacturer of the electric blasting caps used.

(s) The number of electric blasting caps connected to a blasting machine shall not be in excess of its rated capacity. Furthermore, in primary blasting, a series circuit shall contain no more caps than the limits recommended by the manufacturer of the electric blasting caps in use.

(t) The user (blaster) shall be in charge of the blasting machines, and no other person shall connect the leading wires to the machine.

(u) Users (blasters), when testing circuits to charged holes, shall use only blasting testers especially designed for this purpose.

(v) Whenever the possibility exists that a leading line or blasting wire might be thrown over a live powerline by the force of an explosion, care shall be taken to see that the total length of wires are kept too short to hit the lines, or that the wires are securely anchored to the ground. If neither of these requirements can be satisfied, a nonelectric system shall be used.

(w) In electrical firing, only the person making leading wire connections shall fire the shot. All connections shall be made from the bore hole back to the source of firing current, and the leading wires shall remain shorted and not be connected to the blasting machine or other source of current until the charge is to be fired.

(x) After firing an electric blast from a blasting machine, the leading wires shall be immediately disconnected from the machine and short-circuited.

(y) When electric blasting caps have been used, workers shall not return to misfired holes for at least thirty minutes.

(5) Use of safety fuse.

(a) A fuse that is deteriorated or damaged in any way shall not be used.

(b) The hanging of fuse on nails or other projections which will cause a sharp bend to be formed in the fuse is prohibited.

(c) Before capping safety fuse, a short length shall be cut from the end of the supply reel so as to assure a fresh cut end in each blasting cap.

(d) Only a cap crimper of approved design shall be used for attaching blasting caps to safety fuse. Crimpers shall be kept in good repair and accessible for use.

(e) No unused cap or short capped fuse shall be placed in any hole to be blasted; such unused detonators shall be removed from the working place and disposed of or properly stored.

(f) No fuse shall be capped, or primers made up, in any magazine or near any possible source of ignition.

(g) Capping of fuse and making of primers shall only be done in a place selected for this purpose and at least one hundred feet distant from any storage magazine.

(h) Fuse must be cut long enough to reach beyond the collar of the bore hole and in no case less than three feet. When shooting choker holes, not less than three feet of fuse shall be used.

(i) At least two persons shall be present when multiple cap and fuse blasting is done by hand lighting methods.

(j) Not more than 12 fuses shall be lighted by each blaster when hand lighting devices are used. However, when two or more safety fuses in a group are lighted as one by means of igniter cord, or other similar fuse-lighting devices, they may be considered as one fuse.

(k) The so-called "drop fuse" method of dropping or pushing a primer or any explosive with a lighted fuse attached is prohibited.

(l) Cap and fuse shall not be used for firing mudcap charges unless charges are separated sufficiently to prevent one charge from dislodging other shots in the blast.

(m) When blasting with safety fuses, consideration shall be given to the length and burning rate of the fuse. Sufficient time, with a margin of safety, shall always be provided for the blaster to reach a place of safety.

(n) The burning rate of the safety fuse in use at any time shall be measured, posted in conspicuous locations, and brought to the attention of all workers concerned with blasting. No fuse shall be used that burns faster than one foot in forty seconds or slower than one foot in fifty-five seconds.

(o) For use in wet places the joint between the cap and fuse shall be waterproofed with a compound prepared for this purpose.

(p) In making up primers only nonsparking skewers shall be used for punching the hole in the cartridge to insert the capped fuse.

(q) Only sufficient primers for one day's use shall be made up at one time. They shall be stored in a box type magazine in which no other explosives are stored.

(r) Any loose cartridges of explosives, detonators, primers and capped fuse unused at the end of the shift shall be returned to their respective magazines and locked up.

(6) Use of detonating cord.

(a) Care shall be taken to select a detonating cord consistent with the type and physical condition of the bore hole and stemming and the type of explosives used.

(b) Detonating cord shall be handled and used with the same respect and care given other explosives.

(c) For quantity and distance purposes detonating fuse up to 60 grains per foot should be calculated as equivalent to 9 lbs. of high explosives per 1,000 feet. Heavier cord loads should be rated proportionately.

(d) If using a detonating type cord for blasting the double-trunk-line or loop systems shall be used.

(e) Trunk lines in multiple-row blasts shall make one or more complete loops, with crossties between loops at intervals of not over two hundred feet.

(f) All detonating cord knots shall be tight and all connections shall be kept at right angles to the trunk lines.

(g) The line of detonating cord extending out of a bore hole or from a charge shall be cut from the supply spool before loading the remainder of the bore hole or placing additional charges.

(h) Detonating cord shall be handled and used with care to avoid damaging or severing the cord during and after loading and hooking-up.

(i) Detonating cord connections shall be competent and positive in accordance with approved and recommended methods. Knot-type or other cord-to-cord connections shall be made only with detonating cord in which the explosive core is dry.

(j) All detonating cord trunklines and branchlines shall be free of loops, sharp kinks, or angles that direct the cord back toward the oncoming line of detonation.

(k) All detonating cord connections shall be inspected before firing the blast.

(l) When detonating cord millisecond-delay connectors or short-interval-delay electric blasting caps are used with detonating cord, the practice shall conform strictly to the manufacturer's recommendations.

(m) When connecting a blasting cap or an electric blasting cap to detonating cord, the cap shall be taped or otherwise attached securely along the side or the end of the detonating cord, with the end of the cap containing the explosive charge pointed in the direction in which the detonation is to proceed.

(n) Detonators for firing the trunkline shall not be brought to the loading area nor attached to the detonating cord until everything else is in readiness for the blast.

(7) Firing the blast.

(a) A code of blasting signals equivalent to Table T-1 shall be posted on one or more conspicuous places at the operation, and all employees shall be required to familiarize themselves with the code and conform to it. Danger signs shall be placed at suitable locations.

(b) All charges shall be covered with blasting mats before firing, where blasting may cause injury or damage by flying rock or debris.

(c) Before a blast is fired, a loud warning signal shall be given by the blaster in charge, who has made certain that all surplus explosives are in a safe place and all employees, vehicles, and equipment are at a safe distance, or under sufficient cover.

(d) Flagmen shall be safely stationed on highways which pass through the danger zone so as to stop traffic during blasting operations.

(e) It shall be the duty of the blaster to fix the time of blasting.

(f) Before firing an underground blast, warning shall be given, and all possible entries into the blasting area, and any entrances to any working place where a drift, raise, or other opening is about to hole through, shall be carefully guarded. The blaster shall make sure that all employees are out of the blast area before firing a blast.

TABLE T-1

WARNING SIGNAL — A 1-minute series of long blasts 5 minutes prior to blast signal.

BLAST SIGNAL — A series of short blasts 1 minute prior to the shot.

ALL CLEAR SIGNAL — A prolonged blast following the inspection of blast area.

(8) Inspection after blasting.

(a) Immediately after the blast has been fired, the firing line shall be disconnected from the blasting machine, or where power switches are used, they shall be locked open or in the off position.

(b) Sufficient time shall be allowed, for the smoke and fumes to leave the blasted area before returning to the shot. An inspection of the area and the surrounding rubble shall be made by the user (blaster) to determine if all charges have been exploded before employees are allowed to return to the operation, and in tunnels, after the muck pile has been wetted down.

(9) Misfires.

(a) If a misfire is found, the user (blaster) shall provide proper safeguards for excluding all employees from the danger zone.

(b) No other work shall be done except that necessary to remove the hazard of the misfire and only those employees necessary to do the work shall remain in the danger zone.

(c) No attempt shall be made to extract explosives from any charged or misfired hole; a new primer shall be put in and the hole reblasted. If refiring of the misfired hole presents a hazard, the explosives may be removed by washing out with water or, where the misfire is under water, blown out with air.

(d) If there are any misfires while using cap and fuse, all employees shall remain away from the charge for at least one hour. Misfires shall be handled under the direction of the person in charge of the blasting.

(e) When electric blasting caps have been used, workers shall not return to misfired holes for at least thirty minutes. All wires shall be carefully traced and a search made for unexploded charges.

(f) If explosives are suspected of burning in a hole, all persons in the endangered area shall move to a safe location and no one shall return to the hole until the danger has passed, but in no case within one hour.

(g) No drilling, digging, or picking shall be permitted until all missed holes have been detonated or the authorized representative has approved that work can proceed.

(10) Underwater blasting.

(a) A user (blaster) shall conduct all blasting operations.

(b) Loading tubes and casings of dissimilar metals shall not be used because of possible electric transient currents from galvanic action of the metals and water.

(c) Only water-resistant blasting caps and detonating cords shall be used for all underwater blasting. Loading

shall be done through a nonsparking metal loading tube when tube is necessary.

(d) No blast shall be fired while any vessel under way is closer than 1,500 feet to the blasting area. Those on board vessels or craft moored or anchored within 1,500 feet shall be notified before a blast is fired.

(e) No blast shall be fired while any swimming or diving operations are in progress in the vicinity of the blasting area. If such operations are in progress, signals and arrangements shall be agreed upon to assure that no blast shall be fired while any persons are in the water.

(f) Blasting flags shall be displayed.

(g) The storage and handling of explosives aboard vessels used in underwater blasting operations shall be according to provisions outlined herein on handling and storing explosives.

(h) When more than one charge is placed under water, a float device shall be attached to an element of each charge in such manner that it will be released by the firing. Misfires shall be handled in accordance with the requirements of WAC 296-52-043(9).

(11) Blasting in excavation work in pressurized air locks.

(a) Detonators and explosives shall not be stored or kept in tunnels, shafts, or caissons. Detonators and explosives for each round shall be taken directly from the magazines to the blasting zone and immediately loaded. Detonators and explosives left over after loading a round shall be removed from the working chamber before the connecting wires are connected up.

(b) When detonators or explosives are brought into an air lock, no employee except the powderman, user (blaster), lock tender and the employees necessary for carrying, shall be permitted to enter the air lock. No material, supplies, or equipment shall be brought through with the explosives.

(c) Primers, detonators and explosives shall be taken separately into pressure working chambers.

(d) The user (blaster) or powderman shall be responsible for the receipt, unloading, storage, and on-site transportation of explosives and detonators.

(e) All metal pipes, rails, air locks, and steel tunnel lining shall be electrically bonded together and grounded at or near the portal or shaft, and such pipes and rails shall be cross-bonded together at not less than 1,000-foot intervals throughout the length of the tunnel. In addition, each air supply pipe shall be grounded at its delivery end.

(f) The explosives suitable for use in wet holes shall be water-resistant and shall be Fume Class 1, or other approved explosives.

(g) When tunnel excavation in rock face is approaching mixed face, and when tunnel excavation is in mixed face, blasting shall be performed with light charges and with light burden on each hole. Advance drilling shall be performed as tunnel excavation in rock face approaches mixed face, to determine the general nature and extent of rock cover and the remaining distance ahead to soft ground as excavation advances.

(12) Vibration and damage control. Blasting operations in or adjacent to cofferdams, piers, underwater structures, buildings, structures, or other facilities shall

be carefully planned with full consideration for all forces and conditions involved.

(13) Black blasting powder shall not be used for blasting except when a desired result cannot be obtained with another type of explosive such as in quarrying certain types of dimension stone.

(14) In the use of black blasting powder:

(a) Containers shall not be opened in, or within fifty feet of any magazine, within any building in which a fuel-fired or exposed-element electric heater is in operation; where electrical or incandescent-particle sparks could result in powder ignition; or within fifty feet of any open flame.

(b) Granular powder shall be transferred from containers only by pouring.

(c) Spills of granular powder shall be cleaned up promptly with nonsparking equipment, contaminated powder shall be put into a container of water and its content disposed of promptly after the granules have disintegrated, or the spill area shall be flushed with a copious amount of water to completely disintegrate the granules.

(d) Containers of powder shall be kept securely closed at all times other than when the powder is being transferred from or into a container.

(e) Containers of powder transported by vehicles shall be in a wholly enclosed cargo space.

(f) Misfires shall be disposed of by:

(i) Washing the stemming and powder charge from the bore hole, and

(ii) Removal and disposal of the initiator as a damaged explosive.

(iii) Bore holes of shots that fire but fail to break, or fail to break promptly, shall not be recharged for at least twelve hours.

(15) No person shall store, handle, or transport explosives or blasting agents when such storage, handling, and transportation of explosives or blasting agents constitutes an undue hazard to life.

(16) It shall be unlawful for any person to abandon explosives or explosive substances.

AMENDATORY SECTION (Amending Order 79-9, filed 7/31/79)

WAC 296-155-485 SCAFFOLDING. (1) General requirements.

(a) All applicable rules for design, construction, maintenance, operation, testing, and use of scaffolds contained in chapter 296-24 WAC, "General Safety and Health Standards", shall apply within the construction industry. (See WAC 296-24-825 through 296-24-84013.)

(b) Scaffolds shall be erected in accordance with requirements of this section.

(c) The footing or anchorage for scaffolds shall be sound, rigid, and capable of carrying the maximum intended load without settling or displacement. Unstable objects such as barrels, boxes, loose brick, or concrete blocks, shall not be used to support scaffolds or planks.

(d) No scaffold shall be erected, moved, dismantled, or altered except under the supervision of competent persons.

(e) Guardrails and toeboards shall be installed on all open sides and ends of platforms more than 10 feet above the ground or floor, except needle beam scaffolds and floats. ~~((The guardrail shall not be more than 18 inches from the edge of the outside platform plank on the outside face (opposite the building wall or structure) except on plasterer's and lather's scaffolds as permitted by WAC 296-155-485(18)(i). On the inside face (next to building or structure) the scaffold shall be as close to the building or structure as possible, but in no case shall the platform planks be more than 18 inches from the building or structure unless a standard guardrail is provided on the inside face of the scaffold.))~~ Scaffolds 4 feet to 10 feet in height, having a minimum horizontal dimension in either direction of less than 45 inches, shall have standard guardrails and toeboards installed on all open sides and ends of the scaffold platform.

(f) Where persons are required to work or pass under the scaffold, scaffolds shall be provided with a screen between the toeboard and the guardrail, extending along the entire opening, consisting of No. 18 gauge U.S. Standard wire 1/2-inch mesh, or the equivalent.

(g) Scaffolds and their components shall be capable of supporting without failure at least 4 times the maximum intended load.

(h) Any scaffold including accessories such as braces, brackets, trusses, screw legs, ladders, etc. damaged or weakened from any cause shall be immediately repaired or replaced.

(i) All load-carrying timber members of scaffold framing shall be a minimum of 1,500 fiber (Stress Grade) construction grade lumber. All dimensions are nominal sizes as provided in the American Lumber Standards, except that where rough sizes are noted, only rough or undressed lumber of the size specified will satisfy minimum requirements.

(j) All planking shall be Scaffold Grades, or equivalent, as recognized by approved grading rules for the species of wood used. The maximum permissible spans for 2- x 10-inch or wider planks shall be as shown in Table J-1.

(k) The maximum permissible span for 1 1/4- x 9-inch or wider plank of full thickness shall be 4 feet with medium duty loading of 50 p.s.f.

(l) All planking or platforms shall be overlapped (minimum 12 inches), or secured from movement and the platform shall be a minimum of two 2-inch by 10-inch planks in width or a minimum of 18 inches.

(m) An access ladder or equivalent safe access shall be provided.

(n) Scaffold planks shall extend over their end supports not less than 6 inches nor more than 12 inches.

(o) The poles, legs, or uprights of scaffolds shall be plumb, and securely and rigidly braced to prevent swaying and displacement.

(p) Overhead protection shall be provided for persons on a scaffold exposed to overhead hazards.

(q) Slippery conditions on scaffolds shall be eliminated as soon as possible after they occur.

(r) No welding, burning, riveting, or open flame work shall be performed on any staging suspended by means of fiber or synthetic rope. Only treated or protected fiber

or synthetic ropes shall be used for or near any work involving the use of corrosive substances or chemicals. Specific requirements for boatswain's chairs and float or ship scaffolds are contained in subsections (12) and ~~((24))~~ (23) of this section.

(s) Wire, synthetic, or fiber rope used for scaffold suspension shall be capable of supporting at least 6 times the rated load.

(1) The use of shore or lean-to scaffolds is prohibited.

(2) Wood pole scaffolds.

(a) Scaffold poles shall bear on a foundation of sufficient size and strength to spread the load from the pole over a sufficient area to prevent settlement. All poles shall be set plumb.

(b) Where wood poles are spliced, the ends shall be squared and the upper section shall rest squarely on the lower section. Wood splice plates shall be provided on at least two adjacent sides and shall be not less than 4 feet in length, overlapping the abutted ends equally, and have the same width and not less than the cross-sectional area of the pole. Splice plates or other materials of equivalent strength may be used.

(c) Independent pole scaffolds shall be set as near to the wall of the building as practicable.

(d) All pole scaffolds shall be securely guyed or tied to the building or structure. Where the height or length exceeds 25 feet, the scaffold shall be secured at intervals not greater than 25 feet vertically and horizontally.

(e) Putlogs or bearers shall be set with their greater dimension vertical, and long enough to project over the ledgers of the inner and outer rows of poles at least 3 inches for proper support.

(f) Every wooden putlog on single pole scaffolds shall be reinforced with a 3/16- x 2-inch steel strip, or equivalent, secured to its lower edge throughout its entire length.

(g) Ledgers shall be long enough to extend over two pole spaces. Ledgers shall not be spliced between the poles. Ledgers shall be reinforced by bearing blocks securely nailed to the side of the pole to form a support for the ledger.

(h) Diagonal bracing shall be provided to prevent the poles from moving in a direction parallel with the wall of the building, or from buckling.

(i) Cross bracing shall be provided between the inner and outer sets of poles in independent pole scaffolds. The free ends of pole scaffolds shall be cross braced.

(j) Full diagonal face bracing shall be erected across the entire face of pole scaffolds in both directions. The braces shall be spliced at the poles. The inner row of poles on medium and heavy duty scaffolds shall be braced in a similar manner.

(k) Platform planks shall be laid with their edges close together so the platform will be tight with no spaces through which tools or fragments of material can fall.

(l) Where planking is lapped, each plank shall lap its end supports at least 12 inches. Where the ends of planks abut each other to form a flush floor, the butt joint shall be at the centerline of a pole. The abutted ends shall rest on separate bearers. Intermediate beams

shall be provided where necessary to prevent dislodgment of planks due to deflection, and the ends shall be secured to prevent their dislodgment.

(m) When a scaffold materially changes its direction, the platform planks shall be laid to prevent tipping. The planks that meet the corner putlog at an angle shall be laid first, extending over the diagonally placed putlog far enough to have a good safe bearing, but not far enough to involve any danger from tipping. The planking running in the opposite direction at an angle shall be laid so as to extend over and rest on the first layer of planking.

(n) When moving platforms to the next level, the old platform shall be left undisturbed until the new putlogs or bearers have been set in place, ready to receive the platform planks.

(o) All wood pole scaffolds 60 feet or less in height shall be constructed and erected in accordance with Tables J-2 to J-8. If they are over 60 feet in height, they shall be designed by a qualified engineer competent in this field, and it shall be constructed and erected in accordance with such design.

(3) Tube and coupler scaffolds.

(a) A light duty tube and coupler scaffold shall have all posts, bearers, runners, and bracing of nominal 2-inch O.D. steel tubing. The posts shall be spaced no more than 6 feet apart by 10 feet along the length of the scaffold. Other structural metals when used must be designed to carry an equivalent load. No dissimilar metals shall be used together.

(b) A medium duty tube and coupler scaffold shall have all posts, runners, and bracing of nominal 2-inch O.D. steel tubing. Posts spaced not more than 6 feet apart by 8 feet along the length of the scaffold shall have bearers of nominal 2 1/2-inch O.D. steel tubing. Posts spaced not more than 5 feet apart by 8 feet along the length of the scaffold shall have bearers of nominal 2-inch O.D. steel tubing. Other structural metals, when used, must be designed to carry an equivalent load. No dissimilar metals shall be used together.

(c) A heavy duty tube and coupler scaffold shall have all posts, runners, and bracing of nominal 2-inch O.D. steel tubing, with the posts spaced not more than 6 feet by 6 feet-6 inches. Other structural metals, when used, must be designed to carry an equivalent load. No dissimilar metals shall be used together.

(d) Tube and coupler scaffolds shall be limited in heights and working levels to those permitted in Tables J-8, J-9 and J-10. Drawings and specifications of all tube and coupler scaffolds above the limitations in Tables J-8, J-9 and J-10 shall be designed by a qualified engineer competent in this field.

(e) All tube and coupler scaffolds shall be constructed and erected to support four times the maximum intended loads, as set forth in Tables J-8, J-9 and J-10, or as set forth in the specifications by a licensed professional engineer competent in this field.

(f) Posts shall be accurately spaced, erected on suitable bases, and maintained plumb.

(g) Runners shall be erected along the length of the scaffold, located on both the inside and the outside posts at even height. Runners shall be interlocked to the inside and the outside posts at even heights. Runners shall be

interlocked to form continuous lengths and coupled to each post. The bottom runners shall be located as close to the base as possible. Runners shall be placed not more than 6 feet-6 inches on centers.

(h) Bearers shall be installed transversely between posts and shall be securely coupled to the posts bearing on the runner coupler. When coupled directly to the runners, the coupler must be kept as close to the posts as possible.

(i) Bearers shall be at least 4 inches but not more than 12 inches longer than the post spacing or runner spacing.

(j) Cross bracing shall be installed across the width of the scaffold at least every third set of posts horizontally and every fourth runner vertically. Such bracing shall extend diagonally from the inner and outer runners upward to the next outer and inner runners.

(k) Longitudinal diagonal bracing on the inner and outer rows of poles shall be installed at approximately a 45° angle from near the base of the first outer post upward to the extreme top of the scaffold. Where the longitudinal length of the scaffold permits, such bracing shall be duplicated beginning at every fifth post. In a similar manner, longitudinal diagonal bracing shall also be installed from the last post extending back and upward toward the first post. Where conditions preclude the attachment of this bracing to the posts, it may be attached to the runners.

(l) The entire scaffold shall be tied to and securely braced against the building at intervals not to exceed 30 feet horizontally and 26 feet vertically.

(4) Tubular welded frame scaffolds.

(a) Metal tubular frame scaffolds, including accessories such as braces, brackets, trusses, screw legs, ladders, etc., shall be designed, constructed, and erected to safely support four times the maximum rated load.

(b) Spacing of panels or frames shall be consistent with the loads imposed.

(c) Scaffolds shall be properly braced by cross bracing or diagonal braces, or both, for securing vertical members together laterally, and the cross braces shall be of such length as will automatically square and aline vertical members so that the erected scaffold is always plumb, square, and rigid. All brace connections shall be made secure.

(d) Scaffold legs shall be set on adjustable bases or plain bases placed on mud sills or other foundations adequate to support the maximum rated load.

(e) The frames shall be placed one on top of the other with coupling or stacking pins to provide proper vertical alinement of the legs.

(f) Where uplift may occur, panels shall be locked together vertically by pins or other equivalent suitable means.

(g) To prevent movement, the scaffold shall be secured to the building or structure at intervals not to exceed 30 feet horizontally and 26 feet vertically.

(h) Maximum permissible spans or planking shall be in conformity with (1)(j) of this section.

(i) Drawings and specifications for all frame scaffolds over 125 feet in height above the base plates shall be designed by a registered professional engineer.

(5) Manually propelled mobile scaffolds.

(a) When freestanding mobile scaffold towers are used, the height shall not exceed four times the minimum base dimension.

(b) Casters shall be properly designed for strength and dimensions to support four times the maximum intended load. All casters shall be provided with a positive locking device to hold the scaffold in position.

(c) Scaffolds shall be properly braced by cross bracing and horizontal bracing conforming with subsection (4)(c) of this section.

(d) Platforms shall be tightly planked for the full width of the scaffold except for necessary entrance opening. Platforms shall be secured in place.

(e) A ladder or stairway shall be provided for proper access and exit and shall be affixed or built into the scaffold and so located that when in use it will not have a tendency to tip the scaffold. A landing platform must be provided at intervals not to exceed 35 feet.

(f) The force necessary to move the mobile scaffold shall be applied near or as close to the base as practicable and provision shall be made to stabilize the tower during movement from one location to another. Scaffolds shall only be moved on level floors, free of obstructions and openings.

(g) The employer shall not allow employees to ride on manually propelled scaffolds unless the following conditions exist:

(i) The floor or surface is within 3° of level, and free from pits, holes, or obstructions;

(ii) The minimum dimension of the scaffold base when ready for rolling, is at least one-half of the height. Outriggers, if used, shall be installed on both sides of staging;

(iii) The wheels are equipped with rubber or similar resilient tires;

(iv) All tools and materials are secured or removed from the platform before the mobile scaffold is moved.

(h) Scaffolds in use by any persons shall rest upon a suitable footing and shall stand plumb. The casters or wheels shall be locked to prevent any movement.

(i) Mobile scaffolds constructed of metal members shall also conform to applicable provisions of subsections (2), (3), and (4) of this section, depending on the material of which they are constructed.

(6) Elevating and rotating work platforms. Applicable requirements of American National Standards Institute A92.2-1969, Vehicle Mounted Elevating and Rotating Work Platforms, shall be complied with for such equipment, as required by the provisions of WAC 296-155-580.

(7) Outrigger scaffolds.

(a) Outrigger beams shall extend not more than 6 feet beyond the face of the building. The inboard end of outrigger beams, measured from the fulcrum point to anchorage point, shall be not less than 1 1/2 times the outboard end in length. The beams shall rest on edge, the sides shall be plumb, and the edges shall be horizontal. The fulcrum point of the beam shall rest on a secure bearing at least 6 inches in each horizontal dimension. The beam shall be secured in place against movement

and shall be securely braced at the fulcrum point against tipping.

(b) The inboard ends of outrigger beams shall be securely anchored either by means of struts bearing against sills in contact with the overhead beams or ceiling, or by means of tension members secured to the floor joists underfoot, or by both if necessary, or by a securely fastened solid body counterweight. (Water in an open container or loose material in bags shall not be permitted.) The inboard ends of outrigger beams shall be secured against tipping and the entire supporting structure shall be securely braced in both directions to prevent any horizontal movement.

(c) Unless outrigger scaffolds are designed by a registered professional engineer competent in this field, they shall be constructed and erected in accordance with Table J-11. Outrigger scaffolds, designed by a registered professional engineer, shall be constructed and erected in accordance with such design.

(d) Planking shall be laid tight and shall extend to within 3 inches of the building wall. Planking shall be secured to the beams.

(8) Masons' adjustable multiple-point suspension scaffolds.

(a) The scaffold shall be capable of sustaining a working load of 50 pounds per square foot and shall not be loaded in excess of that figure.

(b) The scaffold shall be provided with hoisting machines that meet the requirements of Underwriters' Laboratories, Factory Mutual Engineering Corporation, or other agency or laboratory approved by the Department of Labor and Industries.

(c) The platform shall be supported by wire ropes, capable of supporting at least 6 times the intended load, suspended from overhead outrigger beams.

(d) The scaffold outrigger beams shall consist of structural metal securely fastened or anchored to the frame or floor system of the building or structure.

(e) Each outrigger beam shall be equivalent in strength to at least a standard 7-inch, 15.3-pound steel I-beam, at least 15 feet long, and shall not project more than 6 feet 6 inches beyond the bearing point.

(f) Where the overhang exceeds 6 feet 6 inches, outrigger beams shall be composed of stronger beams or multiple beams and be installed under the supervision of a competent person.

(g) All outrigger beams shall be set and maintained with their webs in a vertical position.

(h) A stop bolt shall be placed at each end of every outrigger beam.

(i) The outrigger beam shall rest on suitable wood bearing blocks.

(j) The free end of the suspension wire ropes shall be equipped with proper size thimbles and secured by splicing or other equivalent means. The running ends shall be securely attached to the hoisting drum and at least four turns of wire rope shall at all times remain on the drum. The use of fiber rope is prohibited.

(k) Where a single outrigger beam is used, the steel shackles or clevises with which the wire ropes are attached to the outrigger beams shall be placed directly over the hoisting drums.

(l) The scaffold platform shall be equivalent in strength to at least 2-inch planking. (For maximum planking spans, see subsection (1)(j) of this section.)

(m) When employees are at work on the scaffold and an overhead hazard exists, overhead protection shall be provided on the scaffold, not more than 9 feet above the platform, consisting of 2-inch planking, or material of equivalent strength, laid tight, and extending not less than the width of the scaffold.

(n) Each scaffold shall be installed or relocated under the supervision of a competent person.

(9) (Swinging scaffolds) two-point suspension.

(a) Two-point suspension scaffold platforms shall be not less than 20 inches nor more than 36 inches wide overall. The platform shall be securely fastened to the hangers by U-bolts or by other equivalent means.

(b) The hangers of two-point suspension scaffolds shall be made of mild steel, or other equivalent materials, having a cross-sectional area capable of sustaining 4 times the maximum rated load, and shall be designed with a support for guardrail, intermediate rail, and toeboard.

(c) When hoisting machines are used on two-point suspension scaffolds, such machines shall be of a design tested and approved by Underwriters' Laboratories, Factory Mutual Engineering Corporation, or by an agency or laboratory approved by the Department of Labor and Industries.

(d) The roof irons or hooks shall be of mild steel, or other equivalent material, of proper size and design, securely installed and anchored. Tiebacks of 3/4-inch manila rope, or the equivalent, shall serve as a secondary means of anchorage, installed at right angles to the face of the building, whenever possible, and secured to a structurally sound portion of the building.

(e) Two-point suspension scaffolds shall be suspended by wire, synthetic or fiber ropes capable of supporting at least 6 times the rated load. All other components shall be capable of supporting at least four times the rated load.

(f) The sheaves of all blocks, consisting of at least one double and one single block, shall fit the size and type of rope used.

(g) All wire ropes, fiber and synthetic ropes, slings, hangers, platforms, and other supporting parts shall be inspected before every installation. Periodic inspections shall be made while the scaffold is in use.

(h) On suspension scaffolds designed for a working load of 500 pounds, no more than two persons shall be permitted to work at one time. On suspension scaffolds with a working load of 750 pounds, no more than three persons shall be permitted to work at one time. On suspension scaffolds with a working load of 1,000 pounds, no more than four persons shall be permitted to work at one time. Each employee shall be protected by an approved safety life belt attached to a dropline. The droplines shall be securely attached to substantial members of the structure (not scaffold), or to securely rigged lines, which will safely suspend the employee in case of a fall. In order to keep the dropline continuously attached,

with a minimum of slack, to a fixed structure, the attachment point of the dropline shall be appropriately changed as the work progresses.

(i) When a multi-tiered two-point suspension scaffold is provided with safety droplines that attach to each end of the scaffold through an approved quick acting safety device, in case either or both of the main suspension lines should break, the lanyard of the safety belt shall be tied off to a substantial member of the scaffold itself or to a horizontal lifeline substantially attached to each end of the scaffold or a sliding device on the horizontal lifeline. The two additional safety droplines shall be individually suspended from roof irons, hooks, or other approved devices and shall be in the near proximity to the suspension droplines to prevent unnecessary side impact. The safety dropline shall also have a 6 to 1 safety factor.

(j) Two-point suspension scaffolds shall be securely lashed to the building or structure to prevent the scaffolds from swaying. Window cleaners' anchors shall not be used for this purpose.

(k) The platform of every two-point suspension scaffold shall be one of the following types:

(i) Ladder-type platforms. The side stringer shall be of clear straight-grained spruce or materials of equivalent strength and durability. The rungs shall be of straight-grained oak, ash, or hickory, at least 1 1/8 inch in diameter, with 7/8-inch tenons mortised into the side stringers at least 7/8-inch. The stringers shall be tied together with the rods not less than one-quarter inch in diameter, passing through the stringers and riveted up tight against washers on both ends. The flooring strips shall be spaced not more than five-eighths inch apart except at the side rails where the space may be 1 inch. Ladder-type platforms shall be constructed in accordance with Table J-12.

(ii) Plank-type platforms. Plank-type platforms shall be composed of not less than nominal 2- x 10-inch unspliced planks, properly cleated together on the underside, starting 6 inches from each end; intervals in between shall not exceed 4 feet. The plank-type platform shall not extend beyond the hangers more than 12 inches. A bar or other effective means shall be securely fastened to the platform at each end to prevent its slipping off the hanger. The span between hangers for plank-type platforms shall not exceed 8 feet.

(iii) Beam-type platforms. Beam platforms shall have side stringers of lumber not less than 2 x 6 inches set on edge. The span between hangers shall not exceed 12 feet when beam platforms are used. The flooring shall be supported on 2- x 6-inch cross beams, laid flat and set into the upper edge of the stringers with a snug fit, at intervals of not more than 4 feet, securely nailed in place. The flooring shall be of 1- x 6-inch material properly nailed. Floor boards shall not be spaced more than one-half inch apart.

(iv) Light metal-type platforms, when used, shall be tested and listed according to Underwriters' Laboratories, Factory Mutual Engineering Corporation, or the Department of Labor and Industries.

(10) Stone setters' adjustable multiple-point suspension scaffolds.

(a) The scaffold shall be capable of sustaining a working load of 25 pounds per square foot and shall not be overloaded. Scaffolds shall not be used for storage of stone or other heavy materials.

(b) When used, the hoisting machine and its supports shall be of a type tested and listed by Underwriters' Laboratories, Factory Mutual Engineering Corporation or the Department of Labor and Industries.

(c) The platform shall be securely fastened to the hangers by U-bolts or other equivalent means. (For materials and spans, see item (ii) of subsection (9)(j), Plank-type Platforms and Table J-12 of this section.)

(d) The scaffold unit shall be suspended from metal outriggers, iron brackets, wire rope slings, or iron hooks.

(e) Outriggers, when used, shall be set with their webs in a vertical position, securely anchored to the building or structure and provided with stop bolts at each end.

(f) The scaffold shall be supported by wire rope capable of supporting at least 6 times the rated load. All other components shall be capable of supporting at least 4 times the rated load.

(g) The free ends of the suspension wire ropes shall be equipped with proper size thimbles, secured by splicing or other equivalent means. The running ends shall be securely attached to the hoisting drum and at least four turns of wire rope shall remain on the drum at all times.

(h) When two or more scaffolds are used on a building or structure, they shall not be bridged one to the other, but shall be maintained at even height with platforms abutting closely.

(11) Single-point adjustable suspension scaffolds.

(a) The scaffolding, including power units or manually operated winches, shall be of a type tested and listed by Underwriters' Laboratories, Factory Mutual Engineering Corporation or the Department of Labor and Industries.

(b) The power units may be either electrically or air motor driven.

(c) All power-operated gears and brakes shall be enclosed.

(d) In addition to the normal operating brake, all power-driven units shall have an emergency brake which engages automatically when the normal speed of descent is exceeded.

(e) The hoisting machines, cables, and equipment shall be regularly serviced and inspected.

(f) The units may be combined to form a two-point suspension scaffold. Such scaffold shall then comply with subsection (9) of this section.

(g) The supporting cable shall be vertical for its entire length, and the basket shall not be swayed nor the cable fixed to any intermediate points to change the original path of travel.

(h) Suspension methods shall conform to applicable provisions of subsections (8) and (9) of this section.

(i) For additional details not covered in this subsection applicable technical portions of American National Standards Institute, A120.1-1970, Power-Operated Devices for Exterior Building Maintenance Powered Platforms, shall be used.

(12) Boatswain's chairs.

(a) The chair seat shall not be less than 12 x 24 inches, and 1-inch thickness. The seat shall be reinforced on the underside by cleats securely fastened to prevent the board from splitting.

(b) The two fiber rope seat slings shall be of 5/8-inch diameter, reeved through the four seat holes so as to cross each other on the underside of the seat.

(c) Seat slings shall be of at least 3/8-inch wire rope when an employee is conducting a heat-producing process, such as gas welding.

(d) The employee shall be protected by a safety belt and lifeline in accordance with WAC 296-155-225. The attachment point of the lifeline to the structure shall be appropriately changed as the work progresses.

(e) The tackle shall consist of correct size ball bearing or bushed blocks and properly spliced 5/8-inch diameter first grade manila rope, or equivalent.

(f) The roof irons, hooks, or the object to which the tackle is anchored, shall be securely installed. Tiebacks, when used, shall be installed at right angles to the face of the building and securely fastened.

(13) Carpenters' bracket scaffolds.

(a) The brackets shall consist of a triangular wood frame not less than 2 x 3 inches in cross section, or of metal of equivalent strength. Each member shall be properly fitted and securely joined.

(b) Each bracket shall be attached to the structure by means of one of the following:

(i) A bolt, no less than 5/8-inch in diameter, which shall extend through to the inside of the building wall;

(ii) A metal stud attachment device;

(iii) Welding to steel tanks;

(iv) Hooking over a well-secured and adequately strong supporting member.

(c) The brackets shall be spaced no more than 8 feet apart.

(d) No more than two employees shall occupy any given 8 feet of a bracket scaffold at any one time. Tools and materials shall not exceed 75 pounds in addition to the occupancy.

(e) The platform shall consist of not less than two 2- x 10-inch planks extending not more than 12 inches or less than 6 inches beyond each end support.

(14) Bricklayers' square scaffolds.

(a) The squares shall not exceed 5 feet in width and 5 feet in height.

(b) Members shall be not less than those specified in Table J-13.

(c) The squares shall be reinforced on both sides of each corner with 1- x 6-inch gusset pieces. They shall also have diagonal braces 1 x 8 inches on both sides running from center to center of each member, or other means to secure equivalent strength and rigidity.

(d) The squares shall be set not more than 5 feet apart for medium duty scaffolds, and not more than 8 feet apart for light duty scaffolds. Bracing, 1 x 8 inches, extending from the bottom of each square to the top of the next square, shall be provided on both front and rear sides of the scaffold.

(e) Platform planks shall be at least 2 x 10-inch. The ends of the planks shall overlap the bearers of the

squares and each plank shall be supported by not less than three squares.

(f) Bricklayers' square scaffolds shall not exceed three tiers in height and shall be so constructed and arranged that one square shall rest directly above the other. The upper tiers shall stand on a continuous row of planks laid across the next lower tier and be nailed down or otherwise secured to prevent displacement.

(g) Scaffolds shall be level and set upon a firm foundation.

(15) Horse scaffolds.

(a) Horse scaffolds shall not be constructed or arranged more than two tiers or 10 feet in height.

(b) The members of the horses shall be not less than those specified in Table J-14.

(c) Horses shall be spaced not more than 5 feet for medium duty and not more than 8 feet for light duty.

(d) When arranged in tiers, each horse shall be placed directly over the horse in the tier below.

(e) On all scaffolds arranged in tiers, the legs shall be nailed down or otherwise secured to the planks to prevent displacement or thrust and each tier shall be substantially cross braced.

(f) Horses or parts which have become weak or defective shall not be used.

(16) Needle beam scaffold.

(a) Wood needle beams shall be not less than 4 x 6 inches in size, with the greater dimension placed in a vertical direction. Metal beams or the equivalent, conforming to subsections (1)(h) and (j) of this section, may be used and shall not be altered or moved horizontally while they are in use.

(b) Ropes or hangers shall be provided for supports. The span between supports on the needle beam shall not exceed 10 feet for 4- x 6-inch timbers. Rope supports shall be equivalent in strength to 1-inch diameter first-grade manila rope.

(c) The ropes shall be attached to the needle beams by a scaffold hitch or a properly made eye splice. The loose end of the rope shall be tied by a bowline knot or by a round turn and a half hitch.

(d) The scaffold hitch shall be arranged so as to prevent the needle beam from rolling or becoming otherwise displaced.

(e) The platform span between the needle beams shall not exceed 8 feet when using 2-inch scaffold plank. For spans greater than 8 feet, platforms shall be designed based on design requirements for the special span. The overhang of each end of the platform planks shall be not less than 6 inches and not more than 12 inches.

(f) When needle beam scaffolds are used, the planks shall be secured against slipping.

(g) All unattached tools, bolts, and nuts used on needle beam scaffolds shall be kept in suitable containers, properly secured.

(h) One end of a needle beam scaffold may be supported by a permanent structural member conforming to subsections (1)(h) and (j) of this section.

(i) Each employee working on a needle beam scaffold shall be protected by a safety belt and lifeline in accordance with WAC 296-155-225.

(17) Plasterers', decorators', and large area scaffolds.

(a) Plasters', lathers', and ceiling workers' inside scaffolds shall be constructed in accordance with the general requirements set forth for independent wood pole scaffolds. (See subsection (2) of this section and Tables J-5, J-6 and J-7.)

(b) All platform planks shall be laid with the edges close together.

(c) When independent pole scaffold platforms are erected in sections, such sections shall be provided with connecting runways equipped with substantial guardrails.

(18) (~~Plasterers' and lathers' tubular welded frame scaffolds:~~

~~(a) Plasterers' and lathers' scaffolds shall be erected in accordance with requirements of this section:~~

~~(b) The footing or anchorage for scaffolds shall be sound, rigid, and capable of carrying the maximum intended load without settling or displacement. Unstable objects such as barrels, boxes, loose brick, or concrete blocks shall not be used to support scaffolds or planks.~~

~~(c) No scaffold shall be erected, moved, dismantled, or altered except under the supervision of competent persons:~~

~~(d) Scaffolds, including accessories such as braces, brackets, trusses, screw legs, ladders, etc., shall be designed, constructed, and erected to safely support four times the maximum rated loads.~~

~~(e) Spacing of panels or frames shall be consistent with the loads imposed.~~

~~(f) The frames shall be placed one on top of the other with coupling or stacking pins to provide proper vertical alignment of the legs.~~

~~(g) Where uplift may occur, panels shall be locked together vertically by pins or other equivalent suitable means:~~

~~(h) To prevent movement, the scaffold shall be secured to the building or structure at intervals not to exceed 30 feet horizontally and 26 feet vertically.~~

~~(i) The outside face (opposite the building wall) of the scaffold shall be fully cross braced with a horizontal continuous guardrail attached to the lower cross brace lock pins. (See Figure J-1.)~~

~~(j) The inside face (next to building wall) of the scaffold shall have a continuous horizontal brace attached to the upper cross brace lock pins.~~

~~(k) The outrigger plank shall be no more than 18 inches from the finished wall.~~

~~(l) The scaffold platform shall be planked to leave no more than a 22-inch maximum opening between the outside plank and the outside vertical member of the scaffold frame. (See Figure J-2.)~~

~~NOTE: The scaffold frame may be utilized to travel from one working level to another working level, provided the scaffold is of the type typified in Figure J-2.~~

~~(m) Any scaffold over three frames high shall have a standard inside ladder installed.~~

~~(n) All end runs shall be provided with a standard top rail and mid rail.~~

~~(o) All outside ends of turns shall be provided with a standard top rail and mid rail or with a cross brace and horizontal rail at the bottom of the cross brace.~~

~~(p) If no wall or studs are present on the building side of any scaffold over ten feet high, safety belts shall be used.~~

~~((19)) Interior hung scaffolds.~~

(a) An interior hung scaffold shall be hung or suspended from the roof structure or ceiling beams.

(b) The suspending wire or fiber rope shall be capable of supporting at least 6 times the rated load. The rope shall be wrapped at least twice around the supporting members and twice around the bearers of the scaffold, with each end of the wire rope secured by at least three standard wire-rope clips properly installed.

(c) For hanging wood scaffolds, the following minimum nominal size material shall be used:

(i) Supporting bearers 2 x 10 inches on edge,

(ii) Planking 2 x 10 inches, with maximum span 7 feet for heavy duty and 10 feet for light duty or medium duty.

(d) Steel tube and coupler members may be used for hanging scaffolds with both types of scaffold designed to sustain a uniform distributed working load up to heavy duty scaffold loads with a safety factor of four.

~~((20)) (19) Ladder jack scaffolds.~~

(a) All ladder jack scaffolds shall be limited to light duty and shall not exceed a height of 20 feet above the floor or ground.

(b) All ladders used in connection with ladder jack scaffolds shall be heavy-duty ladders and shall be designed and constructed in accordance with American National Standards Institute A14.1-1968, Safety Code for Portable Wood Ladders, and A14.2-1968, Safety Code for Portable Metal Ladders. Cleated ladders shall not be used for this purpose.

(c) The ladder jack shall be so designed and constructed that it will bear on the side rails in addition to the ladder rungs, or if bearing on rungs only, the bearing area shall be at least 10 inches on each rung.

(d) Ladders used in conjunction with ladder jacks shall be so placed, fastened, held, or equipped with devices so as to prevent slipping.

(e) The wood platform planks shall be not less than 2 inches in thickness. Both metal and wood platform planks shall overlap the bearing surface not less than 12 inches. The span between supports for wood shall not exceed 8 feet. Platform width shall be not less than 18 inches.

(f) Not more than two employees shall occupy any given 8 feet of any ladder jack scaffold at any one time.

~~((21)) (20) Window jack scaffolds.~~

(a) Window jack scaffolds shall be used only for the purpose of working at the window opening through which the jack is placed.

(b) Window jacks shall not be used to support planks placed between one window jack and another or for other elements of scaffolding.

(c) Window jack scaffolds shall be provided with guardrails unless safety belts with lifelines are attached and used by the employee.

(d) Not more than one employee shall occupy a window jack scaffold at any one time.

~~((22)) (21) Roofing brackets.~~

(a) Roofing brackets shall be constructed to fit the pitch of the roof.

(b) Brackets shall be secured in place by nailing in addition to the pointed metal projections. When it is impractical to nail brackets, rope supports shall be used. When rope supports are used, they shall consist of first-grade manila of at least 3/4-inch diameter, or equivalent.

(c) A catch platform shall be installed below the working area of roofs more than 16 feet from the ground to eaves with a slope greater than 4 inches in 12 inches without a parapet. In width, the platform shall extend 2 feet beyond the protection of the eaves and shall be provided with a guardrail, midrail, and toeboard. This provision shall not apply where employees engaged in work upon such roofs are protected by a safety belt attached to a lifeline.

~~((23)) (22) Crawling boards or chicken ladders.~~

(a) Crawling boards shall be not less than 10 inches wide and 1 inch thick, having cleats 1 x 1 1/2 inches. The cleats shall be equal in length to the width of the board and spaced at equal intervals not to exceed 24 inches. Nails shall be driven through and clinched on the underside. The crawling board shall extend from the ridge pole to the eaves when used in connection with roof construction, repair, or maintenance.

(b) A firmly fastened lifeline of at least 3/4-inch diameter rope, or equivalent, shall be strung beside each crawling board for a handhold.

(c) Crawling boards shall be secured to the roof by means of adequate ridge hooks or other effective means.

~~((24)) (23) Float or ship scaffolds.~~

(a) Float or ship scaffolds shall not be used to support more than three persons and a few light tools, such as those needed for riveting, bolting, and welding. They shall be constructed as designed in subdivisions (b) through (f) of this subsection, unless substitute designs and materials provide equivalent strength, stability, and safety.

(b) The platform shall be not less than 3 feet wide and 6 feet long, made of 3/4-inch plywood, equivalent to American Plywood Association Grade B-B, Group I, Exterior, or other similar material.

(c) Under the platform, there shall be two supporting bearers made from 2- x 4-inch, or 1- x 10-inch rough, "selected lumber," or better. They shall be free of knots or other flaws and project 6 inches beyond the platform on both sides. The ends of the platform shall extend 6 inches beyond the outer edges of the bearers. Each bearer shall be securely fastened to the platform.

(d) An edging of wood not less than 3/4 x 1 1/2 inches or equivalent shall be placed around all sides of the platform to prevent tools from rolling off.

(e) Supporting ropes shall be 1-inch diameter manila rope or equivalent, free from deterioration, chemical damage, flaws, or other imperfections. Rope connections shall be such that the platform cannot shift or slip. If two ropes are used with each float, they shall be arranged so as to provide four ends which are to be

securely fastened to an overhead support. Each of the two supporting ropes shall be hitched around one end of bearer and pass under the platforms to the other end of the bearer where it is hitched again, leaving sufficient rope at each end for the supporting ties.

(f) Each employee shall be protected by an approved safety lifebelt and lifeline, in accordance with WAC 296-155-225.

~~((25))~~ (24) Form scaffolds.

(a) Form scaffolds shall be constructed of wood or other suitable materials, such as steel or aluminum members of known strength characteristics. All scaffolds shall be designed and erected with a minimum safety factor of 4, computed on the basis of the maximum rated load.

(b) All scaffold planking shall be a minimum of 2- x 10-inch nominal Scaffold Grade, as recognized by approved grading rules for the species of lumber used, or equivalent material. Maximum permissible spans shall not exceed 8 feet on centers for 2- x 10-inch nominal planking. Scaffold planks shall be either nailed or bolted to the ledgers or of such length that they overlap the ledgers at least 6 inches. Unsupported projecting ends of scaffolding planks shall be limited to a maximum overhang of 12 inches.

(c) Scaffolds shall not be loaded in excess of the working load for which they were designed.

(d) Figure-four form scaffolds:

(i) Figure-four scaffolds are intended for light duty and shall not be used to support loads exceeding 25 pounds per square foot unless specifically designed for heavier loading. For minimum design criteria, see Table J-15.

(ii) Figure-four form scaffold frames shall be spaced not more than 8 feet on centers and constructed from sound lumber, as follows: The outrigger ledger shall consist of two pieces of 1- x 6-inch or heavier material nailed on opposite sides of the vertical form support. Ledgers shall project not more than 3 feet 6 inches from the outside of the form support and shall be substantially braced and secured to prevent tipping or turning. The knee or angle brace shall intersect the ledger at least 3 feet from the form at an angle of approximately 45°, and the lower end shall be nailed to a vertical support. The platform shall consist of two or more 2- x 10-inch planks, which shall be of such length that they extend at least 6 inches beyond ledgers at each end unless secured to the ledgers. When planks are secured to the ledgers (nailed or bolted), a wood filler strip shall be used between the ledgers. Unsupported projecting ends of planks shall be limited to an overhang of 12 inches.

(e) Metal bracket form scaffolds:

(i) Metal brackets or scaffold jacks which are an integral part of the form shall be securely bolted or welded to the form. Folding type brackets shall be either bolted or secured with a locking-type pin when extended for use.

(ii) "Clip-on" or "hook-over" brackets may be used, provided the form walers are bolted to the form or secured by snap ties or shea-bolt extending through the form and securely anchored.

(iii) Metal brackets shall be spaced not more than 8 feet on centers.

(iv) Scaffold planks shall be either bolted to the metal brackets or of such length that they overlap the brackets at each end by at least 6 inches. Unsupported projecting ends of scaffold planks shall be limited to a maximum overhang of 12 inches.

(v) Metal bracket form scaffolds shall be equipped with wood guardrails, intermediate rails, toeboards, and scaffold planks meeting the minimum dimensions shown in Table J-16. (Metal may be substituted for wood, providing it affords equivalent or greater design strength.)

(f) Wooden bracket form scaffolds:

(i) Wooden bracket form scaffolds shall be an integral part of the form panel. The minimum design criteria set forth herein and in Table J-17 cover scaffolding intended for light duty and shall not be used to support loads exceeding 25 pounds per square foot, unless specifically designed for heavier loading.

(ii) Scaffold planks shall be either nailed or bolted to the ledgers or of such length that they overlap the ledgers at each end by at least 6 inches. Unsupported projecting ends of scaffold planks shall be limited to a maximum overhang of 12 inches.

~~((26))~~ (25) Pump jack scaffolds.

(a) Pump jack scaffolds shall:

(i) Not carry a working load exceeding 500 pounds, and

(ii) Be capable of supporting without failure at least four times the maximum intended load.

(iii) The manufactured components shall not be loaded in excess of the manufacturer's recommended limits.

(b) Pump jack brackets, braces, and accessories shall be fabricated from metal plates and angles. Each pump jack bracket shall have two positive gripping mechanisms to prevent any failure or slippage.

(c) The platform bracket shall be fully docked and the planking secured. Planking, or equivalent, shall conform with subsection (1) of this section.

(d) (i) When wood scaffold planks are used as platforms, poles used for pump jacks shall not be spaced more than 10 feet center to center. When fabricated platforms are used that fully comply with all other provisions of this subsection, pole spacing may exceed 10 feet center to center.

(ii) Poles shall not exceed 30 feet in height.

(iii) Poles shall be secured to the work wall by rigid triangular bracing, or equivalent, at the bottom, top, and other points as necessary, to provide a maximum vertical spacing of not more than 10 feet between braces. Each brace shall be capable of supporting a minimum of 225 pounds tension or compression.

(iv) For the pump jack bracket to pass bracing already installed, an extra brace shall be used approximately 4 feet above the one to be passed until the original brace is reinstalled.

(e) All poles shall bear on mud sills or other adequate firm foundations.

(f) Pole lumber shall be two 2 x 4's, of Douglas fir or equivalent, straight-grained, clear, free of cross-grain,

shakes, large loose or dead knots, and other defects which might impair strength.

(g) When poles are constructed of two continuous lengths, they shall be two by fours, spiked together with the seam parallel to the bracket, and with 10d common nails, no more than 12 inches center to center, staggered uniformly from opposite outside edges.

(h) If two by fours are spliced to make up the pole, the splices shall be so constructed as to develop the full strength of the member.

(i) A ladder, in accordance with WAC 296-155-480, shall be provided for access to the platform during use.

(j) Not more than two persons shall be permitted at one time upon a pump jack scaffold between any two supports.

(k) Pump jack scaffolds shall be provided with standard guardrails, unless safety belts with lifelines are used by employees.

(l) When a work bench is used at an approximate height of 42 inches, the top guardrail may be eliminated, if the work bench is fully decked, the planking secured, and is capable of withstanding 200 pounds pressure in any direction.

(m) Employees shall not be permitted to use a work bench as a scaffold platform.

~~((27))~~ (26) Factory-built scaffold units. Factory-built or prefabricated scaffold units intended for assembly on the job, prefabricated plank, staging, etc., mechanical hoisting units, or other devices for use on or in connection with any type scaffolds, shall be approved by an agency or laboratory approved by the department before being used.

~~((28))~~ (27) Waler bracket scaffolds.

(a) Waler brackets shall be constructed of 1 5/8" x 1 1/2" x 3/16" angle iron minimum size, or material of equivalent strength.

(b) All steel connections shall be welded and riveted or bolted, except where detrimental to strength of materials.

(c) The maximum length of horizontal leg shall not be more than 36" between bracket hook and railing standard.

(d) A 4" x 4" x 3/16" gusset plate shall be securely welded at inside of leg angle.

(e) Nailing holes shall be provided in lower end of vertical leg for purpose of securing bracket against lifting or shifting.

(f) Waler hook or hooks shall be a minimum of 4-inch depth and be constructed of material of a strength to support a minimum of 400 pounds at extreme outer end of bracket.

~~((29))~~ (28) Ladder supported scaffolds.

(a) Box scaffolds.

(i) A step ladder scaffold, trestle scaffold, or an extension trestle scaffold shall be composed of two or more step ladders, or trestle ladders, or trestle, or extension trestle placed in line and supporting the platform in the interval or intervals, or in paralleled lines supporting stringers in the interval or intervals, upon which are supported kick plank platforms, not exceeding one platform to each bay. Such scaffolds are also known as "box scaffolds."

(ii) The number of persons working on each bay shall not exceed three at any one time.

(b) Step ladder scaffolds.

(i) Platforms more than 8 feet above the floor level shall not be supported on step ladders.

(ii) Platforms shall not be supported on the top step of a step ladder unless it is provided with stops at least one inch high at each side to prevent the plank from slipping off.

(c) Trestle ladder scaffolds.

(i) Platforms more than 16 feet above the floor level shall not be supported on trestle ladders.

(ii) The top of the trestle ladder shall be at least three steps above the level of the scaffold platform.

(iii) Where an extension trestle ladder is used to support a scaffold platform the maximum height of the platform shall be 20 feet above the floor level and the point of support on the extension section shall not be more than 6 feet above the apex of the base section.

(d) Extension trestle scaffolds.

(i) Platforms supported on extension trestles shall not be more than 16 feet above the floor level.

(ii) Ladders shall be provided for access to extension trestle scaffolds. Workers shall not climb up or down on the extension trestle.

(iii) It shall be the individual responsibility of the supervisor and of each worker to make sure that all clamps and fastenings on the extension trestle are secure before employees are allowed to work on the scaffold.

~~((30))~~ (29) Chimney, stack and tank bracket scaffolds.

(a) General. A chimney, stack or tank bracket scaffold shall be composed of a platform supported by brackets which are hooked over a steel cable which surrounds the circumference of the chimney, stack or tank approximately in a horizontal plane. The platform shall be not less than two planks wide and be designed with a safety factor of not less than 4.

(b) All brackets shall have a mild steel suspension hook 2 inches by 1/4-inch with at least 3 inches projecting beyond the throat of the hook. Hooks shall be integral with or securely attached to the bracket.

(c) Wood spacer blocks shall be provided to hold the suspending cable away from the structure at the points where brackets are hooked on. These spacer blocks shall be not less than 2 inches by 4 inches by 12 inches.

(d) All suspending cables shall be improved plow steel 6 x 19 wire rope or equivalent. In no case shall less than 1/2-inch diameter wire rope be used.

(e) The turnbuckle used to tighten suspending cables shall be not less than 1 inch drop forged steel. The cables shall be provided with thimbles and not less than 3 U-bolt type clips at each end and be attached to the turnbuckles by means of shackles. Open hooks shall not be used.

(f) All chimney, stack and tank bracket scaffolds shall be provided with standard guard rails, intermediate rails and toeboards.

(g) For access to a chimney, stack or tank bracket scaffold, ladders or a boatswain's chair shall be used.

(h) All chimney, stack or tank brackets for scaffolds shall be welded and riveted or bolted.

((3+)) (30) Scaffold platforms supported by catenary or stretch cables.

(a) When a scaffold platform is supported by cables at least 4 cables shall be used, two near each end of the scaffold.

(b) The cables shall be attached to the scaffold by means of U-bolts or the equivalent through which the cables pass.

(c) Cables shall not be tightened beyond their safe working load. A hanger or set of falls shall be used approximately every 50 feet to pick up the sag in the cable.

AMENDATORY SECTION (Amending Order 76-28, filed 9/28/76)

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.

(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 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 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.

WSR 82-01-024
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed December 10, 1981]

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 the adopting of chapter 173-303 WAC, dangerous waste regulations and the repealing of chapter 173-302 WAC, hazardous waste regulation.

The formal adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Monday, December 14, 1981, in the Hearings Room, Department of Ecology, Air and Land Offices, 4224 Sixth Avenue S.E., Lacey, Washington.

The authority under which these rules are proposed is chapter 70.105 RCW and RCW 70.95.260.

This notice is connected to and continues the matter in Notice No. WSR 81-20-085 filed with the code reviser's office on October 7, 1981.

Dated: December 7, 1981

By: John F. Spencer
 Deputy Director

WSR 82-01-025
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-231—Filed December 10, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, 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 Areas 7 and 7A are closed to protect Canadian origin chum salmon and fully harvested U.S. origin chum stocks. Portions of Area 13 are closed to protect overharvested South Sound chum

stocks. Areas 12, 12B and 12C are closed to ensure escapement of Hoodspout hatchery chum salmon. The upper Nooksack and Samish Rivers are closed to protect local chum stocks. Indications are that chum escapement has been achieved in the lower Nooksack River and Area 7B. Areas 12A and 12D and the Skokomish River are closed for secondary protection of local chum stocks. The upper Skagit River is closed for chum protection. Area 10C, portions of Areas 10B and 10D and the Cedar River are closed to protect spawning sockeye. Upper Stillaguamish and Snohomish River systems are closed to protect Stillaguamish-Snohomish chum salmon. Areas 11A, 13A, Minter Creek and the Puyallup River systems are closed because the harvestable surplus of Puyallup River and Carr Inlet chum salmon has been taken.

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

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

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

APPROVED AND ADOPTED December 10, 1981.

By W. R. Wilkerson
 for Rolland A. Schmitten
 Director

NEW SECTION

WAC 220-28-146 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. *Effective immediately, until further notice, 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:*

Area 4B – Troll-caught chinook under 22 inches in length and troll-caught coho under 16 inches in length must be released.

Area 7 and 7A – Closed to all commercial fishing, through December 19.

Area 10B – Closed to all commercial fishing except in that portion west of a line projected true south from Webster Point.

Area 10C – Closed to all commercial fishing, through December 31.

Area 10D – Closed to all commercial fishing in that portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek, through December 31.

Area 11A – Closed to all commercial fishing, through January 2, 1982.

Areas 12, 12A, 12B, 12C, and 12D – Closed to all commercial fishing.

Area 13 – Closed to all commercial fishing except in that portion within 300 yards of

the mouth of McAllister Creek, that portion inside and easterly of a line projected from Gordon Point to the northern tip of Ketron Island thence along the shore to the southern tip of Ketron Island thence to the Nisqually River marker buoy thence to the jetty approximately 1/2 mile from the entrance to Sequelitchew Creek and that portion inside and easterly of the railroad trestle near the mouth of Chambers Creek.

Area 13A - Closed to all commercial fishing.

Cedar River - Closed to all commercial fishing, through December 31.

*Nooksack River - Closed to all commercial fishing upstream from the confluence of the north & south forks.

Skagit River - Closed upstream from the Old Faber Ferry landing, including all tributaries.

Stillaguamish River - Closed to all commercial fishing upstream from River mile 13.7. Including all tributaries.

Snohomish River - Closed to all commercial fishing. Including all tributaries.

Puyallup River - Closed to all commercial fishing. Including all tributaries.

Minter Creek - Closed to all commercial fishing.

Skokomish River - Closed to all commercial fishing.

Samish River - Closed to all commercial fishing, through December 19.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-145 Puget Sound Commercial Fishery Restrictions (81-229).

WSR 82-01-026
NOTICE OF PUBLIC MEETINGS
SKAGIT VALLEY COLLEGE
 [Memorandum—December 10, 1981]

Board of Trustees of
 Community College District No. 4
 (Skagit Valley College)
 Relating to the
 Regular Board Meetings for 1982

Be it resolved that the Board of Trustees of Skagit Valley Community College, Community College District No. 4, will hold its regular meetings at 7:15 p.m. on the second Wednesday of each month in 1982, except for the month of August when there is no meeting. All of these meetings will be held in the Faculty-Staff Lounge in the Campus Center Building on the Mount Vernon campus except the April meeting which will be held at

the Whidbey Branch in the Science Building, 1201 East Pioneer Way, Oak Harbor, Washington.

The dates of the regular meetings are: January 13, February 10, March 10, April 14, May 12, June 9, July 14, September 8, October 13, November 10, December 8.

WSR 82-01-027
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed December 14, 1981]

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 356-06-010 Definitions.
- Amd WAC 356-10-050 Positions—Reallocation upwards, incumbents.
- Rep WAC 356-10-060 Allocation—Request for review.
- Amd WAC 356-30-210 Transfer—Between agencies—Restrictions.
- Amd WAC 356-30-280 Probationary period—((Period)) Transfer((=)), intra-agency re-appointment to higher class.
- Amd WAC 356-30-290 Reassignment.
- Amd WAC 356-18-140 Leave without pay;

that such agency will at 10:00 a.m., Thursday, January 14, 1982, in the Board Hearing Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 41.06.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 12, 1982, and/or orally at 10:00 a.m., Thursday, January 14, 1982, Board Hearing Room, Department of Personnel, 600 South Franklin, Olympia, WA.

This notice is connected to and continues the matter in Notice Nos. WSR 81-22-043 and 81-23-029 filed with the code reviser's office on November 2, 1981, and November 16, 1981.

Dated: December 11, 1981
 By: Leonard Nord
 Secretary

WSR 82-01-028
EXECUTIVE ORDER
OFFICE OF THE GOVERNOR
 [EO 81-21]

HOUSING FINANCING

This Executive Order is necessary for the local implementation of the Federal Mortgage Subsidy Bond Tax Act of 1980.

I. TARGET AREAS

The Mortgage Subsidy Bond Tax Act of 1980, 26 U.S.C.A. § 103A (the "Act"), amended the Internal Revenue Code of 1954 with respect to tax-exempt financing by local governmental units of the states for the purchase, rehabilitation or improvement of single-family homes ("housing financing"). This Act provides that a certain proportion of any housing financing must be set aside for housing located in targeted areas in which there exists a concentration of low income families or substandard housing as defined in the Act. The Act further permits the states to designate "areas of chronic economic distress" for the purpose of identifying targeted areas, where such state designation meets the criteria of subparagraph (k)(3)(B) of the Act and is approved by the Secretary of the Treasury and the Secretary of Housing and Urban Development. Since the Act's alternative criteria for determining targeted areas to not necessarily reach the conditions within this state sought by the Act to be alleviated, it is in the best interests of the state and its inhabitants that the state designate "areas of chronic economic distress."

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, by virtue of the power vested in me, do hereby order:

- A. That an "area of chronic economic distress" is a "neighborhood strategy area" as defined in 24 C.F.R. 570.301(c) and designated by a county, city or town in its community development and housing plan prepared pursuant to laws and regulations for carrying out the federal community development block grant program; provided, that the population in areas of chronic economic distress designated by any county, city or town may not exceed 20 percent of the population in that county, city or town, excluding the population in qualified census tracts.
- B. That the Director of the Planning and Community Affairs Agency be designated as the state official responsible for taking such action and executing such documents on behalf of the state as may be necessary or appropriate to comply with federal laws and regulations relating to designation of areas of economic distress proposed by local governmental units.

II. STATE CEILING

The Act sets an annual state ceiling on the aggregate amount of obligations issued by those local governmental units of the state having statutory authority to issue housing financing bonds. It also provides that the Governor of the state has interim authority, if exercised prior to December 31, 1981, to provide a different formula from that provided by the Act for allocation of the state ceiling among the local governmental units. The

statistical data required to determine such allocation under the Act are not readily available, and the difficulty of complying with the formula of the Act will effectively and indefinitely eliminate any housing financing within the state. Since there continues to be a shortage of decent, safe, sanitary and energy efficient housing within the state, it is in the best interests of the state and its inhabitants that local governmental units have the ability to provide or authorize the provision of housing financing.

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, by virtue of the power vested in me, do hereby order:

- C. That an annual state ceiling of \$100,000,000 for local governmental units be allocated to the counties, cities and towns of the state according to the following formulae.
 - (1) The allocation for any city or town is: \$100,000,000 multiplied by the fraction having as its numerator the population of the city or town, according to the 1980 decennial census (the "census"), and as its denominator the population of the state according to the census.
 - (2) The allocation for any county is: \$100,000,000 multiplied by the fraction having as its numerator the population of the unincorporated areas of the county, according to the census, and as its denominator the population of the state according to the census.
- D. That each county, city or town may designate one or more entities (including itself) permitted by law to provide housing financing to issue housing financing obligations; provided, that the aggregate amount of housing financing does not exceed its allocation and the financed housing is located within its boundaries and, in the case of counties, within the unincorporated areas of such county or within the overall boundaries of cooperating jurisdiction in the county.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia this 9th day of December, A.D., nineteen hundred and eighty-one.

John Spellman

Governor of Washington

BY THE GOVERNOR:

Ralph Munro

Secretary of State

WSR 82-01-029
ADOPTED RULES
DEPARTMENT OF TRANSPORTATION
 [Order 70—Filed December 14, 1981]

I, Duane Berentson, Secretary of Transportation, do promulgate and adopt at Room 1D9, Highway Administration Building, Olympia, Washington, the annexed rules relating to an amendment to WAC 468-58-050, "prohibition of non-motorized traffic on fully controlled limited access highways" to allow bicycles to use the right hand shoulder of fully controlled limited access highways, except where the Secretary of Transportation or his designee has prohibited such use and signs are posted giving notice of the prohibition.

This action is taken pursuant to Notice No. WSR 81-22-045 filed with the code reviser on November 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Transportation as authorized in RCW 47.52.025 and 46.61.160.

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 December 14, 1981.

By Duane Berentson
 Secretary

AMENDATORY SECTION (Amending Order 53, filed 4/15/80)

WAC 468-58-050 PROHIBITION OF NONMOTORIZED TRAFFIC ON FULLY CONTROLLED LIMITED ACCESS HIGHWAYS. (1) All nonmotorized traffic shall be prohibited on state highways which have been established and constructed as fully controlled limited access facilities, and signs giving notice of such prohibition shall be posted upon all such highways.

(2) This prohibition of nonmotorized traffic on fully controlled limited access highways shall not apply to:

(a) Pedestrian overcrossings and undercrossings or other facilities provided specifically for the use of such traffic.

(b) Bicycles utilizing the right-hand shoulders; except where the secretary of transportation or his designee has prohibited such use. Signs giving notice of such prohibition shall be posted for those sections where such usage is prohibited.

~~((3) This prohibition of nonmotorized traffic shall not apply to the following sections of established and operating fully controlled limited access highways with regard to pedestrians and bicycles:~~

~~(a) State Route 2, Mile Post 0.00 to Mile Post 2.50;~~
~~(b) State Route 410, Mile Post 0.30 to Mile Post 11.60;~~

~~(c) State Route 526, Mile Post 0.80 to Mile Post 4.57;~~

~~(d) State Route 5, Mile Post 165.40 to Mile Post 172.40, Reversible Lanes, from 9:00 a.m. to 6:00 p.m. on June 18, 1978:~~

~~(4) This prohibition shall not apply to the shoulders of the following sections of an established and operating fully controlled limited access highway with regard to bicycles during daylight hours only:~~

~~(a) State Route 5, Mile Post 23.01 to Mile Post 27.42;~~

~~(b) State Route 5, Mile Post 116.70 to Mile Post 119.01; and~~

~~(c) State Route 90, Mile Post 18.31 to Mile Post 20.16.~~

~~Signs giving notice of such permission shall be posted upon these highway routes.~~

~~(5) This prohibition shall not apply to the shoulders of the following section of an established and operating fully controlled limited access highway with regard to bicycles during daylight hours only from May 1 through September 30:~~

~~State Route 90, Mile Post 254.02 to Mile Post 257.69.~~

~~Signs giving notice of such permission shall be posted upon these highway routes:))~~

WSR 82-01-030
NOTICE OF PUBLIC MEETINGS
BELLEVUE COMMUNITY COLLEGE
 [Memorandum, President—December 9, 1981]

The regular meetings of the Board of Trustees of Community College District VIII for 1982 shall be held on the following dates:

- January
- February 2
- March 9
- April 6
- May 4
- June 1
- July 6
- August 3
- September
- October 5
- November 2
- December 7

The meetings will begin at 12 noon in the Bellevue Campus Cafeteria with a discussion of agenda items and at 1:30 p.m. in the Board Room, Bellevue Campus, Bellevue, Washington, for a business session. If that day is a legal holiday, the meeting will be held if at all possible on the second Tuesday of the month or soon thereafter or as otherwise announced. In the event the Board of Trustees is unable to meet on the regular meeting

date, a special meeting may be scheduled and held if at all possible on the second Tuesday of the month or soon thereafter or as otherwise announced. In the event the Board of Trustees is unable to meet, the chairman of the board may order that no regular meeting of the Board of Trustees be held that month.

WSR 82-01-031

**NOTICE OF PUBLIC MEETINGS
COMMUNITY COLLEGE DISTRICT 17**
[Memorandum, District Pres.—December 8, 1981]

Board of Trustees
Washington Community College District 17

Notice is hereby given, pursuant to RCW 42.30.075, that the regular meetings of the Board of Trustees of Washington Community College District 17 (Spokane) during calendar year 1982 shall be held at 1:30 p.m. in the District Board Room at N. 2000 Greene Street, Spokane, Washington, on the following dates:

Tuesday, January 12, 1982
Tuesday, February 9, 1982
Tuesday, March 9, 1982
Tuesday, April 13, 1982
Tuesday, May 11, 1982
Tuesday, June 8, 1982
Tuesday, July 13, 1982
Tuesday, August 10, 1982
Tuesday, September 14, 1982
Tuesday, October 12, 1982
Tuesday, November 9, 1982
Tuesday, December 14, 1982

WSR 82-01-032

**ADOPTED RULES
COMMUNITY COLLEGE DISTRICT 17**
[Order 81-01, Resolution No. 20—Filed December 14, 1981]

Be it resolved by the board of trustees of the Washington Community College District 17, acting at Spokane, Washington, that it does promulgate and adopt the annexed rules relating to the consumption of liquor at specific functions conducted as part of the Spokane Community College Culinary Arts Program.

This action is taken pursuant to Notice No. WSR 81-22-050 filed with the code reviser on November 2, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.50.140(13) 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 December 8, 1981.

By R. Stuart Kirk
Chairperson, Board of Trustees

AMENDATORY SECTION (Amending Order 1-69, filed 12/8/69)

WAC 132Q-04-040 LIQUOR. The possession, consumption or being demonstrably under the influence of any form of liquor by any student on college facilities shall be cause for disciplinary action except where possession or consumption occurs in the course of a regular college training program and the presence and use of liquor during that program has been specifically approved by the college president.

WSR 82-01-033

**ADOPTED RULES
COMMUNITY COLLEGE DISTRICT 17**
[Order 81-02, Resolution No. 18—Filed December 14, 1981]

Be it resolved by the board of trustees of the Washington Community College District 17, acting at Spokane, Washington, that it does promulgate and adopt the annexed rules relating to subjecting students disrupting the orderly continuance of a college function through misconduct to disciplinary action.

This action is taken pursuant to Notice No. WSR 81-22-030 filed with the code reviser on October 29, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.50.140(13) 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 December 8, 1981.

By R. Stuart Kirk
Chairperson, Board of Trustees

NEW SECTION

WAC 132Q-04-068 CONDUCT AT COLLEGE FUNCTIONS. Any student who, by any act of misconduct, substantially disrupts any college function by engaging in conduct that renders it difficult or impossible to continue such a function in an orderly manner shall be subject to disciplinary action.

WSR 82-01-034**ADOPTED RULES****COMMUNITY COLLEGE DISTRICT 17**

[Order 81-03, Resolution No. 19—Filed December 14, 1981]

Be it resolved by the board of trustees of the Washington Community College District 17, acting at Spokane, Washington, that it does promulgate and adopt the annexed rules relating to allowing the associated students executive committee to appoint student members to the disciplinary committee in case certain student associations or organizations do not exist.

This action is taken pursuant to Notice No. WSR 81-22-030 filed with the code reviser on November[October] 29, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.50.140(13) 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 December 8, 1981.

By R. Stuart Kirk
Chairperson, Board of Trustees

AMENDATORY SECTION (Amending Order 74-1, filed 9/23/74)

WAC 132Q-04-200 COMPOSITION OF COLLEGE DISCIPLINE COMMITTEE. Each campus of Spokane Community College and after July 1, 1970, each college created by the Board of Trustees for Washington State Community College District No. 17 shall have a college disciplinary committee composed of six members, who shall be chosen by no later than October 15 of each academic year. The membership shall be selected as follows:

(1) The faculty organization at each college shall appoint two members and an alternate who are teaching on the appropriate campus or college; such members shall serve a two-year term.

(2) The college president shall appoint two members from the college administration who shall serve at his pleasure.

(3) Student membership shall be ~~((designated by the president of the associated students and the president of associated men or associated women students on each campus of Spokane Community College and after July 1, 1970 for each community college created by the Board of Trustees of the District:))~~ appointed by the respective student governments on each college campus. Student membership must include a male and female student and two alternates who shall serve for no more than one year.

(4) The chairman of the college disciplinary committee shall be the Dean of Student Personnel Services or his designated representative; provided, however, that no person who personally participates in any disciplinary

action reviewed by the disciplinary committee may serve as chairman, nor may said person cast a vote on the merits of the issue decided by the disciplinary committee pursuant to WAC 132Q-04-240.

Reviser's Note: RCW 28B.19.077 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 82-01-035**ADOPTED RULES****COMMUNITY COLLEGE DISTRICT 17**

[Order 81-04, Resolution No. 21—Filed December 14, 1981]

Be it resolved by the board of trustees of the Washington Community College District 17, acting at Spokane, Washington, that it does promulgate and adopt the annexed rules relating to removing rules regarding tenure, nonrenewal of faculty probationer's contracts and faculty dismissals which have been superseded by a master contract negotiated by and between the Board of Trustees of Washington Community College District 17 and the District 17 Association for Higher Education and to remove unnecessary publication of rules pursuant to RCW 28B.52.100.

This action is taken pursuant to Notice No. WSR 81-22-011 filed with the code reviser on October 23, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.50.852 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 December 8, 1981.

By R. Stuart Kirk
Chairperson, Board of Trustees

REPEALER

The following chapter of the Washington Administrative Code is hereby repealed:

- | | |
|---------------------|--|
| (1) WAC 132Q-88-010 | Purpose. |
| (2) WAC 132Q-88-020 | Definitions. |
| (3) WAC 132Q-88-030 | Composition of review committees. |
| (4) WAC 132Q-88-040 | Review committee evaluation procedures. |
| (5) WAC 132Q-88-050 | Review committee evaluation standards. |
| (6) WAC 132Q-88-060 | Communication of evaluation to probationers. |
| (7) WAC 132Q-88-070 | Recommendations regarding tenure. |
| (8) WAC 132Q-88-080 | Board decisions regarding tenure. |

- (9) WAC 132Q-88-090 Dismissals.
 (10) WAC 132Q-88-100 Dismissal for sufficient cause.
 (11) WAC 132Q-88-110 Nonrenewal of tenured faculty contracts.
 (12) WAC 132Q-88-120 Tenure considerations.
 (13) WAC 132Q-88-130 Severability.

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

WSR 82-01-036
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Division for Vocational Rehabilitation)
 [Filed December 15, 1981]

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:

- Amd WAC 490-500-180 Economic need.
 Amd WAC 490-500-190 Economic need—Standards for determining.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 28A.10.025.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 11, 1981

By: David A. Hogan
 Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend chapter 490-500 WAC.

Purpose of the rule change is to reduce the number of services exempt from determination of financial need to the minimum required by law.

Statutory Authority: RCW 28A.10.025.

Summary of the Rule or Rule Change: WAC 490-500-180 enumerates the services of the Division of Vocational Rehabilitation which may be provided applicants and/or clients of the division regardless of personal income and resources. The proposed changes reduce the number of exempt services to the minimum required by law. WAC 490-500-190 sets the standards of income and resources above which the individual must contribute funds toward the cost of a vocational rehabilitation program except for those services specifically exempted by WAC 490-500-180. The changes proposed do not in any way change the current standards. The major change deleting the words "shall be taken into account in planning for payment of the cost of those services which are not conditioned upon economic need" is designed to more adequately convey the intent of the division to require use of all available resources to pay for vocational rehabilitation services before state funds are expended. Only by initiating this and other economies can the division extend services to the greatest number of applicants.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Les James, Director, Vocational Rehabilitation, Mailstop: OB-21C, Phone: 3-0293.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1050, filed 8/29/75)

WAC 490-500-180 ECONOMIC NEED. (1) The division shall provide the following services regardless of the economic need of the client receiving the services:

- (a) Diagnostic and related services,
- (b) Counseling,
- (c) ~~((Training))~~ Placement,
- (d) ~~((Interpreter services for the deaf.))~~

All other services of the division will be provided only if the client who is to receive the services is eligible for such services on the basis of economic need as provided in WAC 490-500-190.

~~((e) Placement:~~

~~(2) The following vocational rehabilitation services shall be provided by the division only if the client receiving the services is eligible for such services on the basis of economic need:~~

- ~~(a) Physical restoration services;~~
- ~~(b) Transportation, except where provided in connection with diagnostic services;~~
- ~~(c) Training tools, material, books and supplies;~~
- ~~(d) Placement tools, equipment, and initial stocks and supplies;~~
- ~~(e) Occupational licenses;~~
- ~~(f) Maintenance, except where provided in connection with diagnostic services;~~
- ~~(g) Other goods and services necessary for the client rehabilitation, including post-employment services necessary for the client's rehabilitation.))~~

AMENDATORY SECTION (Amending Order 1050, filed 8/29/75)

WAC 490-500-190 ECONOMIC NEED—STANDARDS FOR DETERMINING. (1) A client shall be eligible ~~((on the basis of economic need))~~ to receive vocational rehabilitation services or extended evaluation services from the division when ~~((the))~~ total ~~((of his/her))~~

obligations, debts, and expenses ((is) equals ((to) or exceeds ((the total of his/her)) income and nonexempt assets ((or) and resources. When ((the value of his/her)) income and nonexempt assets ((is) are greater than the value of ((his/her)) obligations, debts, and expenses, the excess ((of the former over the latter shall be taken into account in planning for payment of the cost of those services which are conditioned upon economic need)) is to be made available by the client to pay for rehabilitation services unless the service is exempted by law and/or WAC 490-500-180.

(2) Determination of a client's economic need involves an evaluation of the income, assets, debts, obligations, and expenses of ((his/her)) his or her entire family unit, including ((his/her)) his or her dependents or, if the client is an unemancipated minor, ((his/her)) his or her parents.

(3) The following shall be considered income for the purpose of determining the economic need of a client:

(a) Wages paid to the client and to any dependent family members living in the home. For purposes of this section wages shall be equal to gross wages less deductions for income taxes, social security, taxes, retirement deductions, and other involuntary deductions.

(b) Contributions from relatives or others, in cash or in kind, on a regular and predictable basis,

(c) Net profit from roomers or boarders,

(d) Net profit from property rentals,

(e) Net profit from farm products,

(f) Net profit from business enterprises,

(g) Scholarship or fellowship funds,

(h) Income from public or private welfare agencies,

(i) Any other income received on a regular and predictable basis, including but not limited to alimony, dividends from stocks, annuity payment, unemployment compensation, insurance, pensions, etc.

(4) The following types of property shall be considered exempt assets and may not be considered in determining the client's economic need:

(a) The home occupied by the client or ((his/her)) his or her family, including any contiguous real property. A house trailer is an exempt asset when it is being regularly occupied by the client or ((his/her)) his or her family as the principle place of residence or when it will be so occupied in the predictable future.

(b) Household furniture, clothing, life insurance, and other personal effects;

(c) An automobile when one or more of the following conditions is met:

(i) The client and ((his/her)) his or her family have only one automobile, or

(ii) All automobiles used by the family are for the purpose of transportation to work or school, or

(iii) The automobile has been furnished in whole or in part to the client or to one of ((his/her)) his or her dependents by the veteran's administration, or

(iv) The automobile is essential to the client's vocational rehabilitation objective.

(d) Vocational equipment and machinery owned by the client is an exempt asset if ((it)) the equipment and/or machinery is being used to provide part or all of the living expenses of the client and ((his/her)) his or her dependents or if ((it)) the equipment and/or machinery may be so used after completion of the vocational rehabilitation plan;

(e) Livestock is an exempt asset to the extent that ((it)) the livestock produces income or otherwise helps the client to meet normal living requirements.

(5) All types of tangible and intangible property, including but not limited to real property, personal property, stocks, bonds, savings accounts, and checking accounts, which are not exempt under subsection (4) of this section shall constitute the client's nonexempt assets and shall be considered in determining the client's economic need. The value of a nonexempt asset shall be equal to ((its)) the nonexempt assets fair market value less any unpaid encumbrances of record.

(6) The following obligations, debts, and expenses shall be deducted from the client's income and nonexempt assets in determining the client's economic need:

(a) The client's actual shelter and living expenses,

(b) Shelter and living expenses for the client's dependents,

(c) Payments which the client is required to make under court order,

(d) Outstanding taxes on earnings or personal or real property,

(e) Insurance premium payments,

(f) Contractual payments on real or personal property if such obligations were incurred prior to the client's application for vocational rehabilitation services.

(7) When maintenance is to be paid by the division of vocational rehabilitation to a client, ((it)) the maintenance paid shall be in the amount the division has determined to be necessary to maintain the client and dependents up to a maximum of:

(a) ((~~\$230.25~~)) Two hundred thirty dollars and twenty-five cents for self;

(b) ((~~\$64.00~~)) Sixty-four dollars additional for each dependent consistent with DVR policies and criteria.

WSR 82-01-037
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Division for Vocational Rehabilitation)
[Order 1731—Filed December 15, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

Amd WAC 490-500-180 Economic need.
Amd WAC 490-500-190 Economic need—Standards for determining.

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 due to budget limitations, it is necessary to reduce vocational rehabilitation services which are not based on economic need to the legal minimum.

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

This rule is promulgated pursuant to RCW 28A.10-.025 which directs that the Department of Social and Health Services has authority to implement the provisions of chapter 28A.10 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 December 11, 1981.

By Edwin D. Porter

for David A. Hogan

Director, Division of Administration

AMENDATORY SECTION (Amending Order 1050, filed 8/29/75)

WAC 490-500-180 ECONOMIC NEED. (1) *The division shall provide the following services regardless of the economic need of the client receiving the services:*

(a) *Diagnostic and related services,*

(b) *Counseling,*

(c) *((Fraining)) Placement,*

~~(d) ((Interpreter services for the deaf,)) All other services of the division will be provided only if the client who is to receive the services is eligible for such services on the basis of economic need as provided in WAC 490-500-190.~~

~~((e) Placement:~~

~~(2) The following vocational rehabilitation services shall be provided by the division only if the client receiving the services is eligible for such services on the basis of economic need:~~

- ~~(a) Physical restoration services;~~
- ~~(b) Transportation, except where provided in connection with diagnostic services;~~
- ~~(c) Training tools, material, books and supplies;~~
- ~~(d) Placement tools, equipment, and initial stocks and supplies;~~
- ~~(e) Occupational licenses;~~
- ~~(f) Maintenance, except where provided in connection with diagnostic services;~~
- ~~(g) Other goods and services necessary for the client rehabilitation, including post-employment services necessary for the client's rehabilitation.))~~

AMENDATORY SECTION (Amending Order 1050, filed 8/29/75)

WAC 490-500-190 ECONOMIC NEED—STANDARDS FOR DETERMINING. (1) A client shall be eligible ~~((on the basis of economic need))~~ to receive vocational rehabilitation services or extended evaluation services from the division when ~~((the))~~ total ~~((of his/her))~~ obligations, debts, and expenses ~~((is))~~ equals ~~((to))~~ or exceeds ~~((the total of his/her))~~ income and nonexempt assets ~~((or))~~ and resources. When ~~((the value of his/her))~~ income and nonexempt assets ~~((is))~~ are greater than the value of ~~((his/her))~~ obligations, debts, and expenses, the excess ~~((of the former over the latter shall be taken into account in planning for payment of the cost of those services which are conditioned upon economic need))~~ is to be made available by the client to pay for rehabilitation services unless the service is exempted by law and/or WAC 490-500-180.

(2) Determination of a client's economic need involves an evaluation of the income, assets, debts, obligations, and expenses of ~~((his/her))~~ his or her entire family unit, including ~~((his/her))~~ his or her dependents or, if the client is an unemancipated minor, ~~((his/her))~~ his or her parents.

(3) The following shall be considered income for the purpose of determining the economic need of a client:

(a) Wages paid to the client and to any dependent family members living in the home. For purposes of this section wages shall be equal to gross wages less deductions for income taxes, social security, taxes, retirement deductions, and other involuntary deductions.

(b) Contributions from relatives or others, in cash or in kind, on a regular and predictable basis,

(c) Net profit from roomers or boarders,

(d) Net profit from property rentals,

(e) Net profit from farm products,

(f) Net profit from business enterprises,

(g) Scholarship or fellowship funds,

(h) Income from public or private welfare agencies,

(i) Any other income received on a regular and predictable basis, including but not limited to alimony, dividends from stocks, annuity payment, unemployment compensation, insurance, pensions, etc.

(4) The following types of property shall be considered exempt assets and may not be considered in determining the client's economic need:

(a) The home occupied by the client or ~~((his/her))~~ his or her family, including any contiguous real property. A house trailer is an exempt asset when it is being regularly occupied by the client or ~~((his/her))~~ his or her family as the principle place of residence or when it will be so occupied in the predictable future.

(b) Household furniture, clothing, life insurance, and other personal effects;

(c) An automobile when one or more of the following conditions is met:

(i) The client and ~~((his/her))~~ his or her family have only one automobile, or

(ii) All automobiles used by the family are for the purpose of transportation to work or school, or

(iii) The automobile has been furnished in whole or in part to the client or to one of ~~((his/her))~~ his or her dependents by the veteran's administration, or

(iv) The automobile is essential to the client's vocational rehabilitation objective.

(d) Vocational equipment and machinery owned by the client is an exempt asset if ~~((it))~~ the equipment and/or machinery is being used to provide part or all of the living expenses of the client and ~~((his/her))~~ his or her dependents or if ~~((it))~~ the equipment and/or machinery may be so used after completion of the vocational rehabilitation plan;

(e) Livestock is an exempt asset to the extent that ~~((it))~~ the livestock produces income or otherwise helps the client to meet normal living requirements.

(5) All types of tangible and intangible property, including but not limited to real property, personal property, stocks, bonds, savings accounts, and checking accounts, which are not exempt under subsection (4) of this section shall constitute the client's nonexempt assets and shall be considered in determining the client's economic need. The value of a nonexempt asset shall be equal to ~~((its))~~ the nonexempt assets fair market value less any unpaid encumbrances of record.

(6) The following obligations, debts, and expenses shall be deducted from the client's income and nonexempt assets in determining the client's economic need:

(a) The client's actual shelter and living expenses,

(b) Shelter and living expenses for the client's dependents,

(c) Payments which the client is required to make under court order,

(d) Outstanding taxes on earnings or personal or real property,

(e) Insurance premium payments,

(f) Contractual payments on real or personal property if such obligations were incurred prior to the client's application for vocational rehabilitation services.

(7) When maintenance is to be paid by the division of vocational rehabilitation to a client, ((it)) the maintenance paid shall be in the amount the division has determined to be necessary to maintain the client and dependents up to a maximum of:

(a) ((~~\$230.25~~)) Two hundred thirty dollars and twenty-five cents for self,

(b) ((~~\$64.00~~)) Sixty-four dollars additional for each dependent consistent with DVR policies and criteria.

WSR 82-01-038

ADOPTED RULES

DEPARTMENT OF PERSONNEL

(Personnel Board)

[Order 164—Filed December 15, 1981]

Be it resolved by the State Personnel Board, acting at 600 South Franklin, Olympia, WA 98504, that it does promulgate and adopt the annexed rules relating to the amending of WAC 356-39-100 Tuition reimbursement—Agency authority and responsibility.

This action is taken pursuant to Notice No. WSR 81-22-043 filed with the code reviser on November 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 41.06.150(17) and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 10, 1981.

By Leonard Nord
Secretary

AMENDATORY SECTION (Amending Order 116, filed 1/19/78)

WAC 356-39-100 TUITION REIMBURSEMENT—AGENCY AUTHORITY AND RESPONSIBILITY. (1) Agencies may approve for full or partial tuition reimbursement a qualified course conducted by an educational institution, vocational school, or a professional training organization. To qualify, a course must have an objective of furthering an employee's career development plan and/or changing or enhancing the employee's skills, knowledge, attitude, or behavior. The course must be directly related to a function of State government.

(2) Agencies shall reimburse eligible employees who have satisfactorily completed a course which was previously approved for tuition reimbursement. Agencies may pre-pay employee's tuition or registration fees.

(3) Agency funds expended for tuition reimbursement will be limited to tuition or registration fees, and will not include textbooks, supplies or other school expenses.

(4) Approvals for any one employee should be limited to no more than ((the equivalent of six)) nine quarter credit hours, or six semester hours, or other equivalent credits during any one academic quarter or semester.

(5) Absent an agreement to the contrary, when an employee moves to another agency prior to completion of an approved course, the approving agency shall retain the obligation for reimbursement if the course is satisfactorily completed. When payment is not made by the approving agency the gaining agency may, at its option, reimburse the employee.

WSR 82-01-039

NOTICE OF PUBLIC MEETINGS

DATA PROCESSING AUTHORITY

[Memorandum—December 15, 1981]

The regular meeting of the Washington State Data Processing Authority scheduled for 1:30 p.m. on Wednesday, January 6, 1982, has been cancelled.

The next regular meeting of the Data Processing Authority will be on Wednesday, February 3, 1982. It will be held at 1:30 p.m. in the Educational Services District 113 Office on McPhee Road in Olympia, Washington.

WSR 82-01-040

ADOPTED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 1732—Filed December 16, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to family reconciliation services, amending WAC 388-15-570.

This action is taken pursuant to Notice No. WSR 81-22-055 filed with the code reviser on November 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 16, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1708, filed 10/5/81)

WAC 388-15-570 FAMILY RECONCILIATION SERVICES. (1) Families who are in conflict may request family reconciliation services from the department. Such services shall be provided to alleviate personal or family situations which present a serious and imminent threat to the health or stability of the child or family and to maintain families intact wherever possible.

(2) Family reconciliation services shall be designed to develop skills and supports within families to resolve family conflicts and may include but are not limited to referral to services for suicide prevention, psychiatric or other medical care, or psychological, welfare, legal, educational, or other social services, as appropriate to the needs of the child and the family.

(3) It is the purpose of this service to achieve a reconciliation between the parent and child, to reunify the family and to maintain and strengthen the family unit and thereby avoid the necessity of out-of-home placement of children.

(4) Under this program services are provided to runaways and families in conflict. These populations are defined as follows:

(a) Runaways: The department provides family reconciliation services to actual runaways, and does not provide reconciliation services to threatened runaways - unless the threatened runaways meet the definition of families in conflict.

(b) Families in conflict: The department provides family reconciliation services to families to alleviate personal or family situations which present a serious and imminent threat to the health or stability of the child or family.

(5) Services are provided as follows:

(a) Intake/assessment services: IAS are short-term counseling sessions limited to a total of four hours within twenty-four hours directed toward defusing the immediate potential for violence, assessing problems and exploring options leading to problem resolution.

(b) Crisis counseling services: CCS are time-limited counseling sessions limited to fifteen hours within thirty days and are directed toward developing skills and supports within the family to resolve conflicts or to refer to appropriate resources including medical, legal, ongoing counseling, and child protective services for problem resolution.

~~(c) ((Supporting counseling services: SCS are provided to children and their families only following crisis counseling services. This service is authorized when it is apparent that the conditions which necessitated crisis counseling services have not been adequately remedied.~~

~~(d))~~ These services are not provided for chronic or long-term multiproblem situations, custody and marital disputes, cases receiving counseling services from other agencies, child abuse and neglect cases, foster family or group care services in need of follow-up services and post adoption cases still under supervision of an agency.

(6) Goals for family reconciliation services shall be limited to those specified in WAC 388-15-010(1)(c). Also see WAC 388-15-010(2).

WSR 82-01-041
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1733—Filed December 16, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to work incentive program, amending chapter 388-57 WAC.

This action is taken pursuant to Notice No. WSR 81-22-017 filed with the code reviser on October 23, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.23.120 which directs that the Department of Social and Health Services has authority to implement the provisions of chapter 74.23 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 December 16, 1981.

By David A. Hogan
 Director, Division of Administration

AMENDATORY SECTION (Amending Order 1700, filed 9/22/81)

WAC 388-57-036 EMPLOYMENT AND TRAINING (E&T)—DEFINITIONS. The terms in chapter 388-57 WAC apply in the E&T program except:

(1) "Certification" means acceptance for E&T services of AFDC recipients in non-WIN areas. The form is retained by the CSO rather than being sent to DES;

(2) "Registrant" means a recipient who is registered for E&T services;

(3) "Self-support services" means counseling, child care, transportation, miscellaneous expense, and medical payments during the certification period to assist the recipient in obtaining employment and training (E&T). These departmental payments are exempt;

(4) "DES-DSHS joint case responsibility" is not applicable in the E&T program;

(5) The thirty dollar incentive payment is not applicable in the E&T program;

~~(6) ((A sixty-day counseling period according to WAC 388-57-062 shall be provided to AFDC recipients who have failed or refused training or employment in the employment and training program without good cause.~~

~~(7))~~ Protective or vendor payments shall not be imposed upon noncooperating AFDC recipients not certified to WIN.

~~((8))~~ (7) Persons employed at least thirty hours per week are exempt from registration for E&T.

AMENDATORY SECTION (Amending Order 1642, filed 4/27/81)

WAC 388-57-061 REFUSAL OF TRAINING OR EMPLOYMENT UNDER WIN/E&T WITHOUT GOOD CAUSE. (1) This section does not apply to a voluntary WIN/E&T registrant who discontinues participation in the program.

(2) If, and for so long as, a mandatory registrant certified to the WIN/E&T program has been determined by DES/DSHS to have refused without good cause to participate in the WIN/E&T program or to accept a bona fide offer of employment in which he((~~f~~)) or she is able to engage:

(a) ((~~Hf~~)) When such individual is a caretaker relative, his((~~f~~)) or her needs shall not be taken into account in determining the family's need for assistance. Assistance in the form of protective or vendor payments will be provided to WIN-related registrants only;

(b) ((~~Hf~~)) When such individual is the only dependent child in the family, assistance for the family will be terminated; and

(c) ((~~Hf~~)) When such individual is one of several dependent children in the family, assistance for such child will be terminated and his((~~f~~)) or her needs will not be taken into account in determining the family's need for assistance.

~~((3)) The specified sanctions in subsection (2) of this section shall not be applied during the period of sixty days in which the individual is being provided the counseling described in WAC 388-57-062 except that in the case of the caretaker relative receiving AFDC, assistance in behalf of himself/herself and his/her family will be provided in the form of protective or vendor payments as described in WAC 388-33-450.~~

~~((4))~~ (3) In the event an individual certified to the WIN/E&T program refuses to accept employment offered to him((~~f~~)) or her by an employer, whether directly or through the employment service, the determination as to whether the offer was bona fide or there was good cause to refuse the offer will be made by DES/DSHS and will be binding on the department.

~~((5))~~ (4) In the event an individual certified to DES/DSHS E&T should need to be referred back to the CSO as having good cause for not continuing on a training plan or job, the CSO should promptly restore the assistance payment to the individual if otherwise eligible or make other necessary payment adjustments.

AMENDATORY SECTION (Amending Order 1433, filed 9/21/79)

WAC 388-57-064 REFUSAL OF TRAINING OR EMPLOYMENT UNDER WIN WITHOUT GOOD CAUSE—REREGISTRATION AND REACCEPTANCE TO WIN. (1) An individual who has been deregistered because of failure to accept employment or to participate in the WIN program without good cause may again register for WIN, provided the sanction period set by DES has elapsed since deregistration and the

individual has given evidence to DES of willingness to participate.

(2) Reacceptance in the work incentive program may be denied where the termination action was the result of the individual's disruptive behavior or of criminal or other activities which presented a hazard to the staff or other participants.

(3) Reacceptance may also be denied where DES determines that ~~((the individual's sixty-day counseling was not successful and that))~~ readmission would be disruptive to the orderly administration of the activity.

REPEALER

The following section of the Washington Administrative Code is repealed:

(1) WAC 388-57-062 REFUSAL OF TRAINING OR EMPLOYMENT UNDER WIN WITHOUT GOOD CAUSE—COUNSELING PERIOD.

WSR 82-01-042**ADOPTED RULES****DEPARTMENT OF****SOCIAL AND HEALTH SERVICES****(Public Assistance)**

[Order 1734—Filed December 16, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to supportive social service by ESSO, repealing WAC 388-95-275.

This action is taken pursuant to Notice No. WSR 81-22-054 filed with the code reviser on November 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 16, 1981.

By David A. Hogan
Director, Division of Administration

REPEALER

The following section of the Washington Administrative Code is repealed.

WAC 388-95-275 SUPPORTIVE SOCIAL SERVICE BY ESSO.

WSR 82-01-043
EMERGENCY RULES
HEALTH CARE
FACILITIES AUTHORITY
 [Order 10—Filed December 16, 1981]

Be it resolved by the Washington Health Care Facilities Authority, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to the amending of WAC 247-02-050, rules to allow a majority of the authority to authorize the issuance of bonds for a project or purpose. Currently all resolutions authorizing the sale of bonds must be signed by the chairman and secretary even if adopted by a majority vote.

I, Gerald L. Sorte for Health Care Facilities Authority, 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 to notify all parties of a change in the permanent rules to allow a majority of the members to authorize the issuance of bonds without requiring the signature of the governor and secretary. As currently set forth in the rules, two members of the authority hold an effective veto regarding the actions of the other three members.

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

This rule is promulgated pursuant to RCW 70.37.050 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED December 16, 1981.

By Gerald L. Sorte
 Executive Director

AMENDATORY SECTION (Amending Order 2, Resolution 79-3, filed 9/26/79)

WAC 247-02-050 OPERATIONS AND PROCEDURES. (1) *Uniform Procedure Rules: Practice and procedure in and before the authority are governed by the Uniform Procedural Rules codified in the Washington Administrative Code, WAC 1-08-005 through 1-08-590, as now or hereafter amended, which rules the authority adopts as its own, subject to any additional rules the authority may add from time to time. The authority reserves the right to make whatever determination is fair and equitable should any question not covered by its rules come before the authority, said determination to be in accordance with the spirit and intent of the law.*

(2) *Authority meetings: The meetings of the authority shall all be "special meetings" as that designation is applied in chapter 42.30 RCW. They may be called at any time and place by the chairman or a majority of the members of the authority. At least ten days' notice of all special meetings shall be given by delivering personally or by mail to each member a written notice specifying the time and place of the meeting and a copy of the agenda prepared by the executive director in consultation with the chairman, and by giving such notice to the public as may be required by law. If an emergency is deemed to exist, the chairman may shorten the notice period to not less than twenty-four hours. An executive session may be called by the chairman or by a majority of all members of the authority to consider the appointment, employment or dismissal of an officer or employee, and such other matters as are permitted by RCW 42.30.110.*

(3) *Quorum: Three members shall constitute a quorum, and the act of a majority of the members present at any meeting, if there is a quorum, shall be deemed the act of the authority except as specified hereafter in WAC 247-02-050(7).*

(4) *Chairman's voting rights: The chairman shall have the right to vote on all matters before the authority, just as any other authority member.*

(5) *Minutes of meetings: Minutes shall be kept of the proceedings of the authority.*

(6) *Rules of order: The authority shall generally follow Robert's Rules of Order, newly revised, in conducting its business meetings.*

(7) *Form of authority action: The authority may act on the basis of a motion except when authorizing issuance of bonds pursuant to WAC 247-16-070 and when adopting a plan and system of an applicant pursuant to WAC 247-16-080, and when otherwise taking official and formal action with respect to the creation of special funds and the issuance and sale of bonds for a project of a participant, in which case the authority shall act by resolution. Such resolutions shall be adopted upon the affirmative vote of a majority of the members of the authority and shall be signed by ~~((the chairman and attested by the secretary))~~ a majority of the members of the authority. Motions shall be adopted upon the affirmative vote of a majority of a quorum of members present at any meeting.*

(8) *Public participation in the meetings of the authority shall be as follows:*

(a) *Any person or organization wishing to make a formal presentation at a regularly scheduled meeting of the authority shall so notify the executive director in writing at least forty-eight hours prior to the time of the meeting.*

(i) *Such notification shall contain the name of the person, association, corporation or organization that desires to make a presentation; the address of such person and, if applicable, the address of the entity to be represented in the presentation; and the topic to be presented or discussed.*

(ii) *Permission to make a presentation to the authority shall be granted by the executive director as authorized by the authority.*

(iii) Confirmation of permission to make a presentation to the authority shall be made, if at all possible, by the authority staff prior to the meeting of the authority and shall include the date and time of the meeting and time set for the formal presentation.

(b) The chairman of the authority shall have the discretion to recognize anyone in the audience who indicates in writing at the time of the meeting a desire to speak at such meeting, provided that remarks by any individual person shall be limited to five minutes unless a time extension is granted by the chairman.

WSR 82-01-044
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Filed December 16, 1981]

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 the amending of WAC 296-62-07107 to delete the engineering controls from the respiratory section and 296-62-07501 to delete the reference to respiratory protection; 296-62-09011 to delete references to hearing protection sections dealing with sound levels. Personal protective hearing equipment and sound levels will be covered in the new standard on hearing conservation; 296-62-14525(2) to clarify maintaining communication with someone in a confined space; and 296-62-14533 to implement the recordkeeping requirements dealing with access to employee exposure records. This satisfies the federal regulation requirements of cotton dust. New sections are proposed to chapter 296-62 WAC, general occupational health standard, WAC 296-62-09015 through 296-62-09061. These rules establish a hearing conservation program, including exposure monitoring, audiometric testing, and training for all employees who have occupational noise exposure equal to or exceeding an eight-hour time-weighted average of 85 dBA.

The formal adoption, amendment, or repeal of such rules will take place at 9:30 a.m., Friday, January 15, 1982, in the Director's Office, Room 334, General Administration Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 49.17.040 and 49.17.050.

This notice is connected to and continues the matter in Notice Nos. WSR 81-19-131 and 82-01-007 filed with the code reviser's office on September 23, 1981 and December 4, 1981.

Dated: December 16, 1981
 By: Sam Kinville
 Director

WSR 82-01-045
EMERGENCY RULES
DEPARTMENT OF GAME
(Game Commission)

[Order 143—Filed December 16, 1981]

Be it resolved by a majority of the Game Commission of the state of Washington, that we promulgate and adopt by conference call, as emergency rule of this governing body, the annexed rule relating to early closure of the 1981-82 snow geese season in Skagit, Snohomish and Island Counties, WAC 232-28-40401.

We, the Game Commission, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is this year the state of Washington has held a much larger proportion of snow geese that is normal. Close monitoring of the harvest has indicated we are approaching a take of 10,000 snow geese compared to a normal harvest of 3,600. We are now entering the traditional time of heaviest take of geese. A shortage of food in Skagit Bay coupled with inordinate high tides will expose the snow goose population, particularly the juvenile segment, to undesirable harvest levels. The season was set to run through January 3. Biologists have determined that obligations to Pacific Flyway management and to preserve the breeding numbers we desire to return to Wrangel Island in Russia it is necessary to close the season as of December 20, 1981.

This rule is promulgated under the authority of the Game Commission as authorized in RCW 77.12.150.

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

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

APPROVED AND ADOPTED December 15, 1981.

By Frank Lockard
 for Archie U. Mills
 Chairman, Game Commission

NEW SECTION

WAC 232-28-40401 EARLY CLOSURE OF THE 1981-82 SNOW GEESE SEASON IN SKAGIT, SNOHOMISH, AND ISLAND COUNTIES. Notwithstanding the provisions of WAC 232-28-404, effective 4:20 p.m., December 20, 1981, the season for hunting of Snow Geese in Skagit, Snohomish, and Island Counties shall be closed for the remainder of the 1981-82 season.

WSR 82-01-046
NOTICE OF PUBLIC MEETINGS
LIQUOR CONTROL BOARD
[Memorandum—December 15, 1981]

Pursuant to RCW 42.30.075, notice is hereby given that the Liquor Control Board will hold regular weekly meetings on Wednesday of each week, except on holidays, beginning at 9:30 a.m. at its offices on the fifth floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, Washington.

WSR 82-01-047
PROPOSED RULES
DEPARTMENT OF ECOLOGY
[Filed December 16, 1981]

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 the adopting of chapter 173-303 WAC dangerous waste regulations and the repealing of chapter 173-302 WAC hazardous waste regulation.

The formal adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Thursday, January 28, 1982, in the Hearings Room, Department of Ecology, Air and Land Offices, Building 4, 4224 6th Avenue S.E., Lacey, WA.

The authority under which these rules are proposed is chapter 70.105 RCW and RCW 70.95.260.

This notice is connected to and continues the matter in Notice Nos. WSR 81-20-085 and 82-01-024 filed with the code reviser's office on October 7, 1981 and December 10, 1981.

Dated: December 14, 1981
By: Donald W. Moos
Director

WSR 82-01-048
ADOPTED RULES
DEPARTMENT OF ECOLOGY
[Order DE 81-42—Filed December 16, 1981]

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 Redmond, City of, amending WAC 173-19-2519.

This action is taken pursuant to Notice No. WSR 81-21-064 filed with the code reviser on October 21, 1981. Such rules shall take effect 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 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 December 15, 1981.
By John F. Spencer
Deputy Director

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-2519 REDMOND, CITY OF. City of Redmond master program approved September 20, 1974. Revision approved December 15, 1981.

WSR 82-01-049
ADOPTED RULES
DEPARTMENT OF ECOLOGY
[Order DE 81-43—Filed December 16, 1981]

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 Ferndale, City of, amending WAC 173-19-4504.

This action is taken pursuant to Notice No. WSR 81-22-066 filed with the code reviser on November 4, 1981. Such rules shall take effect 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 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 December 15, 1981.
By John F. Spencer
Deputy Director

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-4504 FERNDALE, CITY OF. City of Ferndale master program approved ((.....)) December 15, 1981.

WSR 82-01-050
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Order 1736—Filed December 16, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to low-income home energy assistance allowance, amending WAC 388-29-290.

This action is taken pursuant to Notice No. WSR 81-22-044 filed with the code reviser on November 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 43.20A.550.

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 December 16, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1631, filed 3/31/81)

WAC 388-29-290 LOW-INCOME HOME ENERGY ASSISTANCE ALLOWANCE. The department, acting as an agent of the Washington state planning and community affairs agency within the limits of the DSHS-PCAA Contract ((No. 9147-APE-28267)), will implement a portion of the low-income home energy assistance program. The following delineates the rules applicable to that portion of the program:

(1) The low-income home energy assistance allowance is a one-time payment to an energy payment assistance unit intended to reduce the burden of the high cost of energy for the ~~((+1980))~~ 1981-~~((+1981))~~ 1982 winter.

(2) An energy payment assistance unit is defined as a group of food stamp households and/or AFDC, SSI, or GA-U(~~(, or Refugee Assistance)~~) payees ~~((who meet))~~ meeting the definition of household in ~~((45 CFR Part 260))~~ the low-income home energy assistance act of 1981.

(3) Energy payment assistance units ~~((who))~~:

(a) ~~((Were))~~ On the December 1, ~~((+1980))~~ 1981 warrant roll, and

(b) ~~((Have))~~ Having correctly completed and returned an energy assistance application, and

(c) ~~((Have))~~ Having incomes at or below one hundred twenty-five percent of ~~((Community Services Administration (CSA))~~) the federally established poverty level, and

(d) ~~((Are vulnerable to rising energy costs as defined by 45 CFR Part 260))~~ Residing in shelters which meet the eligibility criteria in the low-income home energy assistance act of 1981, and

(e) Not residing at the same address as another applicant according to DSHS automated client files as of December 1, 1981, and not living in a subsidized rental unit, and

~~((c))~~ (f) ~~((Whose energy application substantiates they are vulnerable,))~~ Not living in a subsidized rental unit as certified by the energy application will be eligible for energy assistance allowances.

(4) A recipient residing in foster care, a subsidized rental housing unit, a group home for developmentally

disabled, nursing home, supplied shelter, congregate care facility or an institution for the mentally retarded will not be eligible for an energy assistance allowance.

(5) The energy assistance allowance standards shall be the rates established by the Washington state planning and community affairs agency.

(6) A recipient may request an administrative review by the Washington state planning and community affairs agency regarding denial or underpayment of an energy assistance allowance no later than ~~((May 31, 1981))~~ sixty days after the receipt of notice of denial or payment of benefit.

(7) No energy assistance allowance payments will be made after June 30, ~~((+1981))~~ 1982.

(8) Affidavits and requests to replace lost or stolen checks will not be accepted after April 30, 1982.

(9) Upon cancellation of outstanding warrants or upon verification of forgery as required, DSHS shall immediately initiate replacement of checks reported as lost or stolen.

~~((8))~~ (10) Energy payments made under Title ~~((H Public Law 96-223))~~ XXVI of the omnibus budget reconciliation act of 1981 shall be exempt as income and resources for all public assistance programs and food stamps.

~~((9))~~ (11) These rules shall be effective December 1, ~~((+1980))~~ 1981.

WSR 82-01-051
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Order 1735—Filed December 16, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to general and seasonal day care services, amending WAC 388-15-170.

This action is taken pursuant to Notice No. WSR 81-22-085 filed with the code reviser on November 4, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 16, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1650, filed 4/29/81)

WAC 388-15-170 GENERAL AND SEASONAL DAY CARE SERVICES. (1) Day care services include providing care (~~and~~), protection, and related services for a child under (~~15~~) fifteen years of age during that portion of the (~~24~~) twenty-four hour day that neither of the child's parents are able to provide necessary care and supervision for the following reasons:

(a) Parent is employed (~~or seeking employment~~) in accord with an approved case plan, and if an AFDC recipient must meet the eligibility criteria for seasonal day care, or be a resident of a federally recognized Indian reservation, (~~or be a refugee~~);

(b) Parent is enrolled in an approved work incentive program (WIN) (~~or refugee training program~~) (not to exceed (~~two years~~) one year) leading toward employment,

(c) For school age parent to complete secondary education or attainment of (~~G.E.D.~~) GED (not to exceed two years), subject to approval by the department,

(d) For parent who is a resident of a federally recognized Indian reservation and is enrolled in an approved training program (not to exceed two years) leading toward employment,

(e) For AFDC recipient to serve as a volunteer on DSHS advisory board,

(f) Parent to keep physical or mental health appointment,

(g) Child in need of day care as part of children's protective service case plan,

(h) Provided as child welfare services by a professional or other mental health social service agency referral for the child's or parent's physical(~~+~~) or emotional health or support to the family structure.

(2) Goals for general day care services shall be limited (~~to those~~) as specified in WAC 388-15-010(1)(a), (b), (c). Also see WAC 388-15-010(2). (~~Also see WAC 388-75-203 through 388-75-396.~~)

(3) Child care including seasonal day care may be purchased for children or families who are:

(a) Individuals whose gross income is equal to or below (~~38~~) thirty-eight percent of the state median gross income for a family of four adjusted for family size. (See WAC 388-15-020(2)(d)).

~~((i) Exception: Residents on federally recognized Indian Reservations whose gross income is equal to or below 80% of the state median income for a family of four adjusted for family size, shall be eligible for general child day care services.)~~

(b) In need of day care as an integral but subordinate part of a child protective service plan, regardless of the level of gross family income.

(4) Eligibility for seasonal day care is:

(a) Both parents, or the single parent (in the case of the one-parent family) must be currently employed or seeking work in agriculturally related work or with agencies which serve migrant families; and

(b) Must derive at least (~~50~~) fifty percent of (~~its~~) the family's annual income from agriculturally related work; and

(c) Must have more than one agricultural employer per year; and

(d) Must have a gross income for the past (~~12~~) twelve months not to exceed (~~38~~) thirty-eight percent of the state median income adjusted for family size.

(5) Standards for in-home care:

(a) In-home care is the care and supervision of a child in (~~her or~~) his or her own home by a relative or by an unrelated person during part of the (~~24-hour~~) twenty-four hour day while the child's parent(s) are temporarily absent from the home.

(b) When parents request in-home care, a service worker must determine that the caretaker meets the in-home care standards.

(c) Use of in-home care is appropriate when:

(i) There is a qualified caretaker available, and this type of child care is the parental choice,

(ii) The number of children in the family requiring child care is large enough to make it preferable for in-home care and/or,

(iii) A child's physical, mental or emotional problems make it necessary that he or she remain in his or her home.

(d) When in-home care is the approved child care plan for the child of a parent involved in basic education, job training, work experience, or other program which DSHS is responsible for arranging, approving or paying, the caretaker must meet the following minimum qualifications and fulfill the following responsibilities:

(i) Be eighteen years of age or older,

(ii) Be free of communicable disease, including tuberculosis, as shown by tests within the year, and every two years thereafter,

(iii) Be of sufficient physical, emotional, and mental health to meet the needs of the children in care,

(iv) Subject to the discretion of the worker, give written evidence from a medical authority that he or she is in sufficient physical, emotional, and mental health to be a safe caretaker,

(v) Produce written references indicating that (~~she or~~) he or she is capable of handling children of the ages for whom (~~she or~~) he or she will be caring and has the ability to provide activities suitable to (~~their~~) the children's ages and interests.

(vi) Be able to work with children without recourse to physical punishment or psychological abuse,

(vii) Be able to accept and follow instructions,

(viii) Maintain personal cleanliness,

(ix) Be prompt and regular in job attendance,

(x) Expect to be evaluated (~~on the above items~~) as specified in subsection (5)(d)(i) through (ix) of this section.

(e) Responsibilities of in-home caretaker(~~=~~). The in-home caretaker shall:

(i) Consider (~~her or~~) his or her primary function that of child care,

(ii) Provide constant care and supervision of the children for whom (~~she or~~) he or she is responsible throughout the time (~~she or~~) he or she is on duty in accordance with (~~their~~) the children's needs,

(iii) Provide appropriate activities for children in care.

(6) Payment standards for day care: The rate of payment for day care shall be the prevailing community rate, not to exceed the maximum rate established by the department.

(a) When the parent or parent surrogate is responsible for in-home care, that person will receive payment for the cost of child care and will pay the in-home care provider according to the amount specified in the approved child care plan.

(b) The in-home care provider must sign a receipt at the time that payment is received. The parent(~~/~~) or surrogate must send (~~this~~) the payment receipt with his or her statement of child care provided during the previous month to the (~~ESSO~~) CSO before the next child care payment shall be authorized.

(c) If total payments to an individual providing in-home care are expected to be (~~\$50~~) fifty dollars or more in any one quarter, the employer's share of the FICA tax must be added to the amount authorized for in-home care.

(d) Payment for child care by relative: Unless the performance of child care services by a relative of the parent keeps the relative from accepting or continuing in paid employment, no payment shall be allowed for child care services for the following relatives: Father, mother, grandmother, grandfather, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, aunt, first cousin, nephew or niece. Child care will be considered as in-home care when care is provided in the house of the relative.

(e) Payment for child care to nonresponsible relative: Where a child receiving AFDC is living with a nonresponsible relative not on AFDC and day care is required to support the relative's employment, the child is eligible for day care.

WSR 82-01-052
PROPOSED RULES
PERSONNEL APPEALS BOARD
[Filed December 16, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Personnel Appeals Board intends to adopt, amend, or repeal rules concerning Title 358 WAC;

that such agency will at 1:30 p.m., Thursday, December 15, 1981, in the Hearings Room, Personnel Appeals Board, 2828 Capitol Boulevard, Olympia, WA, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is chapter 41.64 RCW.

Interested persons may submit data, views, or arguments to this agency orally at 1:30 p.m., Thursday, December 15, 1981, Personnel Appeals Board, Hearings Room, 2828 Capitol Boulevard, Olympia, WA.

This notice is connected to and continues the matter in Notice No. WSR 81-22-059 filed with the code reviser's office on November 4, 1981.

Dated: December 16, 1981

By: K. W. Elfbrandt
Executive Secretary

WSR 82-01-053
ADOPTED RULES
PERSONNEL APPEALS BOARD
[Order 81-4—Filed December 16, 1981]

Be it resolved by the Personnel Appeals Board, acting at 2828 Capitol Boulevard, Olympia, WA 98501, that it does promulgate and adopt the annexed rules relating to Title 358 WAC. This order repeals the emergency rules filed with the Code Reviser on November 13, 1981 effective January 16, 1982.

This action is taken pursuant to Notice Nos. WSR 81-22-059 and 82-01-052 filed with the code reviser on November 4, 1981 and December 16, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 41.64 RCW and is intended to administrative 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 December 15, 1981.

By K. W. Elfbrandt
Executive Secretary

Chapter 358-01
PERSONNEL APPEALS BOARD
General Provisions

NEW SECTION

WAC 358-01-010 DECLARATION OF PURPOSE. The purpose of the Personnel Appeals Board is to provide a system of adjudication of appeals for eligible state employees.

NEW SECTION

WAC 358-01-020 PERSONNEL APPEALS BOARD—COMPOSITION—APPOINTMENT. (1) The Personnel Appeals Board shall consist of three (3) members appointed by the Governor and confirmed by the Senate. Each member must be qualified by experience and training in the field of administrative procedures and merit principles.

(2) No member shall hold other employment with the state.

(3) No member may during the term to which he/she is appointed be or become a candidate for public office,

hold any other public office or trust, engage in any occupation or business which interferes or is inconsistent with his/her duties as a member of the board, serve on or under any committee of any political party nor have been an officer of a political party for a period of one year immediately prior to appointment.

(4) No member may act in a representative capacity before the board on any matter for a period of one (1) year after the termination of his/her membership on the board.

(5) Members of the board shall serve overlapping terms of six years. A member appointed to fill a vacancy occurring prior to the expiration of a term shall be appointed for the remainder of that term. Each member shall continue to hold office after expiration of his/her term until a successor has been appointed.

(6) The board shall elect a chairperson and vice-chairperson from among its members in July of each year to serve one (1) year.

NEW SECTION

WAC 358-01-030 PERSONNEL APPEALS BOARD—POWERS—DUTIES. It shall be the responsibility of the Personnel Appeals Board to:

(1) Hear appeals filed pursuant to RCW 41.06.170 and issue findings, conclusions and orders.

(2) Establish general policies, rules and regulations for the hearing of appeals.

(3) Maintain a journal containing a record of all official actions of the board with the exception of findings and decisions.

(4) Perform all the powers and duties specified by Chapter 41.64 RCW or as otherwise provided by law.

NEW SECTION

WAC 358-01-040 PERSONNEL APPEALS BOARD—PROCEDURE—QUORUM. (1) The principal office of the board shall be at the state capitol but it may sit or hold hearings at any other place in the state.

(2) A majority of the board shall constitute a quorum for making orders or decisions, promulgating rules necessary for the conduct of its powers and duties, or transacting other official business. The board may act though one (1) position on the board be vacant.

(3) One or more members may hold hearings and take testimony to be reported for action by the board.

NEW SECTION

WAC 358-01-050 EXECUTIVE SECRETARY—APPOINTMENT—REMOVAL. (1) An Executive Secretary, who shall be exempt from the provisions of Chapter 41.06 RCW, may be appointed and discharged by the board.

(2) The Executive Secretary's salary shall be fixed by the Governor pursuant to RCW 43.03.040.

NEW SECTION

WAC 358-01-060 EXECUTIVE SECRETARY—POWERS—DUTIES. (1) The Executive Secretary shall

direct and supervise all administrative activities in accordance with the provisions of Chapter 41.64 RCW and the rules and regulations approved and promulgated by the Personnel Appeals Board.

(2) The Executive Secretary shall appoint staff as necessary.

(3) The Executive Secretary may delegate authority to subordinates to act for him or her in carrying out duties assigned. Such delegations of authority shall be in writing and the board shall be notified of them.

NEW SECTION

WAC 358-10-005 SCOPE AND CONSTRUCTION OF TERMS. (1) Words used in these Rules which are not defined herein or in WAC 356-06-010 are to be given their usual and ordinary meaning unless a contrary intent is apparent. Dictionary definitions may be utilized.

(2) Words and phrases used herein in the past, present or future tense shall include the past, present and future tenses. Words and phrases used herein in the masculine, feminine or neuter gender shall include the masculine, feminine and neuter genders. Words and phrases used herein in the singular or plural shall include the singular and plural.

NEW SECTION

WAC 358-10-010 EXECUTIVE SECRETARY. The Executive Secretary of the Personnel Appeals Board.

NEW SECTION

WAC 358-10-020 PUBLIC RECORD. 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.

NEW SECTION

WAC 358-10-030 WRITING. Handwriting, type-writing, 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.

NEW SECTION

WAC 358-20-010 APPEAL FROM DISMISSAL, DEMOTION, SUSPENSION, REDUCTION, DISMISSAL FOR ABANDONMENT OR DISABILITY SEPARATION. Any permanent employee who is dismissed, demoted, suspended, reduced or dismissed for abandonment or given a disability separation may appeal to the Personnel Appeals Board.

NEW SECTION

WAC 358-20-020 APPEAL FROM VIOLATION OF LAW OR RULES. An employee who is adversely affected by a violation of the State Civil Service Law (Chapter 41.06 RCW) or of the Merit System Rules (Title 356 WAC) may appeal to the Personnel Appeals Board.

NEW SECTION

WAC 358-20-030 APPEAL OF ALLOCATION OR REALLOCATION. An employee incumbent in a position at the time of its allocation or reallocation or the agency utilizing the position may appeal the determination of the Director of Personnel or designee issued pursuant to WAC 356-10-060 (5).

NEW SECTION

WAC 358-20-040 FILING APPEALS. (1) An appeal must be received in writing at the principal office of the Personnel Appeals Board within 30 days after the effective date of the disciplinary action described in WAC 358-20-010, or after notification of a reallocation as described in WAC 358-20-030 or 30 days after the employee could reasonably be expected to have knowledge of the action giving rise to the claim under WAC 358-20-020 or the stated effective date of the action, whichever is later.

(2) The appeal shall include the name and address of the appellant, the name of the employing agency, and a telephone number at which the appellant can be reached. Appellants who are represented shall include the name, address and telephone number of their representative.

(3) An appeal of a violation of the State Civil Service Law or the Merit System Rules must cite the law(s) or rule(s) which the appellant claims has been violated and the particular circumstances of the alleged violation and how the employee is adversely affected by the alleged violation.

NEW SECTION

WAC 358-20-050 DECLARATORY RULINGS. (1) As prescribed by RCW 34.04.080, any interested party may petition the Personnel Appeals Board for a declaratory ruling with respect to the applicability to any person, property or state of facts of Chapter 41.64 RCW or any rule of the Personnel Appeals Board. The petition must be filed in the principal office of the Personnel Appeals Board.

(2) Upon receipt of a petition for declaratory ruling, the Executive Secretary or his/her designee will acknowledge receipt of the petition and send a copy to the other parties.

(3) The Personnel Appeals Board shall consider the petition without argument and within a reasonable time will:

(a) Notify the petitioner that no declaratory ruling will be issued;

(b) Based on the information in the petition, issue a non-binding declaratory ruling; or

(c) Notify the parties of the time for submitting written argument or of a time and place for hearing oral argument. If a hearing is scheduled, the notice will inform the parties whether a decision, when rendered, will be binding between the agency and the petitioner.

(4) After considering argument, the Personnel Appeals Board will:

(a) If written argument was submitted, notify the parties within a reasonable time that no declaratory ruling will be issued or issue a non-binding ruling.

(b) If a hearing is held, notify the parties within a reasonable time that no declaratory ruling will be issued; issue a non-binding ruling; or if the notice so provided, issue a binding ruling.

(5) A declaratory ruling, if issued after argument and stated to be binding, is binding between the agency and the petitioner on the state of facts alleged, unless it is altered or set aside by a court. Such a ruling is subject to review in the Superior Court of Thurston County in the manner provided in the Administrative Procedure Act (Chapter 34.04 RCW) for the review of decisions in contested cases.

NEW SECTION

WAC 358-30-010 ACKNOWLEDGMENT OF APPEAL, SETTING OF HEARING. (1) Upon receipt of an appeal, the Executive Secretary of the Personnel Appeals Board or designee will acknowledge receipt of the appeal and send a copy to the other affected parties.

(2) A hearing before the Personnel Appeals Board or hearings examiner shall be arranged after consultation with the parties for a time mutually convenient but never less than 15 days notice of such hearing, unless all parties agree to waive such notice.

NEW SECTION

WAC 358-30-020 HEARINGS EXAMINERS. The Personnel Appeals Board may appoint one or more hearings examiners to preside over hearings and make recommended decisions in accordance with rules established by the Personnel Appeals Board in all cases of employee appeals to the board. Hearings examiners shall be retained with a personal services contract and compensated for each hearing in accordance with the provisions of Chapter 43.88 RCW and rules adopted pursuant thereto. Hearings examiners shall conduct hearings in the same manner and shall have the same authority as the Personnel Appeals Board when conducting hearings.

NEW SECTION

WAC 358-30-030 HEARINGS. (1) Hearings on all appeals shall be open to the public unless the Personnel Appeals Board or hearings examiner determines there is substantial reason for not having an open hearing, or the employee so requests.

(2) The hearing shall be informal. Technical rules of evidence shall not apply to the proceedings, except for the rules of privilege recognized by law.

(3) All parties may select representatives of their choosing, present and cross-examine witnesses, and give

evidence before the Personnel Appeals Board or hearings examiner.

(4) All testimony shall be on oath administered by a member of the Personnel Appeals Board or hearings examiner.

(5) One member of the Personnel Appeals board may hold a hearing and take testimony to be reported for action by the board. Any such hearing shall be done only at the direction of the Chairperson of the board or as provided in these rules.

(6) The Personnel Appeals Board or hearings examiner shall prepare an official record of the hearing, including all testimony recorded manually or by mechanical device, and exhibits.

(7) The Personnel Appeals board or hearings examiner shall not be required to transcribe such record unless requested by the employee or agency who shall be furnished with a complete transcript upon payment of a reasonable charge therefor.

NEW SECTION

WAC 358-30-040 MOTIONS FOR AND ORDERS OF CONTINUANCE. Any party to a hearing may make a motion to continue the hearing for good cause shown. Any such motion shall be in writing directed to the person or persons who will be conducting the hearing. The motion shall state the specific reasons a continuance is necessary and shall be filed with the Executive Secretary and served on the hearings examiner, if any, and the opposing party at least five (5) days prior to the scheduled hearing date. In unusual circumstances and only where the reason for the continuance could not reasonably have been foreseen, the motion may be made when the party becomes aware of the reason.

NEW SECTION

WAC 358-30-050 DISPOSITION FOLLOWING HEARING. (1) At the conclusion of a hearing, a hearings examiner or the Personnel Appeals Board may require post-hearing briefs.

(2) A hearings examiner may affirm, reverse or modify an action of an agency.

(3) The Personnel Appeals Board may affirm, reverse or modify the action of an agency or the recommended decision of a hearings examiner or remand the matter for further proceedings before the hearings examiner.

(4) When a hearings examiner or the Personnel Appeals Board reduces a dismissal to a suspension, the period of suspension is not limited by RCW 41.06.170 (1).

NEW SECTION

WAC 358-30-060 SUMMARY MOTIONS. (1) The Personnel Appeals Board, or a hearings examiner, may decide all, or any part, of an appeal by motion, after a hearing and notice to all parties, if the documents on file, depositions and affidavits, if any, show there is no genuine issue as to any material fact and the appeal should be decided or dismissed as a matter of law.

(2) Summary motions may be made at any time by any party.

(3) If motions are made prior to the hearing date, or if no hearing date has been assigned, the motion may be heard by the board as provided in WAC 358-30-030, or by the hearings examiner. Any such motion shall be in writing which sets forth the basis for the motion and shall be filed with the Executive Secretary of the Personnel Appeals Board and served on all parties. After receipt of the motion, the parties will be notified by the Executive Secretary, or hearings examiner at least ten (10) days in advance, of the time and place of the hearing on the motion.

(4) Any affidavits to be filed in support of a motion shall be served with the motion. Opposing affidavits shall be served at least three (3) days prior to the hearing. Counter affidavits by the moving party shall be served at least one (1) day prior to the hearing.

(5) When an appeal is dismissed or decided on motion, an order, or recommended order shall be issued as in other cases of appeal to the Personnel Appeals Board.

NEW SECTION

WAC 358-30-070 RECOMMENDED DECISIONS OF HEARINGS EXAMINERS—EXCEPTIONS. (1) A hearings examiner shall serve his/her recommended decision, including findings of fact, conclusions of law, and order, upon the Personnel Appeals Board and upon each party and representative as soon as possible after conclusion of the hearing. Service to the employing agency and to the employee or the employee's designated representative shall be made by certified mail, a return receipt requested.

(2) Within 30 days after service of the recommended decision, any party adversely affected thereby may take exception to the Personnel Appeals Board by filing a written notice of exceptions at the principal office of the Personnel Appeals Board. The notice shall set forth specific exceptions to the recommended decision including each findings of fact and conclusion of law to which exception is taken and any additional errors the parties contend were made by the hearings examiner.

(3) If no exceptions are filed, the recommended decision shall become final within 40 days after service thereof, unless the Personnel Appeals Board notifies each party within that 40-day period that a hearing will be scheduled to consider the recommended decision.

NEW SECTION

WAC 358-30-080 HEARING ON EXCEPTIONS—ORDERS OF BOARD. (1) The hearing by the Personnel Appeals Board on exceptions from a recommended decision of a hearings examiner shall be limited to the contentions set forth in the notice of exceptions.

(2) The Personnel Appeals Board will issue its decision within 30 days after the conclusion of the hearing.

(3) When the construction of a rule, regulation or statute is in question the board will issue findings of fact, conclusions of law and its order.

(4) The decision and order of the Personnel Appeals board shall be final in cases filed pursuant to RCW 41.06.170 (3). In cases filed pursuant to RCW 41.06.170

(2) the order and decision of the Personnel Appeals Board shall be final subject to action by the court on appeal.

NEW SECTION

WAC 358-30-090 EXHIBITS AT HEARINGS. At any hearing before the Personnel Appeals Board or hearings examiner when exhibits are offered, copies shall be furnished to the opposing party, to each board member or hearings examiner and for the official file. The parties should interchange copies of exhibits before or at the commencement of the hearing.

NEW SECTION

WAC 358-30-100 ETHICAL CONDUCT. All persons appearing in appeal proceedings before the Personnel Appeals Board or hearings examiner in a representative capacity shall conduct themselves in a manner compatible with generally accepted practices in the courts of the State of Washington.

NEW SECTION

WAC 358-30-110 FILING PAPERS WITH THE PERSONNEL APPEALS BOARD. Papers which must be filed with the Personnel Appeals Board shall not be deemed filed until actual receipt of the papers in the principal office of the Personnel Appeals Board in Olympia, Washington. The Executive Secretary or designee shall issue a receipt and an acknowledgment stating the date filed.

NEW SECTION

WAC 358-30-120 SUBPOENAS. (1) Any member of the Personnel Appeals Board, the Executive Secretary or the hearings examiner may, and shall at the request of either party, issue subpoenas, including subpoenas duces tecum. The Personnel Appeals Board or the hearings examiner assigned to the appeal shall certify to the Superior Court the facts of any refusals to obey a subpoena, take the oath, or testify. The court shall summarily hear the evidence on such refusal and, if the evidence warrants, punish such refusal in the same manner and to the same extent as for contempt committed before or in connection with the proceedings of the court.

(2) Every subpoena shall name the Personnel Appeals Board, the title and case number of the proceedings and shall command the person to whom it is directed to appear at a specified time and place and give testimony or produce designated books, documents, or things under that person's control.

(3) Any representative or party not represented shall prepare subpoenas for issuance, and may present them to a Personnel Appeals Board member, the Executive Secretary or the hearings examiner for signature, and upon return shall make arrangements for service. The service of all subpoenas shall be at the expense of the party requiring the witness to appear. It is recommended that all subpoenas be submitted at least five (5) days prior to the hearing.

(4) Subpoenas shall be personally served upon the designated individual who upon demand, where entitled to make such demand, shall be tendered the fees for one (1) day's attendance and the mileage allowed by law. A copy of the subpoena will also be provided to the opposing representative or pro se party, agency personnel officer and union representative.

(5) Attorneys of record may issue subpoenas, including subpoenas duces tecum, in the same manner and form as members of the Personnel Appeals Board, the Executive Secretary or the hearings examiner. Any attorney so issuing a subpoena shall report a refusal to obey a subpoena, take the oath, or testify to the Personnel Appeals Board, the Executive Secretary or the hearings examiner who shall then issue a subpoena in accordance with subsections 1 through 4 of this rule.

NEW SECTION

WAC 358-30-130 WITNESS FEES. Witnesses summoned before the Personnel Appeals Board who upon demand, where entitled to make such demand, shall be paid by the party at whose behalf they appear the same fees and mileage that are paid to witnesses in the Superior Court of the county in which the hearing is being held. State employees who remain in pay status shall be compensated for travel only.

NEW SECTION

WAC 358-30-140 PROOF OF SUBPOENA SERVICE. The person serving the subpoena shall prove service by filing an acknowledgement or affidavit of service with the Personnel Appeals Board or the hearings examiner at any time prior to adjournment of the hearing. Failure to prove service does not affect the validity of the service.

NEW SECTION

WAC 358-30-150 DISCOVERY. (1) Attorneys of record may use discovery procedures in a manner consistent with the civil rules for the Superior Courts of the State of Washington.

(2) A party appearing pro se or not represented by counsel may obtain an order of discovery from the Personnel Appeals Board or the hearings examiner and may use discovery procedures in a manner consistent with the civil rules of the Superior Courts of the State of Washington.

NEW SECTION

WAC 358-30-160 QUASHING. Upon motion promptly made by a party to the appeal or by the person to whom the subpoena or discovery is directed and upon notice to the party who issued the subpoena or discovery, the Personnel Appeals Board or hearings examiner may after a hearing:

- (1) Deny the motion;
- (2) Grant the motion if the subpoena or discovery is unreasonable or requires evidence not relevant to any matter in issue; or

(3) Deny the motion with modification of the subpoena or discovery for just and reasonable cause.

NEW SECTION

WAC 358-30-170 BURDEN OF PROOF. At any hearing on appeal from a dismissal, suspension, demotion, reduction, dismissal for abandonment or disability separation the appointing authority shall have the burden of supporting the charges upon which the action was initiated. At any other hearing, the party filing the action shall have the burden of proof.

NEW SECTION

WAC 358-30-180 RESTORATION OF RIGHTS AND BENEFITS. Any employee, when fully reinstated after appeal, shall be guaranteed all employee rights and benefits, including back pay, sick leave, vacation accrual, retirement and OASDI credits as provided for in RCW 41.06.220.

NEW SECTION

WAC 358-30-190 SERVICE. (1) All notices, documents and other papers required under the Personnel Appeals Board rules to be filed or served, shall be filed with the board and served upon each of the parties and the hearings examiner to whom the appeal is assigned, if any, all within the time stated. Service shall be made personally, or, except as provided in WAC 358-30-070(1), by first class mail.

(2) Service upon parties shall be regarded as complete when personal service has been accomplished; or by mail three (3) days after deposit in the United States mail properly stamped and addressed.

NEW SECTION

WAC 358-30-200 COMPUTATION OF TIME. The day of the act, event or default after which the designated period of time begins to run is not to be included in computing any period of time prescribed or allowed by the Personnel Appeals Board Rules. The last day of the period so computed is to be included unless it is a Saturday, Sunday or a legal holiday, in which event the period runs until the end of the next day which is neither a Saturday, Sunday nor a holiday. When the period of time prescribed or allowed is less than seven (7) days, intermediate Saturdays, Sundays and holidays shall be excluded in the employee or the employee's designated representation shall be computation.

NEW SECTION

WAC 358-30-210 APPEALS TO SUPERIOR COURT. Within 30 calendar days after the recording and mailing of a Personnel Appeals Board order in appeal cases provided for in RCW 41.06.170(2), the employee may appeal to the Thurston County Superior Court as provided in RCW 41.64.130.

NEW SECTION

WAC 358-40-010 PURPOSE. The purpose of this chapter shall be to ensure compliance by the Personnel

Appeals Board with the provisions of Chapter 42.17 RCW, Disclosure-Campaign-Finances-Lobbying-Records; and in particular with Sections 25 through 32 of that Act, dealing with public records.

NEW SECTION

WAC 358-40-020 LOCATION OF AGENCY. (1) The administrative offices of the Personnel Appeals Board and its staff are located at 2828 Capitol Boulevard, Olympia, Washington 98501.

NEW SECTION

WAC 358-40-030 CONDUCT OF BUSINESS. The general conduct of agency business shall be pursuant to the provisions of Chapter 41.64 RCW and Title 358 WAC.

NEW SECTION

WAC 358-40-040 OFFICE HOURS. Public records shall be available for inspection and copying from 8:00 a.m. till 12 noon and 1:00 p.m. to 5:00 p.m., Monday through Friday, excluding legal holidays.

NEW SECTION

WAC 358-40-050 RECORDS AVAILABILITY—COPIES OBTAINED. (1) Copies of all public records defined in Title 358 WAC and identified in current indexes maintained in the principal office of the Personnel Appeals Board shall be made available upon request to the Public Records Officer. Response to such requests will be in the order received.

(2) Available indexes shall include the following:

(a) Title 358 WAC.

(b) Notices and minutes of meetings.

(c) Personnel Appeals Board orders.

(d) Personnel Appeals Board budget and planning documents.

(e) Staff administrative procedures manuals.

(f) Factual staff reports and studies.

(3) No fee will be charged for inspection of public records. Inspection will be during office hours and must be accomplished without excessive interference with the essential functions of the agency.

(4) Copies of records will be made available at no more than actual cost as determined by the Executive Secretary.

NEW SECTION

WAC 358-40-060 EXEMPTIONS—PUBLIC RECORDS. (1) The Public Records Officer shall determine which public records requested in accordance with these rules are exempt under the provisions of RCW 42.17.310.

(2) Pursuant to RCW 42.17.260, the Public Records Officer may delete identifying details when he/she 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 Chapter 42.17 RCW. The Public Records Officer will justify such deletion in writing.

(3) Denials of requests for public records must be accompanied by a written statement specifying the reason for the denial. A statement of the specific exemption in Chapter 42.17 RCW authorizing withholding the record and a brief explanation of how the exemption applies to the record withheld will be included.

(4) Upon written request, denials of requests for public records will be reviewed by the Executive Secretary within two (2) working days.

WSR 82-01-054
NOTICE OF PUBLIC MEETINGS
STATE BOARD FOR
COMMUNITY COLLEGE EDUCATION
 [Memorandum, Asst. Director—December 16, 1981]

Pursuant to RCW 42.30.075 the following schedule of regular meeting dates for 1982 of the State Board for Community College Education is hereby transmitted:

Meeting Date	Location
January 20-21*	Olympia Technical Community College
February 24-25*	Olympia Technical Community College
March 30-31*	Yakima Valley Community College
May 5-6*	Columbia Basin College
June 23-24*	Olympia Technical Community College
September 8-9*	Olympia Technical Community College
October 20-21*	Big Bend Community College
December 1-2*	Olympia Technical Community College

*Dates on which meetings will be held if two-day meetings are not necessary.

WSR 82-01-055
EXECUTIVE ORDER
OFFICE OF THE GOVERNOR
 [EO 81-22]

GOVERNOR'S ADVISORY COMMITTEE ON
EDUCATION PROGRAM CONSOLIDATION

On August 13, 1981, President Reagan signed into law the Education Consolidation and Improvement Act. Chapter II of the Act consolidates a variety of categorical Federal programs, effective October 1, 1982.

Pursuant to Chapter II, the governor of each state is required to establish an advisory committee to advise the state education agency on several matters: (1) priorities for its use of funds allocated to the state, including the percentage, not to exceed twenty percent, to be set aside for such use; (2) formulae for distribution of allocated funds, not less than eighty percent, to local school districts; and (3) planning, developing, implementing and evaluating state programs financed from the funds set aside for use by the state education agency.

The Federal decision to consolidate many education programs affects a variety of public and private interests in our state concerned with education services. Their views deserve careful consideration. In addition, implementation of the Federal statute should be coordinated with state "block grant" resources to bring about effective integration of all expenditures, regardless of source, and to enhance learning opportunities in our public schools.

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, do hereby order that:

- (1) An advisory committee be established, to be known as the Governor's Advisory Committee on Education Program Consolidation.
- (2) The function of the Committee shall be to advise the Office of the Superintendent of Public Instruction on all matters within the purview of the Committee as contemplated by Chapter II of the Education Consolidation and Improvement Act, and to provide such additional advice as it deems appropriate to the Office of the Superintendent and the Governor, with respect to the coordinated and effective use of both block grant and consolidated funds, whether state or Federal, appropriated for elementary and secondary educational purposes.
- (3) The Committee shall be composed of not more than fifteen persons appointed by the Governor for three-year terms, except that the terms of those first appointed shall be staggered with not more than five persons appointed for one year, not more than five for two years, and not more than five for three years, as determined by the Governor. The members shall be representative of one or more of the following interests:
 - (a) Public and private elementary school children;
 - (b) Classroom teachers;
 - (c) Parents of elementary and secondary school children;
 - (d) Local boards of education;
 - (e) Local and regional school administrators, including principals and superintendents;
 - (f) Institutions of higher education;
 - (g) The state legislature; and
 - (h) Ethnic and racial groups in the state.
- (4) The Governor shall name one of the members as Acting Chairperson to call the first meeting, at which time the group will elect a chairperson to serve for a term of one year and such other officers as may be needed.
- (5) Members of the Committee shall serve without salary, but shall be reimbursed for travel, lodging, and meals in accordance with state law and regulation. Such reimbursement and appropriate staff support will be

provided by the Office of the Superintendent of Public Instruction, which will use Federal funds wherever possible.

- (6) The Committee shall serve until dissolved upon termination or repeal of Section 564(a)(2), Chapter II, of the Education Consolidation and Improvement Act, or by independent action of the Governor.

IN WITNESS WHERE-
OF, I have hereunto set my
hand and caused the seal of
the state of Washington to
be affixed at Olympia this
16th day of December,
A.D., nineteen hundred and
eighty-one.

John Spellman

Governor of Washington

BY THE GOVERNOR:

Ralph Munro

Secretary of State

WSR 82-01-056
NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON
[Memorandum—December 17, 1981]

University of Washington – List of Governing Bodies
with Regular Meeting Schedules.

For date, time, and place contact the University of
Washington Visitors Information Center, 4014 Universi-
ty Way N.E., Seattle, Washington 98105. Telephone:
(206) 543-9198. Hours: 8 a.m. to 5 p.m., Monday
through Friday, except national holidays.

Aeronautics and Astronautics Faculty
Aerospace and Energetics Research Program
Anesthesiology Faculty
Anthropology Faculty
Astronomy Faculty
Atmospheric Sciences Faculty
Bioengineering Faculty
Biological Structure Faculty
Board of Control, ASUW
Board of Regents
Building Construction Faculty
Business Administration Faculty Council
Ceramic Engineering Division Faculty
Chemical Engineering Faculty
Chemistry Faculty
Child Development Research Group
Civil Engineering Department Faculty
Classics Department
Community Dentistry Faculty
Communications School Faculty
Community Health Care Systems Faculty

Comparative Religion Faculty
Computer Science Faculty
Drama School Faculty
Economics Faculty
Education, College of, Faculty
Electrical Engineering Faculty
Endodontics Faculty
Engineering, College of, Faculty
English Faculty
Epidemiology, Department of, Faculty
Faculty Senate
Family Medicine, Department of, Faculty
Fisheries, School of, Faculty
Forest Resources, College of, Faculty Biological Sci-
ence Division
Forest Resources, College of, Faculty Management
and Social
Science Division
Graduate and Professional Student Senate
Health Sciences, Office of Vice President
Health Services, Department of, Faculty
Humanistic-Social Studies Faculty
Institute for Marine Studies
Kinesiology Faculty
KUOW Radio Station
Landscape Architecture, Department of, Faculty
Law, School of, Faculty
Librarianship, School of, Faculty
Mathematics, Department of, Faculty
Mechanical Engineering, Department of, Faculty
Microbiology and Immunology, Department of,
Faculty
Mining, Metallurgical & Ceramic Engineering, De-
partment of,
Faculty
Music, School of, Faculty
Near Eastern Languages & Literature, Department
of, Faculty
Neurological Surgery, Department of, Faculty
Nuclear Engineering, Department of, Faculty
Nursing, School of, Faculty
Nursing, School of, Faculty Business & Special Fac-
ulty Meetings
Obstetrics & Gynecology, Department of, Faculty
Oceanography, School of, Faculty
Ophthalmology, Department of, Faculty
Oral & Maxillofacial Surgery Faculty
Orthodontics, Department of, Faculty
Orthopaedics, Department of, Faculty
Parent and Child Nursing, Department of, Faculty
Pathology, Department of, Faculty
Pedodontics, Department of, Faculty
Periodontics, Department of, Faculty
Pharmacy Practice, Department of, Faculty
Philosophy, Department of, Faculty
Physics, Department of, Faculty
Physiological Nursing, Department of, Faculty
Physiology and Biophysics Faculty
Political Science Faculty
Prosthodontics Faculty
Psychology, Department of, Faculty
Psychosocial Nursing Faculty

Public Health and Community Medicine, School of,
Faculty
Rehabilitation Medicine, Department of, Faculty
Russian House
Scandinavian Languages & Literature Faculty
School of International Studies
Slavic Languages & Literature Faculty
Social Work Faculty
Sociology Faculty
South Asia Studies Faculty
Speech Communication, Department of, Faculty
Speech & Hearing Sciences, Department of, Faculty
Surgery, Department of, Faculty
University Hospital Board
Urban Planning, Department of, Faculty
Women Studies Faculty
Zoology, Department of, Faculty

WSR 82-01-057
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed December 17, 1981]

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 Congregate care—Alcoholism treatment, amending WAC 388-37-060.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33C
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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.044.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00

a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 16, 1981

By: David A. Hogan

Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend WAC 388-37-060.

Purpose of the Rule or Rule Change: To limit payment for alcoholism treatment in a half-way house to 60 days. The present limit is 90 days.

These rules are necessary to increase the utilization of those treatment facilities.

Statutory Authority: RCW 74.08.044.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Gerry Nelson, Program Manager, Division of Income Assistance, Mailstop: OB-31C, Phone: 3-3177.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1173, filed 11/24/76)

WAC 388-37-060 CONGREGATE CARE—ALCOHOLISM TREATMENT. (1) For persons eligible for congregate care see WAC (~~388-16-336~~) 388-15-562.

(2) Alcoholism treatment is provided to the detoxified alcoholic in congregate care facilities for which the treatment program has been approved by the state. Treatment may be:

(a) Intensive inpatient treatment services for thirty days or less

(b) Long term services in a nonintensive program in a residential setting for one hundred and eighty days. This program may be extended in individual cases.

(c) Rehabilitative services in a half-way house setting for up to (~~ninety~~) sixty days.

(3) An individual's need for alcoholism treatment in either a privately or publicly operated facility shall be determined by

(a) Evaluation and recommendation of a state approved community alcoholism center, or

(b) a court order

(4) Persons receiving services in an intensive alcoholism treatment program shall not be required to participate in the cost of care. Following the month of admission income of individuals receiving long term or rehabilitative services shall be considered according to the rules applicable to the program under which the benefits are received.

WSR 82-01-058

NOTICE OF PUBLIC MEETINGS

WASHINGTON STATE UNIVERSITY

[Memorandum—December 10, 1981]

On November 20, 1981, the Board of Regents of Washington State University set a schedule for their meetings in 1982. Listed below are the dates, places, and times for these meetings: January 15, 1982, Wilson Compton Union Building, Pullman, 9:00 a.m.; March 12, 1982, Wilson Compton Union Building, Pullman, 9:00 a.m.; April 26, 1982, Seattle, at a place to be determined, 9:00 a.m.; June 4, 1982, Wilson Compton Union Building, Pullman, 9:00 a.m.; July 26, 1982, Southwestern Washington Research Unit, Vancouver, 9:00 a.m.; September 17, 1982, Wilson Compton Union Building, Pullman, 9:00 a.m.; October 22, 1982, Wilson Compton Union Building, Pullman, 9:00 a.m.; and

November 19, 1982, Spokane, at a place to be determined, 9:00 a.m.

WSR 82-01-059
NOTICE OF PUBLIC MEETINGS
COMMUNITY COLLEGE
DISTRICT TWELVE
 [Memorandum—December 17, 1981]

Note the following change in the regular meeting schedule of the Board of Trustees of Community College District 12:

From: Thursday, January 14, 1982
 To: Thursday, January 7, 1982
 7:30 p.m., Board Room
 Olympia Technical Community College

WSR 82-01-060
NOTICE OF PUBLIC MEETINGS
EDMONDS COMMUNITY COLLEGE
 [Memorandum—December 16, 1981]

Please be advised that in compliance with RCW 42.30-.075 to file a schedule of the time and place of the regular meetings of the Board of Trustees, it is as follows: The Board of Trustees of Edmonds Community College District 23 shall hold their regularly scheduled meetings on the third Thursday of each month at 1:30 p.m. in the Board Room, Lynnwood 424.

WSR 82-01-061
PROPOSED RULES
DEPARTMENT OF LICENSING
(Cosmetology Examining Committee)
 [Filed December 18, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Director of the Department of Licensing and the Cosmetology Examining Committee intends to adopt, amend, or repeal rules concerning catalog or brochure requirements, minimum cancellation and refund policies, enrollment agreements, surety bond requirements pertaining to licensed cosmetology schools and colleges;

that such agency will at 1:00 p.m., Friday, January 29, 1982, in the Westlin Hotel (Seattle Room), 5th at Westlake, Seattle, Washington, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 18.18.020 and 18.18.070.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 22, 1982, and/or orally at 1:00

p.m., Friday, January 29, 1982, Westlin Hotel (Seattle Room), 5th at Westlake, Seattle, Washington.

Dated: December 16, 1982 [1981]
 By: Christine A. Fomin
 Assistant Administrator

STATEMENT OF PURPOSE

Name of Agency: Department of licensing and Cosmetology Examining Committee.

Purpose: The purpose of the proposed WAC's is to implement ESSB 3315 and to provide guidelines on catalogs, refunds, surety bonds and contracts for licensed barber schools.

Statutory Authority: RCW 18.18.020 and 18.18.070.

Summary of the Rules: New WAC 308-24-510 establishes minimum requirements for catalogs and brochures; New WAC 308-24-520 creates minimum standards on cancellations and refunds; New WAC 308-24-530 provides a checklist for enrollment agreements or contracts; New WAC 308-24-540 clarifies the requirement for surety bonds and provides for alternative methods of establishing financial responsibility.

Reason Proposed: The new regulations are necessary to implement the amendments to the cosmetology licensing laws made by ESSB 3315 and to clarify the new requirements for licensed schools.

Responsible Departmental Personnel: In addition to the members of the examining committee, the following Department of licensing personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Christine Fomin, Assistant Administrator, Professional Licensing, 753-1150; Delores Spice, Executive Secretary, Cosmetology Board, Professional Licensing, 753-3834.

Proponents: These amendments were proposed by the Cosmetology Examining Committee and the Department of Licensing.

Agency Comments: [No information supplied by agency]

NEW SECTION

WAC 308-24-510 CATALOG OR BROCHURE. Each school must provide a catalog or brochure to all prospective students and every person currently enrolled in the program. The catalog or brochure should contain sufficient information to enable a prospective student to make an informed decision about enrolling and should avoid inaccurate, false, misleading or exaggerated statements. At a minimum, each catalog or brochure must include the following information:

- (1) The date of publication and year(s) for which the catalog or brochure is effective;
- (2) The name and address of the school;
- (3) The names of the owner(s) or governing body, the names of the school's manager and faculty;
- (4) A calendar of the school year showing legal holidays, beginning and ending dates of each quarter, term or semester where applicable;
- (5) The school's normal hours of operation and instruction;
- (6) The school's policy on enrollments and the specific criteria or requirements for admission;
- (7) The school's policy on attendance, tardiness and student conduct;
- (8) The school's grading systems and policies;
- (9) The educational objectives of the program, along with a summary of the requirements for licensure as a cosmetology operator and a statement that a license is required to practice this occupation;
- (10) An outline showing the subject or units in the program, the type of work or skill to be learned and the number of clock hours to be spent on each subject or unit;

- (11) A description of the available space, facilities and equipment at the school and the usual class size;
- (12) A detailed schedule of all fees, charges for tuition, books, supplies, tools, rentals or deposits and the methods or terms of payment accepted by the school;
- (13) A copy of the school's refund policy which must at a minimum comply with WAC 308-24-520;
- (14) A clear statement that the school does not guarantee employment and an accurate description of any placement or job counseling services offered by the school;
- (15) An explanation of any scholarship or tuition waiver policies;
- (16) Any other material facts concerning the school which are likely to affect the student's decision to enroll.

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 308-24-520 MINIMUM CANCELLATION AND REFUND POLICY. The intent of this section is to establish minimum cancellation and refund standards for the protection of both students and schools. An individual school, however, may wish to adopt a more liberal standard and the department encourages such practices.

The school must state its policy and schedule of refunds in clear language that can be easily understood. The policy shall apply to all terminations, for any reason, by either party and must be set forth both in the catalog or brochure and in the student enrollment agreement.

(1) Enrollment Agreements. The enrollment agreement form must clearly outline the obligations of both the school and the student, and provide details of the cancellation and refund policy of the school. A copy of the enrollment agreement and other data covering student costs must be furnished the applicant before any payment is made. No enrollment agreement is binding until it has been accepted in writing by an appropriate official at the school and signed by the student or the student's legal guardian.

(2) Catalog. The school's refund policy must also be printed in the school catalog.

(3) Termination Date. The school may require notice of cancellation or withdrawal to be given by certified mail provided this requirement is stated in the enrollment agreement. The school may also require that notice be made by parent or guardian if the student is below legal age. However, the termination date for refund computation purposes shall in all cases be the last date of actual attendance by the student.

If a student fails, without timely written explanation to proper school authorities, to attend classes for a period of thirty days during which classes are in session, the school may officially terminate the student from the program or course of instruction, and refund tuition and fees according to its published refund policy.

(4) Refund Policy. Every refund policy for cancellations and terminations must, as a minimum, comply with the following requirements:

(a) Any applicant who is rejected by the school, or who requests a refund within three days of signing an enrollment agreement or making an initial payment, shall be entitled to a refund of all monies paid, less any standard application fee, not to exceed twenty-five dollars;

(b) Any applicant who requests a refund more than three days after signing an enrollment agreement or making an initial payment, but before entering school and starting the course, shall be entitled to refund of all monies paid, minus a fee of ten percent of the contract price of the course;

(c) Any student terminating training after entering the school and beginning the program shall be entitled to a refund of a percentage of the contract price of the course based on the number of hours the student was enrolled in the program as set forth in the following table:

AMOUNT TO BE REFUNDED

NO. HOURS ENROLLED BY SCHOOL	% TUITION TO BE RETAINED
1-99	20%
100-199	30%
200-299	40%
300-499	50%
500-1000	70%
1001-2000	100%

(d) Any student disabled by prolonged illness or accident after completing 1000 hours shall be permitted to withdraw from the school for

a period of up to 90 days and resume training without additional tuition charge upon proper certification by the student's attending physician.

Any student enrolled in a school who subsequently withdraws, cancels or transfers shall be provided with a written statement of all charges assessed and paid as well as with a copy of the student's final monthly report showing the number of hours completed.

Any monies due the applicant or student shall be refunded within thirty days after the student's cancellation or termination.

Items of extra expense to the student, such as instructional supplies or equipment, tools, student activities, laboratory fees, service charges, rentals, deposits, and all other extra charges for which the student has contracted or paid in advance need not be considered in tuition refund computations provided they are separately shown on the enrollment agreement, catalog, or in other published data furnished to the student before enrollment, and provided further that the student received the complete materials or services during the period the student was actually enrolled. When items of major extra expense are separately shown for this purpose the school must also state its policy for reasonable settlement of such charges in the event of early termination of the student and in no event shall the charges be more than the actual value of the materials or services used by the student.

No promissory notes or contracts for tuition may be sold, assigned or discounted to third parties, unless the student, the student's guardian and financial sponsor signs a statement authorizing such sales or assignment, and the third party agrees to comply with the school's cancellation and refund policy. Schools must notify all third parties of the cancellation and refund policy of the school.

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 308-24-530 ENROLLMENT AGREEMENT (CONTRACT) CHECKLIST. A contractual relationship exists between a school and its applicant or student. The terms of such agreements are considered to be of substantial importance and should be clearly understood by all concerned parties, including unsophisticated applicants and parents. Therefore, a school is required to utilize a written enrollment agreement clearly outlining the obligations of the school and the student, including details of the school's refund policy, and to provide a copy of the agreement to the applicant before any payment is made. It is not necessary for the various elements to be stated in any special phraseology or listed in any particular sequence, so long as the overall document conveys the terms of the agreement in a manner that can be easily understood.

(1) Required Elements. These elements must be included in each enrollment agreement. A copy of the agreement must be furnished to the applicant before any payment is made. Since each applicant should be fully informed as to the nature of the obligation, responsibilities and rights under the contract before signing it, the applicant should also have a copy of the school's catalog and any other necessary supporting documents detailing the services outlined in the agreement.

- (a) Title. Identified as a contract or agreement.
- (b) School. Name and address of the school to be attended.
- (c) Course or Program. Course or program title as identified in the catalog.
- (d) Time Required. Number of clock hours and number of weeks or months normally required for completion.
- (e) Tuition and costs:
 - (i) Total tuition for the course. If subject to change, the tuition for the period which the agreement covers (e.g., quarter, semester, etc.), and the number and length of such periods required for completion must be clearly disclosed.
 - (ii) Books and Supplies. May be estimated if necessary. A separate listing must be provided the applicant if these costs are included in the tuition charges.
 - (iii) Other Costs. Specify other costs and charges made by the school. If the course requires purchase of items or services from outside sources, this fact must also be specified.
 - (iv) Payment. Method and terms of payment. Must comply with federal truth-in-lending and state retail installment requirements.
 - (f) Starting Date. Scheduled class starting date.
 - (g) Class Schedule. All day, morning, afternoon, evening, split or other time of class attendance.

(h) Termination by School. Grounds for termination by the school prior to completion (such as insufficient progress, nonpayment, failure to comply with rules, etc.).

(i) Cancellation or Termination by Student. How to cancel or voluntarily terminate the agreement.

(j) Refund Policy. Details of the school's refund policy for cancellations and terminations which, as a minimum, complies with the cancellation and refund policy stated in WAC 308-24-520.

(k) Employment of Tuition Assistance. Employment guarantee disclaimer. Details of any scholarship or tuition assistance to be furnished to the student.

(l) Effective Date. Not binding until signed by the student or his guardian and accepted in writing by the designated school official authorized in writing and policy to accept such contracts and agreements and that the effective date of the contract shall not precede the date upon which all parties have signed the contract.

(m) Acknowledgement. Acknowledgement that signers have read, and received a copy of the contract must appear on the contract in large and conspicuous type.

(n) Signatures. Date and signature of applicant (and parent or other sponsor if applicant is below legal age).

(o) School Signature. Acceptance date and signature of appropriate official at the school if not otherwise accepted in writing (by letter, etc.).

(p) Other Elements. Other elements required by other state, local or federal governmental bodies.

(q) Conditional Elements. The contract must also disclose and outline any other conditions, circumstances, or qualifications imposed by the school.

NEW SECTION

WAC 308-24-540 BONDING. (1) The amount of the bond shall be ten percent of the preceding year's gross tuition charges derived from students receiving educational services in Washington, but not in excess of seventy-five thousand dollars. Institutions not having been in operation prior to the date of their initial registration shall base their bond amount upon their estimated receipts.

(2) In lieu of the surety bond provided for herein, the institution may furnish, file and deposit with the department, cash or other negotiable security. Such deposits in lieu of a bond shall be in the amount of such proportions as required in subsection (1) of this section. The following types of deposits are acceptable:

(a) Escrow amount which provides the state of Washington with a recourse against the assets in the account as it would have against an insurance company on a bond.

(b) Certificate of deposit or government securities with a power of attorney which authorizes the state of Washington to have full recourse to the assets of the instrument as it would to an insurance company on a bond. The bank will assume the responsibility of keeping the instrument safe and would not release the same to the owner of the school unless the department advises for a release.

(c) Irrevocable letter of credit from a bank, made payable to the department and deposited with the agency as would a bond.

(d) Any other negotiable security acceptable to the director.

WSR 82-01-062
PROPOSED RULES
DEPARTMENT OF LICENSING
(Barber Examining Committee)
[Filed December 18, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Director of the Department of Licensing and the Barber Examining Committee intends to adopt, amend, or repeal rules concerning catalog or brochure requirements, minimum cancellation and refund policies, enrollment agreements, surety bond requirements pertaining to licensed barber schools and colleges;

that such agency will at 10:00 a.m., Friday, January 29, 1982, in the Westlin Hotel (Seattle Room), 5th at

Westlake, Seattle, Washington, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 18.15.056 and 18.15.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 22, 1982, and/or orally at 10:00 a.m., Friday, January 29, 1982, Westlin Hotel (Seattle Room), 5th at Westlake, Seattle, Washington.

Dated: December 16, 1982 [1981]

By: Christine A. Fomin
Assistant Administrator

STATEMENT OF PURPOSE

Name of Agency: Department of Licensing and Barber Examining Committee.

Purpose: The purpose of the proposed WAC's is to implement ESSB 3315 and to provide guidelines on catalogs, refunds, surety bonds and contracts for licensed barber schools.

Statutory Authority: RCW 18.15.056 and 18.15.090.

Summary of the Rules: New WAC 308-16-430 establishes minimum requirements for catalogs and brochures; New WAC 308-16-450 creates minimum standards on cancellations and refunds; New WAC 308-16-460 provides a checklist for enrollment agreements or contracts; New WAC 308-16-470 clarifies the requirement for surety bonds and provides for alternative methods of establishing financial responsibility.

Reason Proposed: The new regulations are necessary to implement the amendments to the barber licensing laws made by ESSB 3315 and to clarify the new requirements for licensed schools.

Responsible Departmental Personnel: In addition to the members of the examining committee, the following Department of Licensing personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Christine Fomin, Assistant Administrator, Professional Licensing, 753-1150; Irving Adatto, Executive Secretary, Barber Board, Professional Licensing, 753-2364.

Proponents: These amendments were proposed by the Barber Examining Committee and the Department of Licensing.

Agency Comments: [No information supplied by agency]

NEW SECTION

WAC 308-16-440 CATALOG OR BROCHURE. Each school must provide a catalog or brochure to all prospective students and every person currently enrolled in the program. The catalog or brochure should contain sufficient information to enable a prospective student to make an informed decision about enrolling and should avoid inaccurate, false, misleading or exaggerated statements. At a minimum, each catalog or brochure must include the following information:

(1) The date of publication and year(s) for which the catalog or brochure is effective;

(2) The name and address of the school;

(3) The names of the owner(s) or governing body, the names of the school's manager and faculty;

(4) A calendar of the school year showing legal holidays, beginning and ending dates of each quarter, term or semester where applicable;

(5) The school's normal hours of operation and instruction;

- (6) The school's policy on enrollments and the specific criteria or requirements for admission;
- (7) The school's policy on attendance, tardiness and student conduct;
- (8) The school's grading system and policies;
- (9) The educational objectives of the program, along with a summary of the requirements for licensure as a barber and a statement that a license is required to practice this occupation;
- (10) An outline showing the subject or units in the program, the type of work or skill to be learned and the number of clock hours to be spent on each subject or unit;
- (11) A description of the available space, facilities and equipment at the school and the usual class size;
- (12) A detailed schedule of all fees, charges for tuition, books, supplies, tools, rentals or deposits and the methods or terms of payment accepted by the school;
- (13) A copy of the school's refund policy which must at a minimum comply with WAC 308-24-450;
- (14) A clear statement that the school does NOT guarantee employment and an accurate description of any placement or job counseling services offered by the school;
- (15) An explanation of any scholarship or tuition waiver policies;
- (16) Any other material facts concerning the school which are likely to affect the student's decision to enroll.

NEW SECTION

WAC 308-16-450 MINIMUM CANCELLATION AND REFUND POLICY. The intent of this section is to establish minimum cancellation and refund standards for the protection of both students and schools. An individual school, however, may wish to adopt a more liberal standard and the department encourages such practices.

The school must state its policy and schedule of refunds in clear language that can be easily understood. The policy shall apply to all terminations, for any reason, by either party and must be set forth both in the catalog or brochure and in the student enrollment agreement.

(1) Enrollment agreements. The enrollment agreement form must clearly outline the obligations of both the school and the student, and provide details of the cancellation and refund policy of the school. A copy of the enrollment agreement and other data covering student costs must be furnished the applicant before any payment is made. No enrollment agreement is binding until it has been accepted in writing by an appropriate official at the school and signed by the student or the student's legal guardian.

(2) Catalog. The school's refund policy must also be printed in the school catalog.

(3) Termination date. The school may require notice of cancellation or withdrawal to be given by certified mail provided this requirement is stated in the enrollment agreement. The school may also require that notice be made by parent or guardian if the student is below legal age. However, the termination date for refund computation purposes shall in all cases be the last date of actual attendance by the student.

(4) If a student fails, without timely written explanation to proper school authorities, to attend classes for a period of thirty days during which classes are in session, the school may officially terminate the student from the program or course of instruction, and refund tuition and fees according to its published refund policy.

(5) Refund policy. Every refund policy for cancellations and terminations must, as a minimum, comply with the following requirements:

(a) Any applicant who is rejected by the school, or who requests a refund within 3 days of signing an enrollment agreement or making an initial payment, shall be entitled to a refund of all moneys paid, less any standard application fee, not to exceed twenty-five dollars.

(b) Any applicant who requests a refund more than 3 days after signing an enrollment agreement or making an initial payment, but before entering school and starting the course, shall be entitled to refund of all moneys paid, minus a fee of ten percent of the contract price of the course;

(c) Any student terminating training after entering the school and beginning the program shall be entitled to a refund of a percentage of the contract price of the course based on the number of hours the student was enrolled in the program as set forth in the following table:

AMOUNT TO BE REFUNDED

No. Hours Enrolled	% Tuition to be Retained by the School
1-156	20%
157-312	40%
313-624	60%
625-936	80%
937-1248	100%

(d) Any student disabled by prolonged illness or accident after completing 900 hours shall be permitted to withdraw from the school for a period of up to 90 days and resume training without additional tuition charge upon proper certification by the student's attending physician.

(6) Any student enrolled in a school who subsequently withdraws, cancels or transfers shall be provided with a written statement of all charges assessed and paid as well as with a copy of the student's final monthly report showing the number of hours completed.

(7) Any moneys due the applicant or student shall be refunded within thirty days after the student's cancellation or termination.

(8) Items of extra expense to the student, such as instructional supplies or equipment, tools, student activities, laboratory fees, service charges, rentals, deposits, and all other extra charges for which the student has contracted or paid in advance need not be considered in tuition refund computations provided they are separately shown on the enrollment agreement, catalog, or in other published data furnished to the student before enrollment, and provided further that the student received the complete materials or services during the period the student was actually enrolled. When items of major extra expense are separately shown for this purpose the school must also state its policy for reasonable settlement of such charges in the event of early termination of the student and in no event shall the charges be more than the actual value of the materials or services used by the student.

(9) No promissory notes or contracts for tuition may be sold, assigned or discounted to third parties, unless the student, the student's guardian and financial sponsor signs a statement authorizing such sales or assignment, and the third party agrees to comply with the school's cancellation and refund policy. Schools must notify all third parties of the cancellation and refund policy of the school.

NEW SECTION

WAC 308-16-460 ENROLLMENT AGREEMENT (CONTRACT) CHECKLIST. A contractual relationship exists between a school and its applicant or student. The terms of such agreements are considered to be of substantial importance and should be clearly understood by all concerned parties, including unsophisticated applicants and parents. Therefore, a school is required to utilize a written enrollment agreement clearly outlining the obligations of the school and the student, including details of the school's refund policy, and to provide a copy of the agreement to the applicant before any payment is made. It is not necessary for the various elements to be stated in any special phraseology or listed in any particular sequence, so long as the overall document conveys the terms of the agreement in a manner that can be easily understood.

(1) Required elements. These elements must be included in each enrollment agreement. A copy of the agreement must be furnished to the applicant before any payment is made. Since each applicant should be fully informed as to the nature of the obligation, responsibilities and rights under the contract before signing it, the applicant should also have a copy of the school's catalog and other necessary supporting documents detailing the services outlined in the agreement.

(a) Title. Identified as a contract or agreement.

(b) School. Name and address of the school to be attended.

(c) Course or program. Course or program title as identified in the catalog.

(d) Time required. Number of clock hours and number of weeks or months normally required for completion.

(e) Tuition and costs:

(i) Total tuition for the course. If subject to change, the tuition for the period which the agreement covers (e.g., quarter, semester, etc.), and the number and length of such periods required for completion must be clearly disclosed.

(ii) Books and supplies. May be estimated if necessary. A separate listing must be provided the applicant if these costs are included in the tuition charges.

(iii) Other costs. Specify other costs and charges made by the school. If the course requires purchase of items or services from outside sources, this fact must also be specified.

(iv) Payment. Methods and terms of payment. Must comply with federal truth-in-lending and state retail installment requirements.

(f) Starting date. Scheduled class starting date.

(g) Class schedule. All day, morning, afternoon, evening, split or other time of class attendance.

(h) Termination by school. Grounds for termination by the school prior to completion (such as insufficient progress, nonpayment, failure to comply with rules, etc.).

(i) Cancellation or termination by student. How to cancel or voluntarily terminate the agreement.

(j) Refund policy. Details of the school's refund policy for cancellations and terminations which, as a minimum, complies with the cancellation and refund policy stated in WAC 308-16-450.

(k) Employment of tuition assistance. Employment guarantee disclaimer. Details of any scholarship or tuition assistance to be furnished to the student.

(l) Effective date. Not binding until signed by the student or his guardian and accepted in writing by the designated school official authorized in writing and policy to accept such contracts and agreements and that the effective date of the contract shall not precede the date upon which all parties have signed the contract.

(m) Acknowledgement. Acknowledgement that signers have read, and received a copy of the contract must appear on the contract in large and conspicuous type.

(n) Signatures. Date and signature of applicant (and parent or other sponsor if applicant is below legal age).

(o) School signature. Acceptance date and signature of appropriate official at the school if not otherwise accepted in writing (by letter, etc.).

(p) Other elements. Other elements required by other state, local or federal governmental bodies.

(q) Conditional elements. The contract must also disclose and outline any other conditions, circumstances, or qualifications imposed by the school.

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 308-16-470 BONDING. (1) The amount of the bond shall be ten percent of the preceding year's gross tuition charges derived from students receiving educational services in Washington, but not in excess of seventy-five thousand dollars. Institutions not having been in operation prior to the date of their initial registration shall base their bond amount upon their estimated receipts.

(2) In lieu of the surety bond provided for herein, the institution may furnish, file and deposit with the department, cash or other negotiable security. Such deposits in lieu of a bond shall be in the amount of such proportions as required in subsection (1) of this section. The following types of deposits are acceptable:

(a) Escrow amount which provides the state of Washington with a recourse against the assets in the account as it would have against an insurance company on a bond.

(b) Certificate of deposit or government securities with a power of attorney which authorizes the state of Washington to have full recourse to the assets of the instrument as it would to an insurance company on a bond. The bank will assume the responsibility of keeping the instrument safe and would not release the same to the owner of the school unless the commission advises for a release.

(c) Irrevocable letter of credit from a bank, made payable to the commission and deposited with the agency as would a bond.

(d) Any other negotiable security acceptable to the Director.

WSR 82-01-063
PROPOSED RULES
BOARD OF ACCOUNTANCY
[Filed December 18, 1981]

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 the amending of WAC 4-04-200; that such agency will at 2:00 p.m., Friday, January 29, 1982, in the Seattle Marriott, 3201 South 176th, Seattle, WA, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 18.04.070 and 18.04.160.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 29, 1982, and/or orally at 2:00 p.m., Friday, January 29, 1982, Seattle Marriott, 3201 South 176th, Seattle, WA.

Dated: December 16, 1981

By: James R. Silva

Assistant Attorney General

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Accountancy.

Description of Rules: Rules relating to the fee to be charged for the Certified Public Accountant examination.

Statutory Authority: RCW 18.04.070 and 18.04.160.

Summary of Rule: WAC 4-04-200 provides that the fee for taking four parts of the CPA examination shall be \$75; the fee for three parts shall be \$60, and the fee for one or two parts shall be \$50.

The Board of Accountancy and its Chief Executive Officer have responsibility for drafting, implementing and enforcing the rules. Washington State Board of Accountancy: Robert L. Block, CPA; E. William Parker, CPA; Robert Aiken, CPA; Albert P. Carvo, LPA; Jack F. Rodda, LPA. Chief Executive Officer: Boothe W. Havisham, CPA. Board Address and Phone: Washington State Board of Accountancy, 210 E. Union, Suite H, Olympia, WA 98504, Phone: (206) 753-2585.

These rules were proposed by the Washington State Board of Accountancy.

Theses rules were promulgated pursuant to RCW 18-04.070 and 18.04.160.

AMENDATORY SECTION (Amending Order PL 303, filed 15/15/79)

WAC 4-04-200 FEES FOR CPA EXAMINATION. Effective July 1, 1982, ((A)) an application for a certified public accountant's examination or re-examination in any subject shall be accompanied by a fee of ((~~\$60~~)) \$75 for four parts; ((~~\$50~~)) \$60 for three parts; or ((~~\$40~~)) \$60 for three parts, or ((~~\$40~~)) \$50 for one or two parts.

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 82-01-064
ADOPTED RULES
BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS
 [Filed Order 81-10—Filed December 18, 1981]

Be it resolved by the Washington State Board of Registration for Professional Engineers and Land Surveyors, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to WAC 196-12-010, 196-12-020, 196-12-030, 196-12-050, 196-12-060, 196-12-085, 196-12-031, 196-12-070, 196-12-075, 196-12-080, 196-16-005, 196-16-007, 196-16-010, 196-16-020, 196-16-031, 196-16-050, 196-16-055, 196-20-010, 196-20-030, 196-20-040, 196-24-030, 196-24-040, 196-24-050, 196-24-060, 196-24-070, 196-24-080, 196-24-085, 196-24-090, 196-24-095 and 196-28-010.

This action is taken pursuant to Notice No. WSR 81-20-093 filed with the code reviser on October 7, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Board of Registration for Professional Engineers and Land Surveyors as authorized in RCW 18.43.035.

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 November 20, 1981.
 By Quentin H. Gateley, P.E.
 Executive Secretary

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-12-010 APPLICATIONS. The deadline for receipt of applications properly filled out and accompanied by the ~~((examination))~~ application fee is ~~((three))~~ four months before the date of the examination. ~~((Responses from))~~ Verification of the applicant's ~~((references))~~ claimed experience must be in ~~((hand))~~ the board office two months before the date of the examination. Applications received after the deadline will be held for consideration for a later examination. ~~((Late responses from references))~~ Lack of verification of experience will also cause the application to be held for ~~((consideration for))~~ a later examination. Those who have previously taken the examination and failed or those who qualified and did not appear for the examination are required to notify the ~~((Executive Secretary))~~ board office in writing two months before the next examination which they intend to take. ~~((A new))~~ An entire application is not required where an applicant has taken the examination and failed or who has filed and failed to appear for the previous examination.

AMENDATORY SECTION (Amending Order PL-115, filed 11/24/71)

WAC 196-12-020 EXPERIENCE RECORDS. (1) Evaluation of records: The basic requirement for registration as a professional engineer is a specific record of eight years or more of approved experience in engineering work of a professional grade. The provisions of the law are that any experience ~~((gained))~~ by college study, as defined below, must be substantiated by an official transcript, the supplying of which is the responsibility of the applicant.

(a) Graduation in an approved engineering college curriculum of four years is equivalent to four years of the required experience.

(b) Satisfactory completion of each year of such an approved engineering curriculum is equivalent to one year of experience.

(c) Graduation in a curriculum other than engineering will be evaluated by the board.

(d) Postgraduate study in engineering may be given credit up to one year.

(e) Engineering teaching of a character satisfactory to the board may be recognized as engineering experience, up to a maximum of two years.

(2) Colleges recognized by the board: All student's credits from curricula approved by the ~~((Engineers Council for Professional Development))~~ Accreditation Board for Engineering and Technology are accepted. In the state of Washington student's credits from other curricula than those approved by the ~~((Engineers Council for Professional Development))~~ Accreditation Board for Engineering and Technology may be accepted at the discretion of the board.

AMENDATORY SECTION (Amending Order PL-129, filed 7/27/72)

WAC 196-12-030 EXAMINATIONS. (1) The examinations are given in two parts: (a) Fundamentals and (b) Branch, each of one days duration. The fundamental and branch examinations consists of two sessions, one ~~((from 8:00 a.m. to noon and the other from 1:00 p.m. to 5:00 p.m))~~ in the morning and one in the afternoon. An applicant failing either the fundamental or branch examinations and passing the other has only to repeat the ~~((part))~~ examination failed. Once approved an applicant may choose to take either the fundamental or branch ~~((portion at one))~~ examination ~~((, and))~~ during one examination period. The remaining ~~((part at a subsequent))~~ examination may be taken at a subsequent examination following proper notification. All examinations are given with open book unless otherwise specified ~~((otherwise))~~ by the board.

The Engineering Fundamentals examination covers ~~((the following subjects:))~~ mathematics, physical sciences and other general engineering related subjects. A detailed list of the subjects to be tested is available by contacting the board office.

~~((Mathematics))~~
 Chemistry
 Fluid Mechanics
 Thermodynamics

Statics
 Dynamics
 Mechanics of Materials
 Physics
 Electrical Theory
 Economic Analysis))

For the specific branch of engineering in which the applicant desires to qualify, and for the times and places of such examinations, see WAC (~~(196-12-080)~~) 196-24-050.

(2) The following rules shall apply:

(a) Applicants who hold Washington Engineer-in-Training certificates are only required to take the examination in the specific branch of engineering under which they desire to qualify.

(b) Applicants who hold E.I.T. certificates issued to them by other states by virtue of a written examination comparable to that given by the State of Washington may be exempt from taking either the E.I.T. or the fundamental examination.

(c) All qualified applicants (~~((regardless of experience record))~~) are required to take the examination in the specific branch of engineering in which they desire to become registered (~~((qualify))~~).

AMENDATORY SECTION (Amending Order PL 181, filed 1/28/75)

WAC 196-12-050 EVALUATION OF CANDIDATES FOR ENGINEERING LICENSES. (1) A candidate who has received his E.I.T. registration by examination is excused from the fundamentals examination and is required to write only the branch examination with a minimum grade of seventy percent.

(2) Candidates who have not passed an E.I.T. examination and who write fundamental and branch examinations, must receive a grade of at least seventy percent in each examination.

(3) Candidates holding a baccalaureate degree in an accredited engineering curriculum who have had at least seventeen additional years of experience satisfactory to the board (after the statutory eight years of experience) may have the fundamental examination waived and be permitted to write the branch examination only. These candidates must attain seventy percent minimum in this examination. (~~((No percentage points for experience will be credited towards the required passing grade:))~~)

(4) (~~((Certification))~~) Registration in any additional branch of engineering (see WAC (~~(196-12-080)~~) 196-24-050) requires a minimum passing grade of seventy percent on the written examination (~~((paper))~~) in that branch. (~~((No percentage points for experience will be credited towards the required passing grade:))~~)

(5) A professional land surveyor seeking registration as a professional engineer should refer to WAC 196-12-020.

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-12-060 HOLDERS OF E.I.T. CERTIFICATES. (1) At any time after the holder of an E.I.T. certificate has fulfilled the requirements of four

additional years of approved professional experience, he may submit a new application for registration completely filled out (~~((and))~~), notarized and accompanied by the (~~((E.I.T. application))~~) required fee. The portion of the application (~~((under Section 6))~~), "Professional Experience", shall be filled out in detail, giving names and addresses of employers and names of those familiar with work performed and indicating level of responsibility in each engagement. Washington State E.I.T.'s are not required to submit a second transcript of college record (~~((is not required))~~) except for postgraduate study claimed as professional experience. It is absolutely essential for the applicant to indicate clearly in his professional application the fact that he holds E.I.T. registration, and the year and state in which he obtained such registration(~~(:))~~), otherwise he may not receive credit for his E.I.T. examination.

(2) Holders of E.I.T. certificates will appear for examination in the specific branch of engineering under which they desire registration.

AMENDATORY SECTION (Amending Order PL 181, filed 1/28/75)

WAC 196-12-085 CORPORATION OR JOINT STOCK ASSOCIATIONS (~~((SHALL FILE))~~). Corporations or joint stock associations shall file:

(1) A letter of application containing a brief statement of the corporation's origin, activities, and principals(~~(, and experience in the field of engineering:))~~). Said letter should also state the type, or types, of engineering practiced, or to be practiced by such corporation. Type or types are limited to the branches currently being issued by the board. Application shall be signed and attested by (~~((the corporation executive))~~) a corporate officer(s).

(2) The application for certificate of authorization shall state the experience of the corporation, if any, in furnishing engineering services during the preceding five year period and state the experience of the corporation, if any, in the furnishing of all feasibility and advisory studies made within the state of Washington.

(3) A certified copy of a resolution of the board of directors of the corporation which shall designate a person holding a certificate of registration under this chapter as responsible for the practice of engineering by said corporation in this state and shall provide that full authority to make all final engineering decisions on behalf of said corporation with respect to work performed by the corporation in this state shall be granted and delegated by the board of directors to the person so designated in said resolution: PROVIDED, That the filing of such resolution shall not relieve the corporation of any responsibility or liability imposed upon it by law or by contract.

(~~((3))~~) (4) A designation in writing setting forth the name or names of a person or persons holding certificates of registration under this chapter who shall be in responsible charge of each project and each major branch of the engineering activities in which the corporation shall specialize in this state. In the event there shall be a change in the person or persons in responsible charge of any project or major branch of the engineering

activities, such changes shall be designated in writing and filed with the board within thirty days after the effective date of such changes.

~~((4))~~ (5) A certified copy of the section of the by-laws of the corporation containing provisions that all engineering decisions pertaining to any project or engineering activities in this state shall be made by the specified engineer in responsible charge or other responsible engineer under his direction or supervision.

~~((5) The application for certificate stating the type or types, of engineering practiced by such corporation. Type or types are limited to those listed herein under the by-laws rules of procedure as branches of registration:))~~

(6) A current certified financial statement accurately reflecting the financial condition of the corporation. Certification shall be by an officer of the corporation or a public accountant.

(7) ~~((Individual resumes of the engineering personnel currently employed, designated under (2) and (3) above:))~~ The professional records of the designated person or persons under (3) above who shall be in responsible charge of each branch of engineering activities of the corporation.

(8) ~~((An application for certificate of authorization stating the experience of the corporation, if any, in furnishing engineering services during the preceding five year period and stating the experience of the corporation, if any, in furnishing of all feasibility and advisory studies made within the state of Washington.~~

~~(9))~~ A copy of the articles of incorporation as filed with the secretary of state for the state of Washington and bearing his acceptance stamp.

~~((10))~~ (9) A copy of the corporation by-laws ~~((of the corporation))~~ and any revisions to the by-laws, that may affect the ability of the designated engineer to make all engineering decisions as set forth in ~~((4))~~ (5) above.

~~((11) A copy of the current brochure, if any, now issued by the applicant corporation.~~

(12) Statutory fee of five hundred dollars.

~~Items (1) through (10) shall be submitted as specific items or exhibits with each application except those corporations organized solely by a group of engineers [RCW 18.43.130(8)(c)].~~

~~In the case of change or increase in the engineers named as being in responsible charge, charge of a branch, or charge of a project, additional certificates of designation and the professional history of such engineers will be required:))~~

(10) In the case of change or increase in the engineers named as being in responsible charge (subsection (3) above), a certified copy of a resolution of the board of directors of the corporation which shall designate said person or persons shall be filed with the board within thirty days after the effective date of such changes. The professional history of newly named engineers will also be required.

(11) Application fee as determined by the director of the department of licensing.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 196-12-031 EXAMINATIONS—MODIFICATION OF EXAMINATION TIMES.

(2) WAC 196-12-070 FEES.

(3) WAC 196-12-075 RENEWAL OF LICENSES.

(4) WAC 196-12-080 BRANCHES OF REGISTRATION.

AMENDATORY SECTION (Amending Rule III (part), filed 11/15/65)

WAC 196-16-005 DEFINITIONS. The Professional Engineers and Land Surveyors Act provides; Land surveyor: The term "Land Surveyor" shall mean a person who, through technical knowledge and skill gained by education and/or by experience, is qualified to practice land surveying as hereinafter defined.

The term "practice of land surveying" shall mean assuming responsible charge of the surveying of land for the establishment of corners, lines, boundaries((:)) and monuments, the laying out and subdivision of land, the defining and locating of corners, lines, boundaries and monuments of land after they have been established, the survey of land areas for the purpose of determining the topography thereof, the making of topographical delineations and the preparing of maps and accurate records thereof, when the proper performance of such services requires technical knowledge and skill.

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-16-007 APPLICATIONS. The deadline for receipt of applications properly filled out and accompanied by the ~~((examination))~~ required application fee is ~~((three))~~ four months before the date of the examination. Response from applicant's references must be in hand two months before the date of the examination. Applications received after the deadline will be held for consideration for a later examination. Late responses from references will also cause the application to be held for consideration for a later examination. Those who have previously taken the examination and failed or those who qualified and did not appear for the examination are required to notify the ~~((executive secretary))~~ board office in writing two months before the examination which they intend to take. A new application is not required where an applicant has taken the examination and failed or who has filed and failed to appear for the examination.

AMENDATORY SECTION (Amending Order PL-115, filed 11/24/71)

WAC 196-16-010 EXPERIENCE RECORDS. The first requirement of the law for registration as a professional land surveyor is a minimum of six years of approved professional experience in land surveying of which two years must be in boundary surveying in the field. The provisions of the law are that:

(1) Graduation in a recognized (~~(engineering)~~) land surveying curriculum of four years or more from a college recognized by the board is equivalent to four years of the required experience.

(2) Satisfactory completion of each year of such recognized (~~(engineering)~~) course is equivalent to one year of experience.

(3) Graduation in (~~(a)~~) any curriculum (~~(other than engineering)~~) not recognized in (1) or (2) above will be evaluated by the board (~~(and may be considered as equivalent to two years of such required experience)~~). It is the responsibility of the applicant to see that the board is furnished (~~(a)~~) an official transcript of his college record when education is claimed as experience.

(4) (~~(Engineering)~~) Teaching of a character satisfactory to the board may be recognized as surveying experience up to a maximum of one year.

(5) A registered professional engineer who applies to be examined to become (~~(certified)~~) registered as a land surveyor (is required to have two years acceptable land surveying experience, over and above his eight years acceptable engineering experience. This requires a total of ten or more years experience. A professional land surveyor who applies to be examined to become a professional engineer is required to have four years acceptable engineering experience in his branch, over and above the statutory six years of acceptable land surveying experience. This also requires a total of ten years experience) must meet the requirements stated within this section.

AMENDATORY SECTION (Amending Order PL-121, filed 5/3/72)

WAC 196-16-020 EXAMINATIONS. The land surveying examination consists of two full eight hour days given at the regular examination period. All examinations will be open book unless otherwise specified by the board. The examination is written and consists of two separate parts in two consecutive days. Each day is divided into two sessions (~~(from 8:00 a.m. to noon and from 1:00 p.m. to 5:00 p.m)~~), one in the morning and one in the afternoon.

(1) First (~~(day)~~) -- Land surveying -- Rules and legal questions.

(2) Second (~~(day)~~) -- Land surveying -- (~~(Practical)~~) Applied surveying problems.

A candidate may elect to sit for the examination in two consecutive days or may sit for one part at one examination and the other part at a subsequent examination.

Each day's examination is graded separately. (~~(As an example, if an applicant fails the first day's examination and passes the second day, he will have to repeat the first day's examination at a subsequent examination date:))~~ An applicant failing either the rules or applied problems and passing the other has only to repeat the part failed.

A candidate must receive a grade of at least 70% in each of the examinations described in (1) and (2) above.

AMENDATORY SECTION (Amending Order PL-115, filed 11/24/71)

WAC 196-16-031 RECIPROCITY. (1) Applicants for registration as a land ((surveying)) surveyor by reciprocity, who have been qualified by examination and are in good standing with the examining state, will be exempt from the ((second day's)) applied surveying test. All applicants are required to sit for rules and legal questions.

(2) One (~~(branch only)~~) registration as a professional engineer and/or land surveyor will be issued by reciprocity. Each ((added branch)) designation requires ((a new)) an application.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 196-16-050 FEES.

(2) WAC 196-16-055 RENEWAL OF LICENSES.

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-20-010 APPLICATIONS. (1) The deadline for (~~(receipt of)~~) applications properly filled out and accompanied by the (~~(application))~~ statutory fee is ((three)) four months before the date of the examination. Applications received after the deadline will be held for consideration for a later examination. ((Those who have previously taken the examination and failed or those who qualified and did not appear for the examination are required to notify the executive secretary two months before the examination which they intend to take. A new application is not required where an applicant has taken the examination and failed or who has filed and failed to appear for the examination:))

(2) The application for engineer-in-training shall contain:

- (a) General information
- (b) Education
- (c) Technical examinations
- (d) Affidavit
- (e) Membership in societies
- (f) Professional experience (if not a graduate)

Official transcripts of college record, if not attached to the application, shall be forwarded to the (~~(executive secretary))~~ board office as soon as they are available.

AMENDATORY SECTION (Amending Order PL 181, filed 1/28/75)

WAC 196-20-030 EXAMINATIONS. (1) The engineer-in-training examination is given twice each year at times and places as will from time to time be designated by the board. The schedule of future examinations may be obtained from the (~~(executive secretary))~~ board office. The examination is of one day's duration and consists of two (~~(four-hour))~~ sessions (~~(from eight o'clock a.m. to twelve o'clock noon and from one o'clock p.m. to five o'clock p.m))~~, one in the

morning and one in the afternoon. It covers ~~((the following engineering fundamentals:))~~ mathematics, ~~((chemistry, thermodynamics, mechanics and materials, physics, fluid mechanics, mechanics and electricity))~~ physical sciences, and other general engineering related subjects. The minimum passing grade is seventy percent.

(2) Persons who may normally expect to graduate within three months after a scheduled E.I.T. examination may sit for that examination. In cases where college graduation is claimed as a prerequisite no certificate will be issued until a college transcript showing completion of the four-year requirement is filed with the ~~((executive secretary))~~ board office.

(3) Those who pass this examination receive engineer-in-training certificates and are excused from taking the engineering fundamentals portion of the regular professional engineering examination. The E.I.T. passing grade will not be weighted in the professional examination but will be qualifying only.

(4) All examinations will be given with open book unless otherwise specified by the board.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 196-20-040 FEES.

Chapter 196-24 WAC
~~((RECIPROCITY REGISTRATION))~~ GENERAL

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-24-030 ((GENERAL)) RECIPROCITY. (1) The professional engineers registration act provides that the board for professional engineers and land surveyors may, upon application ~~((therefor))~~, and ~~((the))~~ payment of ~~((an application))~~ a fee, issue a certificate without further examination as a professional engineer to any person who holds a certificate of qualification of registration issued to him following examination by proper authority, of any state ~~((or))~~, territory or possession of the United States, the District of Columbia, or of any foreign country, provided:

(a) That the applicant's qualifications meet the requirements of the chapter and the rules established by the board;

(b) That the applicant is in good standing with the licensing agency in said state, territory, possession, district, or foreign country;

(c) That the said state, territory, possession, district, or foreign country gives like consideration on a reciprocal basis to those persons who have been registered by examination in this state; and

(d) That the license has been granted on the basis of an examination equivalent to that given by the state of Washington.

(2) The board will issue certificates of registration to those who apply in conformance with the act and who have been ~~((certified))~~ registered by the proper legal body of the state, territory, possession, district, or country, ~~((and))~~ whose qualifications conform to the law of

this state. ~~((Eight years of professional experience is required by law.))~~

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-24-040 APPLICATIONS. (1) All candidates who desire ~~((certification))~~ registration in Washington are required to submit their application on a form to be furnished by this board.

(2) This application must be filled out in complete detail and where the applicant desires ~~((certification))~~ registration by reciprocity, it is essential that the ~~((interstate certificate be certified by the issuing board before the application is submitted to the board))~~ state where license was issued by exam is given and that said state will verify this registration. This is the responsibility of the applicant.

(3) The application fee ~~((must accompany the application))~~ for engineers, land surveyors, engineers-in-training, engineering corporations and engineering partnerships are determined by the director of the department of licensing. A fee schedule can be obtained by contacting the board office.

(4) ~~((In such cases where engineering education is given as a part of the experience and is required to establish the minimum eight years called for by the statute, it is the responsibility of the applicant to see that the board is furnished a transcript of the academic record.))~~ The applicant must supply the board with an official college transcript of any education listed on his application.

AMENDATORY SECTION (Amending Order PL 181, filed 1/28/75)

WAC 196-24-050 EXAMINATIONS. (1) The branches in which certificates of registration are presently issued are: Aeronautical, agricultural, ceramic, chemical, civil, electrical, fire protection, industrial, logging, mechanical, metallurgical, mining, naval architecture and marine engineering, and nuclear. ~~((Certificates will also be issued in land surveying.))~~ The branches of ~~((hydraulic))~~ sanitary~~((;))~~ and structural engineering are considered to be specialized branches. An applicant for any ~~((of these))~~ specialized branch is required to hold a ~~((certificate))~~ current registration in the state of Washington, in one of the regular branches ~~((named above, to be eligible to sit for an examination in any specialized branch)).~~ In addition, applicants shall have not less than two years of professional experience in the specialized branch in which the applicant seeks registration, over and above the requirements for professional registration (statutory eight years).

The examination in structural engineering, shall be of two days duration. Examination in sanitary engineering shall be of one day duration.

Certificates of registration will also be issued in land surveying.

All examinations are given at times and places as will be designated by the board. The schedule of future examinations may be obtained from the board office.

(2) Applicants for ~~((certification))~~ registration by reciprocity from states, territories, districts, or countries who have been issued certificates of registration without examination or in instances where such governmental body does not grant certificates of registration to regularly qualified registrants of the state of Washington will be required to sit for an examination to test the skill, knowledge, and other professional attributes of the applicant.

(a) The examination will be given in the branch chosen by the applicant from the list of regular branches given by this board.

(b) Such examinations are given after the board has approved the applicant's request ~~((and usually before one or more members of the board. These arrangements are made for dates mutually convenient to the applicant and the board))~~.

(c) In cases where an applicant is issued a certificate of registration by his governmental ~~((agency))~~ body in a branch not included in the list of regular branches [(1) of this section] the board will examine such an applicant in ~~((one of these))~~ a regular branch~~((es))~~ of his choice, presumably the one closest to his specialty.

(3) ~~((The land surveyor examination in the state of Washington consists of two parts:~~

(a) ~~First day — eight o'clock a.m. to five o'clock p.m. land surveying rules and legal questions.~~

(b) ~~Second day — eight o'clock a.m. to five o'clock p.m. land surveying practical applied surveying problems.~~

(4) ~~((One ((branch only)) designation as professional engineer and/or land surveyor will be issued by reciprocity. Each added ((branch)) designation requires a new application. All added branches will be authorized by passing a regular examination, except applicants ((for structural engineering)) who may be granted registration without further examination provided they have successfully passed an examination equivalent to that given in the state of Washington, in a state, territory, possession, district, or country, which grants like reciprocity to the state of Washington registrants.~~

~~((5))~~ (4) All examinations are given with open book unless otherwise specified by the board.

AMENDATORY SECTION (Amending Order PL 224, filed 11/5/75)

WAC 196-24-060 RENEWAL FEES. (1) Renewals are issued on an annual basis ~~((upon payment of the renewal fee))~~.

(2) ~~((After the initial conversion to a staggered renewal system, licensees may renew their licenses, at the annual renewal fee rate, for one year, from birth anniversary date to next birth anniversary date.~~

(3) ~~((Under the staggered license renewal system the late payment penalty provision will be applied as follows: Before the expiration date of the individual's license the director of the department of licensing shall mail a notice for renewal of license to every person holding a current license. The licensee must return such notice along with current renewal fees prior to the expiration of said license. If the licensee fails to pay the prescribed renewal fees within ninety days after the expiration date of the~~

license, then the renewal fee will be the current fee plus an amount equal to one year's renewal fee.

(3) The renewal fee for engineers, land surveyors, engineering corporations and engineering partnerships are determined by the director of the department of licensing.

AMENDATORY SECTION (Amending Order PL 181, filed 1/28/75)

WAC 196-24-070 CORRESPONDENCE. All correspondence will be addressed to:

Washington State Board of Registration for Professional Engineers and Land Surveyors
~~((Division of Professional Licensing))~~
 P.O. Box ~~((649))~~ 9649
 Olympia, Washington 98504
 Telephone 206-753-6966

~~((All checks and money orders paid in fees or for any other purpose will be made payable to the state treasurer.))~~

NEW SECTION

WAC 196-24-080 FEES. All checks or money orders shall be made payable to the state treasurer. Registration: The application must be accompanied with the required fee; with engineers submitting the certificate fee after passage of the exam. Should the board deny the application, the initial fee will be retained as an application fee. An applicant who fails the first scheduled exam may be re-examined once without payment of an additional fee, provided he notifies the board office in writing of his intention to appear for the examination a second time at least two months prior to said examination. Each subsequent examination will be granted upon payment of an examination fee. Applicants, who fail to appear for scheduled examinations, will forfeit their re-examination privilege or examination fee.

NEW SECTION

WAC 196-24-085 INFORMATION REQUIRED OF NONRESIDENTS INTENDING TO PRACTICE THIRTY DAYS OR LESS IN A CALENDAR YEAR. Every nonresident engineer or land surveyor who intends to conduct professional practice under the exemption of subsection (2) of RCW 18.43.130, shall furnish the board, prior to the commencement of such work with the following information:

- (1) Name and place of his residence.
- (2) Jurisdiction where currently registered.
- (3) Imprint of professional seal.
- (4) Dates work is to be started and terminated in the state of Washington.
- (5) Name and address of client.
- (6) Type, location of job and regulating authority (if applicable).

NEW SECTION

WAC 196-24-090 BRANCH OFFICES. (1) A branch office of an engineering or land surveying firm shall be defined as an office established to solicit and/or

provide engineering and/or land surveying services. A resident professional engineer/land surveyor shall be defined as a person holding a valid certificate of registration in this state and who maintains said branch office as his normal place of business. A professional engineer or professional land surveyor may be the resident licensee at only one place of business at any given time.

(2) Each branch office of an engineering firm shall have a resident professional engineer in responsible charge. Each branch office of a surveying firm shall have a resident professional land surveyor in responsible charge.

(3) Branch office restrictions shall not apply to project offices. A project office shall be defined as an office established to provide:

(a) Supervision for construction of a project designed elsewhere.

(b) Supervision of or providing a convenient work place for a specific land surveying project.

(4) No new work shall be solicited by the firm's representative located at a project office.

NEW SECTION

WAC 196-24-095 SEALS. Engineers or land surveyors shall not affix their signature and seal to any engineering or land surveying plan or document dealing with subject matter outside their field of competence nor to any plan or document not prepared under their direct supervision.

"Under direct supervision" shall be construed to mean that the registrant providing such supervision shall have made the decisions on technical matters of policy and design. Furthermore, the registrant shall have exercised his professional judgment in all engineering and land surveying matters that are embodied in the plans, design, specifications or other documents involved in the work.

REPEALER

Chapter 196-28 of the Washington Administrative Code is repealed as follows:

WAC 196-28-010 INFORMATION REQUIRED OF NONRESIDENTS INTENDING TO PRACTICE THIRTY DAYS OR LESS IN CALENDAR YEAR.

**WSR 82-01-065
ADOPTED RULES
GAMBLING COMMISSION
[Order 115—Filed December 18, 1981]**

Be it resolved by the Washington State Gambling Commission acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to the amending of WAC 230-08-010, 230-20-220 and 230-30-070.

This action is taken pursuant to Notice No. WSR 81-22-031 filed with the code reviser on October 29, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

WAC 230-08-010 is promulgated pursuant to RCW 9.46.070(8) and is intended to administratively implement those statutes, WAC 230-20-220 is promulgated pursuant to RCW 9.46.070(11) and (14) and is intended to administratively implement those statutes; and WAC 230-30-070 is promulgated pursuant to RCW 9.46.070(11) and 9.46.070(8) and is intended to administratively implement those statutes.

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 December 18, 1981.

By Keith Kisor
Director

AMENDATORY SECTION (Amending Order 74, filed 8/17/77)

WAC 230-08-010 ((OPERATOR)) MONTHLY RECORDS. Every person or organization licensed to operate ~~((an))~~ any authorized gambling activity shall keep and maintain ~~((a set of))~~ permanent monthly records of all of the activities of the licensee related to ~~((conducting the))~~ each licensed activity. These records shall be kept separate for each month and shall include, but not necessarily be limited to, all details of the following ~~((, by month))~~:

(1) The gross receipts from the conduct of each of the activities licensed.

(2) Full details on all expenses related to each of the activities licensed.

(3) The total cost of all prizes paid out for each of the activities licensed.

(4) With respect to those licensees receiving such licenses as qualified bona fide charitable or bona fide non-profit organizations, except agricultural fairs, records which clearly show in detail how those proceeds from each licensed activity obtained by the licensee were used or disbursed by that licensee.

~~(((5) With respect to operators of punchboards and pull tabs, the licensee shall record for each punchboard and series of pull tabs the following:~~

~~(a) The Washington state identification stamp number issued by the commission and placed thereon;~~

~~(b) The date placed out for play;~~

~~(c) The date removed from play;~~

~~(d) The gross receipts; and~~

~~(e) The cost of prizes paid;))~~

(5) In addition to any other requirement set forth in these rules, licensees for the operation of punchboards and pull tabs shall be required to prepare a detailed monthly record for punchboards and pull tab series removed from play during that month. This detailed monthly record shall be recorded in a standard format prescribed by the commission and shall disclose at minimum the following information:

(a) The name of the punchboard or pull tab series;

(b) The Washington State identification stamp number issued by the commission and placed thereon;

(c) The series number of each pull tab series or punchboard;

(d) The total number of tabs in each pull tab series or the total number of punches in each punchboard;

(e) The date placed out for play;

(f) The date removed from play;

(g) The number of pull tabs or punches remaining after removal from play;

(h) The gross receipts as defined in WAC 230-02-110;

(i) The total prizes paid, including both cash and merchandise (calculated by the cost to the licensee) prizes;

(j) The net receipts (gross receipts less total prizes paid);

(k) The actual cash received from the operation of each pull tab series or punchboard; and,

(l) Any difference between net receipts and the actual cash received as either over or (short).

(6) Copies of all additional financial data which support((s)) tax reports to any and all governmental agencies.

Each of these records shall be maintained by the licensee for a period of not less than three years from the end of the fiscal year for which the record is kept unless the licensee is released by the commission from this requirement as to any particular record or records.

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 (Order 65, filed 1/7/77)

WAC 230-20-220 OPERATORS SHALL NOT PLAY. No operator shall allow a person who ((manages, or)) receives any compensation, directly or indirectly, for the operation of, any bingo game conducted by the operator to play in a bingo game conducted by that operator.

No operator shall allow any person who, without payment, assists in the operation of any bingo game conducted by that operator to play in any bingo game conducted by that operator on the same bingo occasion. However, ((PROVIDED, That)) the second paragraph of this rule shall not apply to class A, ((and)) B, and C bingo licensees, or to games operating under the authority of RCW 9.46.030(3).

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 114, filed 10/15/81)

WAC 230-30-070 CONTROL OF PRIZES. (1) All prizes from the operation of punchboards((⁽¹⁾)) and pull tabs((⁽¹⁾ licensees)) shall be awarded ((all prizes)) in cash or in merchandise. Prizes may not involve the opportunity of taking an additional chance or chances on another punchboard or of obtaining another pull tab or pull tabs. Where the prize involves the opportunity to punch again on the same punchboard, a prize must be

awarded for each such punch which is not less than the highest amount of money, or worth not less than the most valuable merchandise prize, which might otherwise have been won by the punch for which the opportunity to take the second punch was awarded. No punchboard which offers as a prize the opportunity to take another punch on that board shall be sold or placed out for play unless that particular style and type of step-up board has been approved in advance by the commission. Each such board must clearly indicate on its face the terms and conditions under which the opportunity to obtain the second, or step-up punch, may be obtained and the prizes which may be won by the step-up punch.

(2) (a) ((The licensee)) All Prizes shall be displayed ((all prizes)) in the immediate vicinity of the punchboard or pull tab device and such prizes shall be in full view of any person prior to that person purchasing the opportunity to play. ((When a prize is cash, then the money itself shall not be displayed, but a coupon designating the cash amount represented thereby available to be won shall be substituted therefor in any display which also includes merchandise prizes. The cash prizes to be awarded in connection with punchboards and pull tab series in connection with which only cash prizes are awarded shall be clearly and fully described or represented by a coupon displayed upon the prize flare attached to the face of the punchboard or accompany the pull tab series and attached to the face or displayed in the immediate vicinity of the pull tab dispensing device.))

(b) When the prize is cash it shall be displayed as follows:

(i) If the punchboard or pull tab series contains the opportunity to win both cash and merchandise prizes, the money itself shall not be displayed, but a coupon designating the cash available to be won shall be substituted; and

(ii) If the only prizes which may be won are cash prizes, they shall be clearly and fully described or represented by a coupon displayed upon the prize flare attached to the face of the punchboard or accompanying the pull tab series and attached to the face or displayed in the immediate vicinity of the pull tab dispensing device.

(c) The licensee shall display prizes so arranged that a customer can easily determine which prizes are available from any particular punchboard or pull tab series or device operated or located upon the premises.

(3) Upon a determination of a winner of a merchandise prize, the licensee shall immediately remove that prize from any display and present it to the winner.

Immediately upon determining the winner of any cash prize of five dollars or more, or of any merchandise prize with a retail value of five dollars or more, but prior to award of the prize, the licensee shall conspicuously delete all references to that prize being available to players from any flare, punchboard or pull tab dispensing device upon which such reference may appear, and from any other list, sign, or notice which may be posted, in such a manner that all future customers will know the prize is no longer available. The prize shall then be paid or delivered to the winner forthwith. The licensee must pay

or award to the customer or player playing the punchboard or pull tab series all such prizes that have not been deleted from the flare of the punchboard or pull tab series when the punchboard or pull tab series is completely played out.

(4) No licensee shall offer to pay cash in lieu of merchandise prizes which may be won.

(5) When any person ~~((shall))~~ wins a cash prize of over twenty dollars ~~((in cash))~~ or wins a merchandise prize with a retail value of more than twenty dollars from ~~((the operation))~~ the play of any punchboard or pull tab ~~((device))~~ series, the licensee or licensees representative shall make a record ~~((shall be made by the licensee))~~ of the win. The record of the win shall be made in a standard format prescribed by the commission and shall disclose at minimum the following information: ~~((The record shall contain:))~~

(a) ~~((The full name of the winner))~~ The Washington State identification stamp number of the punchboard or pull tab series from which the prize was won;

(b) ~~((The current address of the winner))~~ The series number of the pull tab series or punchboard from which the prize was won;

(c) ~~((The date of the win))~~ The date the pull tab series or punchboard was placed out for play;

(d) ~~((A description of the prize won))~~ The date the pull tab series or punchboard was removed from play;

(e) ~~((If the prize is merchandise, its retail value))~~ The month, day and year of the win;

(f) ~~((The commission identification stamp number of the punchboard or pull tab series from which the prize was won))~~ If the prize is cash, the amount of the prize won;

(g) If the prize is merchandise, a description of the prize won and its retail value;

(h) The printed full name of the winner;

(i) The signature of the winner; and,

(j) The current address of the winner which will include the street address, the city and the state.

It shall be the responsibility of the licensee to determine the identity of the winner and the licensee shall require such proof of identification as is necessary to properly establish the winner's identity. The licensee shall not pay out any prize unless and until the winner has fully and accurately furnished to the licensee all information required by this rule to be ~~((kept upon))~~ maintained in ~~((the records of))~~ the licensee's record of the win.

(6) Every licensee shall keep the record of all prizes awarded in excess of twenty dollars, containing all of the information required in subsection (5) above, and all winning pull tabs or punchboard punches of five dollars or more for a period of six months and shall display the same to any member of the public, representative of the commission or law enforcement officials upon demand.

~~((6))~~ (7) For the purposes of this rule, the retail value of a merchandise prize shall be the amount actually paid therefor by the licensed operator plus 50 percent of that actual cost.

~~((7))~~ (8) Spindle-type pull tab series which award only merchandise prizes valued at no more than five

dollars, are hereby permitted to employ schemes whereby certain predesignated pull tabs are free or the player is otherwise reimbursed the actual cost of said pull tabs. Flares for spindle-type pull tabs operated in this manner shall designate the total number of pull tabs in the series and the total number of pull tabs designated as free or reimbursable. Free or reimbursable pull tabs in these types of pull tab series shall not constitute a prize or prizes nor shall monies collected and later reimbursed constitute revenue for the purposes of determining gross receipts.

WSR 82-01-066

ADOPTED RULES

MEDICAL DISCIPLINARY BOARD

[Order PL 388—Filed December 18, 1981]

Be it resolved by the Washington State Medical Disciplinary Board acting at Seattle, Washington, that it does promulgate and adopt the annexed rules relating to the amending of WAC 320-12-030, 320-12-040, 320-12-050, 320-12-060 and 320-12-070.

This action is taken pursuant to Notice No. WSR 81-22-049 filed with the code reviser on November 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.72.150 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 December 11, 1981.

By Maxine L. Nelson
Administrative Assistant

AMENDATORY SECTION (Amending Rule 230-12-030, filed 12/14/64)

WAC 320-12-030 NOMINATING PETITIONS. Nominating petitions shall be signed by not less than twenty-five licensed physicians residing in the congressional district in which the nominee resides ~~((shall be submitted to the board thirty days prior to the date of election))~~. The nominating petitions shall be distributed by the Division of Professional Licensing the first Monday in May and must be returned to the division by the third Monday in June. Nominating petitions ~~((may))~~ will be ~~((obtained))~~ provided ~~((from))~~ by the ~~((office of the professional division))~~ division of professional licensing, ~~((state))~~ department of ~~((licenses))~~ licensing, ~~((Olympia;))~~ to ~~((the))~~ Washington state medical association, ~~((Seattle;))~~ to the chief of the medical staff of Washington licensed hospitals, ~~((and from))~~ the county clerk of each county, and the local medical societies~~((; and the medical service bureaus in each county))~~.

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.

AMENDATORY SECTION (Amending Rule 320-12-040, filed 12/14/64)

WAC 320-12-040 ELIGIBILITY REQUIREMENT IN ELECTION. In order for a licensed physician to be eligible to vote in an election for the selection of a member of the disciplinary board, ~~((he))~~ the physician must live in the congressional district of the candidate for whom ((he)) the physician desires to vote, and must hold a current valid registration for the year in which the election is held, except in cases where the voter is in the military service where no current fee is required by law.

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 Rule 320-12-050, filed 12/14/64)

WAC 320-12-050 TIME OF ELECTION—BALLOTS. The election shall be held on the second Monday in September. ~~((and the nominating petitions must be filed with the board thirty days prior to the second Monday in September.))~~ Ballots for the election of a member to the medical disciplinary board from each congressional district shall be sent to the physicians residing in each congressional district not later than ~~((July 1st))~~ the second Monday in August and must be returned to the election commission in the ~~((office of the director of licenses))~~ division of professional licensing in Olympia, Washington, by the second Monday in September.

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 Rule 320-12-060, filed 12/14/64)

WAC 320-12-060 ((SIGNATURE OF VOTERS)) IDENTIFICATION BY CONGRESSIONAL DISTRICT. In order for ~~((his))~~ the physician's vote to be valid, each physician must ((sign envelope No. 2 containing the ballot in envelope No. 1.)) print his or her name on the mailing envelope, which is returned to ((the election commission of the medical disciplinary board)) the division in Olympia, so that the name of each physician voting in the election may be checked off the list of eligible voters.

AMENDATORY SECTION (Amending Rule 320-12-070, filed 12/14/64)

WAC 320-12-070 BALLOTS. Voting shall be by secret ballot which shall be enclosed ~~((with an))~~ in a

separate envelope ((No. 1) entitled "BALLOT") and neither the ballot nor the ballot envelope shall contain any signature or identifying mark whereby the identity of the voter can be ascertained. Mailing envelopes, ballot envelopes and ballots will be provided by the division of professional licensing.

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 82-01-067
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed December 18, 1981]

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 AFDC and GA—Grant or vendor payment, amending chapter 388-33 WAC.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop: OB-33C
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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 16, 1981

By: David A. Hogan
Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.
Amend chapter 388-33 WAC.

Purpose of the rule or rule change is to require the recipients be notified of exception to policy decisions; establish formal procedures for considering written grievances.

The reason this rule is necessary is to settle the case of Wenner v. McNutt.

Statutory Authority: RCW 74.08.090.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Gerry Nelson, Program Manager, Division of Income Assistance, Mailstop: OB-31C, Phone: 3-3177.

These rules are necessary as a result of state court decision, King County Superior Court No. 827 547.

NEW SECTION

WAC 388-33-387 NOTIFICATION OF EXCEPTION TO POLICY REQUEST AND DECISION. Within ten days of such decision, the CSO shall notify an applicant or recipient in writing:

- (1) Of a decision to not initiate an exception to policy when an exception to policy has been requested;
- (2) That an exception to policy has been requested;
- (3) Of the approval or denial of an exception to policy request.

NEW SECTION

WAC 388-33-389 GRIEVANCE PROCEDURE—APPLICANTS AND RECIPIENTS OF PUBLIC ASSISTANCE, MEDICAL ASSISTANCE, AND SOCIAL SERVICES ADMINISTERED BY WAC 388. (1) If an applicant or recipient is aggrieved by a decision of the department, he or she shall have the right to present the grievance, in written form, to the supervisor of the line worker with whom the applicant or recipient had previously been dealing.

(2) The supervisor shall make a decision on a grievance and notify the recipient in writing within ten days of receipt of the grievance.

(3) If the applicant or recipient is not satisfied with the decision of the supervisor, he or she shall have the right to present the grievance in writing to the CSO administrator.

(4) The CSO administrator shall make a decision on a grievance and send the applicant or recipient written notice of his or her decision within ten days of receipt of the grievance. This notice terminates the grievance procedure.

(5) The exercise of the right to pursue a grievance shall not in any way preclude the exercise of any rights of the applicant or recipient may have under chapter 388-08 WAC.

(6) If administrative or judicial review is pending on the same issue, the department may choose to respond to the grievance by informing the applicant or recipient that the department prefers that the matter be resolved through the administrative or judicial review process.

WSR 82-01-068
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed December 18, 1981]

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 Payment of foster care—Effective date, amending WAC 388-70-024.

It is the intention of the secretary to adopt these rules on an emergency basis effective January 1, 1982.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop: OB-33C
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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 18, 1981

By: David A. Hogan
Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.
Amend WAC 388-70-024.

The purpose of the rule or rule change is to establish in WAC a limitation to the length of stay in group foster care of 18 consecutive months.

The reasons these rules are necessary is to implement decision package number 6-12 related to the 3.2% budget reductions and Special Session additional Legislative reductions.

Statutory Authority: RCW 74.08.090.

The rule change would limit the length of stay in group foster care to 18 consecutive months.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Arne Droge, Program Manager, Bureau of Children's Services, MS OB-41D, 753-7160.

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

AMENDATORY SECTION (Amending Order 1335, filed 9/1/78)

WAC 388-70-024 PAYMENT OF FOSTER CARE—EFFECTIVE DATE. (1) A foster care payment is effective the date a child is placed in care if an application for foster care payment is received within seven working days of placement. If an application is not received within seven working days of placement, the effective date of care is the date the application is received.

(2) The effective date of termination of family foster care payments (is the date the child no longer needs foster care or reaches the age of 18. If the child is attending but has not finished high school at the age

~~of 18, payments shall be terminated on the date the high school program is completed. Such payments shall not be extended beyond age 21-)~~ for children in family foster care is the date:

~~(a) The child no longer needs foster care.~~

~~(b) The child reaches the age of eighteen. If the child is attending but has not finished high school or its equivalent at the age of eighteen, payments shall be terminated on the date the high school program or its equivalent is completed. Such payments shall not be extended beyond age twenty-one.~~

~~(3) Payment for group foster care is limited to children who are at least six years of age but under the age of eighteen. The effective date of termination of foster care payments for children in group foster care is the date:~~

~~(a) The child no longer needs group foster care.~~

~~(b) The child has been in group care eighteen consecutive months.~~

~~(c) The child reaches the age of eighteen. If the child is attending but has not finished high school or its equivalent at the age of eighteen, payment shall be terminated on the date the high school program or its equivalent is completed or the child has spent eighteen consecutive months in group care, whichever comes first.~~

WSR 82-01-069

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Division for Vocational Rehabilitation)

[Filed December 18, 1981]

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 Purchase of services—Selection criteria—Rehabilitation facilities and workshops, amending WAC 490-500-520.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33C
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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 28A.10.025.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00

a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 11, 1981

By: David A. Hogan
Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend WAC 490-500-520.

Purpose of the rule or rule change is to delete policy which allows the Division of Vocational Rehabilitation to repay a rehabilitation facility for out of pocket expense for national accreditation.

Statutory Authority: RCW 28A.10.025.

Summary of the Rule or Rule Change: WAC 490-500-520 (5) is deleted in its entirety. This subsection, as presently written, allows the division to pay for national certification of rehabilitation facilities. Certification is required if the facility is to be used by VR clients and services of the facility paid for by division funds.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Les James, Director, Division of Vocational Rehabilitation, Mailstop: OB-21C, Phone: 3-0293.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1391, filed 4/26/79)

WAC 490-500-520 PURCHASE OF SERVICES—SELECTION CRITERIA—REHABILITATION FACILITIES AND WORKSHOPS. (1) A rehabilitation facility or a sheltered workshop (~~(which is)~~) to be utilized by the division for vocational evaluation, vocational adjustment, placement, or extended sheltered employment, shall have a current full or provisional certification from the division stating (~~(those)~~) the specific services ((it) the facility or workshop is qualified to provide. The facility or workshop shall show evidence of an ongoing effort to move clients through the rehabilitation process; i.e., from work evaluation, work adjustment to competitive placement or extended sheltered employment. Certification, whether full or provisional, by the division shall be based, in part, upon compliance with (~~(those)~~) accreditation criteria, (~~(which have been)~~) approved by the division, or such other national accreditation body as the division shall deem appropriate. Criteria for accreditation shall include, but are not limited to, evaluations of the organization, administration and stated purpose of the facility; the services provided to the clients; personnel, including educational or other preparation for the position, as well as ongoing training within the facility; the maintenance of record keeping systems adequate to document both the fiscal adequacy and reliability of the facility and the services (~~(which are)~~) provided to, and the progress of, the client; fiscal management; physical plant, including adequacy, maintenance and compliance with all applicable statutes, regulations and ordinances; and such other evaluations of the program of the facility as a whole as the division shall require. National accreditation shall be one of the essential criteria utilized by the division in (~~(its)~~) determination of certifiability; however, no facility shall be certified by the division unless the division shall have determined, in (~~(its)~~) the division's sole discretion, that there are sufficient potential clients to generate a need for the facility.

(2) Certification will be revoked, suspended or denied for failure to adequately comply with the criteria as determined by the division.

(3) Provisional certification may be granted by the division for not more than two years when a facility has been determined to be in substantial compliance with the (~~(above stated)~~) criteria established in this section, but is not yet eligible for national accreditation.

(4) The department shall maintain available copies of regulations for distribution. (~~(These)~~) The regulations may be found in the Washington state facility plan.

(~~(5)~~) The division may reimburse any rehabilitation facility for its cost of participation in required accreditation surveys performed by a

~~nationally recognized accreditation surveyor which the division deems appropriate.))~~

WSR 82-01-070
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 18, 1981]

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 day care participation, repealing WAC 388-15-172.

It is the intention of the secretary to adopt these rules on an emergency basis on February 1, 1982.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 Olympia, WA 98504

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that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, WA.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, WA.

Dated: December 17, 1982 [1981]
 By: David A. Hogan
 Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.
 Repeal WAC 388-15-172.

Purpose of the rule or rule change is to eliminate day care payments for persons above 38% of the state median income.

The reason this rule is necessary is to implement SHB 811.

Statutory Authority: RCW 74.08.090.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Jan Wells, Program Manager, Bureau of Children's Services, Mailstop: OB-41D, Phone: 3-7076.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

REPEALER

The following section of the Washington Administrative Code is repealed:

(1) WAC 388-15-172 DAY CARE PARTICIPATION.

WSR 82-01-071
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1738—Filed December 18, 1981]

I, David A. Hogan, Director, Division of Administration, of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Overpayment—Repayment, amending chapter 388-44 WAC.

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 comply with federal requirements.

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 Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) 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 December 17, 1981.

By David A. Hogan
 Director, Division of Administration

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-010 **OVERPAYMENT—DEFINED.** (1) "Overpayment" means any grant or medical assistance paid to a person who is not eligible or grant or medical assistance paid to an eligible person in excess of the amount ((he/she)) the person was eligible to receive.

(2) An overpayment includes:

(a) Vendor payments for medical care provided during a period when the individual was not eligible for public assistance((-)),

(b) Payments made pending a fair hearing when the fair hearing decision subsequently finds against the client,

(c) Payments made during the ten day advance notice period when the client is ineligible for payment, and

(d) Continued payments received by the recipient because the appropriate ten day advance period extends into the next month.

(3) Funeral expenses paid by the department are an overpayment to the extent the value of the estate is not used as a resource in determining eligibility. However, the department's funeral expense payment is not repayable when the estate consists only of assets (resources) which are exempt in determining eligibility for public assistance for the surviving spouse and/or dependents.

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-035 OVERPAYMENT—AMOUNT. (1) The amount of ~~((the))~~ overpayment ~~((to an individual))~~ shall be determined as follows:

(a) If assistance is obtained as a result of a willful act of the recipient to deceive the department, the overpayment shall be one hundred twenty-five percent of the amount of assistance, including medical care, to which ~~((he/she))~~ the assistance unit was not entitled.

(b) If no willful act to deceive is involved, the overpayment shall be the amount of assistance, including medical care, to which ~~((he/she))~~ the assistance unit was not entitled.

(c) To determine the amount to which ~~((he/she))~~ the assistance unit was not entitled in (a) and (b) of this subsection the overpayment shall be reduced ~~((by))~~:

(i) By the amount of assistance that the ~~((recipient))~~ assistance unit would have been eligible to receive during the period of ineligibility from any other category of assistance.

(ii) For overpayments incurred in months prior to October 1, 1981, only the amount of any child care paid by a recipient while earning unreported wages in the amount ~~((which))~~ the department would have paid if the employment and child care had been properly reported. For AFDC or refugee assistance overpayments incurred after October 1, 1981, there will be no allowable work expenses computed in determining the amount of an overpayment resulting from unreported wages. For general assistance overpayments incurred after October 1, 1981, the amount of any child care paid by a recipient while earning unreported wages in the amount the department would have paid if the employment and child care had been properly reported.

(iii) By the amount of child support, paid by the absent parent for the month of overpayment, in excess of the amount of assistance ~~((to which))~~ the ~~((individual))~~ assistance unit was actually entitled.

(2) When establishing an overpayment for a period of time containing both overpayments and underpayments any overpayment ~~((in any month prior to the effective date of the latest recomputation of grant))~~ shall be reduced by the amount of any underpayment ~~((in any month prior to the effective date of the latest recomputation)).~~

(3) Underpayments, not negated by being budgeted against an overpayment established at the same time, will be paid to recipients upon discovery. Underpayments to former recipients will not be paid unless specifically ordered by a decision of the courts or a fair hearing.

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-050 OVERPAYMENT—RELATIONSHIP TO UNDERPAYMENT. ~~((It is possible to overpay one recipient in an assistance unit while another in the same unit is underpaid, or to overpay in one requirement and underpay in another.))~~ The assistance unit's over- or under-payment is the net amount or difference between ~~((the two))~~ any incorrect payments or computations. Over- or underpayment in one assistance unit shall not be credited to any other assistance unit.

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-110 OVERPAYMENT—LIABILITY OF PAYEE. (1) ~~((Liability for an overpayment shall follow the payee of the grant as an individual. The overpayment account receivable is established in the name of the payee and all further action (monthly deduction from grant, suspension of grant, claim against estate, etc.) is taken against that individual.))~~ Overpayments may be recovered from:

(a) The assistance unit which was overpaid;

(b) Any assistance unit of which a member of the overpaid assistance unit has subsequently become a member, or

(c) Any individual members of the overpaid assistance unit whether or not currently a recipient.

(2) The exception to this rule is the individual acting as payee only and deriving no financial benefit from the payment of assistance. In such instance the overpayment account receivable is established in the name of the person who received the financial benefit of the payment of assistance.

~~((2) Joint liability for an overpayment results when all of the following factors are present: overpayment is the result of fraud; collusion is shown between the payee and another party who received a financial benefit as a result of the overpayment. In these instances the overpayment account receivable is established in the name of both parties. Subsequent action is taken against the parties either jointly or individually.))~~

(3) There shall be no liability placed upon recipients of nonfraudulent general assistance overpayments when the department determines that the cost of collection exceeds the amount recoverable. The department has determined that the cost of collection exceeds the amount recoverable when the total overpayment being established is fifty dollars or less.

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-115 VERIFICATION OF OVERPAYMENT. (1) When an apparent overpayment has

occurred, the department shall attempt to verify all pertinent information in the case. ~~((ft))~~ The department shall attempt to contact the recipient and request an explanation of the circumstances surrounding the apparent overpayment.

(2) If the recipient does not respond or fails to cooperate, the department shall make an independent determination, based on all available information, that an overpayment either has or has not occurred.

(3) When an overpayment has been verified, the department shall take appropriate action to secure repayment as prescribed by WAC 388-44-125 through WAC 388-44-160. Any such action shall be consistent with departmental rules on notification of suspension, termination, or reduction of grant.

(4) A letter shall be sent to any recipient or payee whose liability for an overpayment has been established. ~~((This))~~ The letter shall include the following information:

- (a) The amount of the overpayment,
- (b) The circumstances which brought about the overpayment,
- (c) The dates on which overpayment occurred,
- (d) An explanation of the method of repayment and the effect of the overpayment on future grant payments,
- ~~((d))~~ (e) A determination that fraud is or is not involved,
- ~~((e))~~ (f) A statement that overpayments ~~((and any penalties for fraud))~~ are debts due the state,
- ~~((f))~~ (g) A computation of the amount due the state,
- ~~((g))~~ (h) A ~~((request))~~ statement that the ~~((person contact the office of reimbursements to discuss the method of repayment))~~ financial recovery office is responsible for establishing repayment schedules when recoupment is not subject to a mandatory deduction from the current grant,
- ~~((h))~~ (i) A statement of the right to a fair hearing.

(5) A letter notifying a person of a fraud overpayment must include the following statements in addition to ~~((those))~~ the items in subsection (4) of this section:

- (a) Property of the debtor will be subject to collection action after the debtor terminates from public assistance.
- (b) Property will be subject to lien and foreclosure, distraint and seizure, and sale or order to withhold and deliver.
- (c) Net proceeds of subsection (5)(a) and (b) of this section will be applied to satisfy the overpayment debt.
- (d) Action to collect the debt as in subsection (5)(a) and (b) of this section is lawful after ninety days from the debtors termination from public assistance or receipt of the notice of debt, whichever is later.

(6) A person who has incurred a fraud overpayment shall be notified of that debt by:

- (a) Personal service, or
- (b) Certified mail, return receipt requested, addressee only.
- (7) Personal service may be made by:
 - (a) An employee of DSHS.
 - (b) The sheriff of the county in which the recipient of public assistance resides. When service is made by the

sheriff, an affidavit of service on the county's form will routinely be furnished by the sheriff.

(c) Any other person eighteen years of age or older who is competent to be a witness in the action.

(8) Personal service can be made by delivering a copy of the overpayment letter as follows:

(a) If to a minor, to such minor personally, and also to his or her father, mother, guardian, or if there is none within the state, then to any person having the care, custody or control of such minor or who is the payee of the minor's grant, or with whom he or she resides or in whose service he or she is employed.

(b) If to any person for whom a guardian has been appointed for any cause, then to such guardian.

(c) If to a company or corporation, to the president or other head of the company or corporation, secretary, cashier, or managing agent thereof or the secretary, stenographer or office assistant of the president or other head of the company or corporation, secretary, cashier or managing agent.

(d) In all other cases, to the debtor personally or by leaving a copy of the letter at the residence of the debtor's usual abode with some person of suitable age and discretion residing therein.

(e) If joint liability exists, each debtor shall be provided a copy, except only one copy need be sent to spouses living together.

(f) Out-of-state service shall be the same as personal service within the state.

(g) Refusal of such notice by the debtor is proof of notice to the debtor of the debt owed.

(9) Nothing in this section precludes the department from recovering ~~((fraud))~~ overpayments by deduction from subsequent assistance payments.

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-125 REPAYMENT OF OVERPAYMENT FROM CURRENT RECIPIENTS. (1) Repayment of an overpayment shall be made by the individual or the overpaid assistance unit from ~~((his))~~ resources or income, or ~~((in certain cases))~~ by deductions from subsequent grants, or as a result of civil or criminal action initiated by the department or the prosecutor, and/or from ~~((his))~~ an estate upon death.

(2) Deleted.

(3) In determining whether a person or assistance unit is financially able to make repayment, ~~((the individual))~~ he, she, or they, except when fraud is involved, ~~((is))~~ are not asked to mortgage ~~((his))~~ the home or personal property which ~~((he))~~ is ~~((using))~~ being used, or make a loan on ~~((his))~~ life insurance, in order to secure cash to repay the department.

(4) A public assistance money grant may not be reduced to recover overpayments of medical assistance, food coupons, or food commodities.

(5) The recipient is required to pay all overpayments except where recovery is determined to be inequitable under WAC 388-44-127(2). A mandatory grant deduction will be used to liquidate the overpayment.

(6) An additional deduction from subsequent grants can be made if the recipient so requests in writing specifying the amount of the monthly deduction. Voluntary grant deductions may be discontinued or modified at any time upon written request from the recipient.

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 1596, filed 2/5/81)

WAC 388-44-127 REPAYMENT OF OVERPAYMENT RESULTING FROM DEPARTMENT ERROR. (1) Overpayments resulting from department error ~~((shall not be used as the basis for a))~~ are debts due the state and are subject to mandatory grant deduction~~((When such overpayment is verified, the amount of the overpayment becomes a debt due the state only if relief from liability may not be granted to a recipient or former recipient pursuant to this section))~~ except where recovery is determined to be inequitable.

(2) When ~~((such))~~ an overpayment is discovered, and before liability is imposed, the CSO must first determine that recovery would not be inequitable. Recovery shall be deemed inequitable if:

(a) The department admitted or stated to the recipient or to the recipient's authorized representative that the recipient was entitled in whole or in part to the moneys or services overpaid, or acted in a manner which would reasonably lead that recipient to believe that he or she was eligible to receive in whole or in part the moneys or services overpaid; and

(b) The recipient retained or accepted the moneys or services overpaid on the faith of such an admission, statement, act or omission; upon which he or she had a right to rely; and

(c) The recipient would suffer an injury if the department were allowed to repudiate ~~((its))~~ the department's admission, statement, act or omission.

"Injury," as used in this section includes the imposition of liability for repayment of a debt due the state.

(3) If recovery would be inequitable, the recipient shall not be liable for repayment; the overpayment shall not be a debt due the state, and the recipient shall be so informed.

(4) If recovery would not be inequitable, the recipient shall be notified that he or she is liable for repayment of the debt and the overpayment is subject to a mandatory deduction from the current grant. ~~((He or she))~~ The recipient shall also be informed as to the specific reasons why recovery would not be inequitable, including a copy of this rule, and as to his or her right to contest such decision.

(5) Department decisions made pursuant to this section shall be subject to fair hearing review in accordance with the procedures set forth in chapter 388-08 WAC and appropriate findings and conclusions shall be made on all of the factors made pertinent in this section.

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-130 ~~((VOLUNTARY))~~ REPAYMENT OF OVERPAYMENT FROM FORMER RECIPIENTS. ~~((+))~~ Overpayments are debts due the state. Collection of such debts shall be effected by the department according to established rules and procedures. A former recipient continues to be liable for overpayment debts incurred while he or she was a recipient, until such time as the debt is paid in full or charged off as uncollectible by the secretary and the attorney general. The financial recovery office shall be responsible for establishing a repayment schedule for former recipients.

~~((Whenever possible, repayment by a recipient or former recipient should be voluntary, resulting from a common understanding between the department and the debtor.~~

~~((2) The possibility of immediate repayment shall be discussed, if possible, with the individual at the time the overpayment is discovered. If the individual has sufficient funds available and is willing to repay all or part of the amount due, collection is effected and the situation summarized in the case record.~~

~~((3) When an overpayment is the result of departmental error or nonfraudulent recipient action and the recipient desires to repay from future assistance grants, a voluntary grant deduction may be used to liquidate the overpayment. Before such plan is established, the local office must explain to the recipient that this overpayment is not collectible under the mandatory deduction rules in WAC 388-44-145 and that a voluntary deduction cannot be made unless the recipient so requests in writing specifying the amount of the monthly deduction. Voluntary grant deductions may be discontinued or modified at any time upon written request from the recipient.~~

~~((4) If a former recipient is not able to repay in full immediately but can pay in installments or at some future date, the individual shall be requested to sign a written agreement in duplicate confirming the plan. A copy of the agreement shall be given to the individual. The agreement may be modified at any time if justified by extenuating circumstances. Necessary controls shall be established to insure that repayment plans are complied with.))~~

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-140 ~~((INVOLUNTARY REPAYMENT))~~ RESPONSIBILITY FOR RECOVERY OF OVERPAYMENT. (1) The local office shall be responsible for effecting ~~((involuntary))~~ repayment of overpayments from current recipients when ~~((such))~~ repayments are to be made by grant deduction as specified in WAC 388-44-145.

(2) The ~~((reimbursement section))~~ financial recovery office and the attorney general shall be responsible for effecting ~~((involuntary))~~ repayment of overpayments from former recipients.

~~((3) Except in cases involving substantiated fraud, it is the policy of the department not to seek involuntary~~

~~repayment from a former recipient whose income and resources do not exceed departmental standards for determining public assistance eligibility.)~~

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-145 INVOLUNTARY REPAYMENT OF OVERPAYMENT—MANDATORY GRANT DEDUCTION. (1) An overpayment shall be recouped by mandatory deduction from future continuing assistance grants ~~((only when the department has made a determination that the overpayment resulted from recipient fraud as defined in WAC 388-44-020))~~ except as modified by WAC 388-44-127.

(2) If an overpayment is ~~((the result of recipient fraud))~~ subject to recovery by mandatory recoupment and if the recipient has cash, bank accounts, or marketable securities ~~((which))~~ he or she refuses to use in full or partial satisfaction of an overpayment, a monthly deduction of up to one hundred percent of future grant(s) shall be established until such time as the amount of the grant(s) the recipient would be otherwise eligible to receive equals the value of the cash, bank accounts, or marketable securities which have been withheld.

(3) When deductions have been made pursuant to subsection (2) of this section and the recipient still owes money, or when subsection (2) of this section does not apply,

(a) The department shall, on a case-by-case basis, limit the amount of the monthly deduction so ~~((as not to cause undue hardship.))~~ the deduction shall not exceed ten percent of the recipient's total monthly ~~((requirements))~~ assistance payment unless the recipient voluntarily requests a larger deduction in writing.

(b) Deleted.

(c) Deleted.

(d) When a recipient is in a nursing home, intermediate care facility, or hospital, a monthly deduction may be made against the clothing and incidental grant to the recipient. A monthly deduction shall not be made against the vendor payment to the nursing home or intermediate care facility.

(e) The grant shall be suspended when the monthly deduction is equal to or more than the grant which would have been paid had no overpayment occurred.

~~((f) A deduction shall not be made from a noncontinuing general assistance employable grant to liquidate an overpayment.))~~

(4) ~~((A letter confirming the repayment plan shall be sent to the recipient. The letter shall state))~~ Whenever there is a grant deduction, the client shall be informed in writing of the ((percentage)) amount of the monthly ((requirements to be deducted)) deduction. ((It)) The notification shall state the amount of the current grant before and after the deduction is made, the date the deduction begins, the total amount of overpayment to be recouped by grant deduction, and the approximate number of months the deduction will be made.

(5) Mandatory deductions from public assistance grants shall recoup no more than one hundred percent of the amount of assistance that the individual was ineligible to receive.

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-150 INVOLUNTARY REPAYMENT OF OVERPAYMENT—LIEN ON PROPERTY. When the department determines that fraud is involved in an overpayment, the filing of a lien against property owned by the individual shall be the responsibility of the ~~((reimbursement section))~~ financial recovery office.

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-250 GIFTS, BEQUESTS BY WILL, CONTRIBUTIONS. (1) The department may accept gifts, bequests or contributions in cash or otherwise from persons, associations, or corporations.

(2) The ~~((EO))~~ CSO shall not accept a gift or contribution from a person eligible for public assistance.

(3) A recipient of public assistance or any other person desiring information or assistance regarding the preparation of a will shall be advised to contact an attorney of his or her choice or the local legal aid society.

WSR 82-01-072

NOTICE OF PUBLIC MEETINGS DEPARTMENT OF LICENSING (Reciprocity Commission)

[Memorandum—December 17, 1981]

Regular public meetings of the Reciprocity Commission shall be held upon the third Thursday of March, June, September, and December, or the preceding day if that Thursday is a legal holiday. Each such regular meeting shall be held in the Fourth Floor Conference Room, Highways—Licenses Building, Olympia, Washington, beginning at the hour of 10:00 a.m. Additional public meetings necessary to discharge the business of the commission may be called from time to time.

Meeting dates for 1982 are as follows: Thursday, March 18, 1982 at 10:00 a.m.; Thursday, June 17, 1982 at 10:00 a.m.; Thursday, September 16, 1982 at 10:00 a.m.; and Thursday, December 16, 1982 at 10:00 a.m.

WSR 82-01-073

PROPOSED RULES PUBLIC DISCLOSURE COMMISSION

[Filed December 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Public Disclosure Commission intends to adopt, amend, or repeal rules concerning copying of public records, amending WAC 390-14-030;

that such agency will at 9:00 a.m., Tuesday, January 26, 1982, in the Second Floor Conference Room, Evergreen Plaza Building, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Tuesday, January 26, 1982, in the Second Floor Conference Room, Evergreen Plaza Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 42.17.370(1).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 26, 1982, and/or orally at 9:00 a.m., Tuesday, January 26, 1982, Second Floor Conference Room, Evergreen Plaza Building, Olympia, Washington.

Dated: December 17, 1981

By: Karen M. Copeland
for Graham E. Johnson
Administrator

STATEMENT OF PURPOSE

Title: WAC 390-14-030 Copying of Public Records.

Description of Purpose: To provide for recovery of copying costs.

Statutory Authority: RCW 42.17.370(1).

Summary of Rule: The revised rule provides for a charge for microfiche copies.

Reasons Supporting Proposed Action: It is necessary because of the commission's conversion of its records to microfiche.

Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Graham E. Johnson, Administrator.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: PDC.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: [No information supplied by agency]

Whether Rule is Necessary as Result of Federal law or Federal or State Court Action: [No information supplied by agency]

AMENDATORY SECTION (Amending Order 62, filed 8/26/75)

WAC 390-14-030 COPYING OF PUBLIC RECORDS. No fee shall be charged for the inspection of public records. The commission shall charge a fee of ten cents per page of copy for providing copies of public records (~~and for use of the Commission's copy equipment~~) maintained on paper. A fee of twenty-five cents per film shall be charged for copies of microfiche. ~~((This))~~ These charges ~~((is))~~ are the amounts necessary to reimburse the commission for its actual costs incident to such copying and for the use of the commission's copy equipment.

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 82-01-074
PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 21, 1981]

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 Guest and courtesy cards—Visitors, amending WAC 314-40-040.

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 21, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-40-040 Guest and Courtesy Cards—Visitors.

Description of Purpose: To allow reciprocity on a more uniform basis than previously authorized by the rule, but consistent with actual practice between members of any licensed national veterans organizations; between members of any licensed national fraternal organizations, and between members of any licensed golf, tennis and yacht clubs. To waive the mileage restrictions that pertain to guest card issuance when the recipient of the guest card is a contestant in a golf or tennis tournament at a particular licensed club.

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary of Rule and Reasons Supporting Proposed Action:

Summary—The principal changes are: Persons who are members in good standing of a national veterans organization to enjoy the privileges of any licensed club affiliated with any national veterans organization, provided that the bylaws of such clubs authorize reciprocal privileges. Persons who are members in good standing of a licensed golf, tennis or yacht club to enjoy the privileges of any other licensed golf, tennis or yacht club, provided that the bylaws of such clubs authorize reciprocal privileges. Persons who are members in good standing of a national fraternal organization to enjoy the privileges of any club affiliated with the particular national fraternal organization, provided, that the bylaws of such clubs authorize reciprocal privileges. For example a member of a Moose Club could enjoy the privileges of any other Moose Club, but could not, based upon his national Moose affiliation, enjoy the privileges of an Elks Club. Mileage restrictions will not apply to holders of guest cards who are contestants in golf or tennis tournaments conducted on the grounds of a licensed club.

Reasons: Fraternal organizations by interpretation of the present rule have always been able to enjoy the privileges of any club operated by a local post, chapter or lodge of any such organization. The proposed change

will confirm this interpretation. Reciprocal privileges have similarly been applicable to national veterans organizations by the present rule but the actual practice developed and authorized by the board went beyond the literal wording of the rule. Since the board has encountered no problems with the practice (a member of a national veterans organization can enjoy the privileges of any licensed veterans club), the proposed change will incorporate this practice as a part of the rule. The present rule does not specifically provide reciprocal privileges for members of golf, tennis and yacht clubs, but the practice developed authorizing same, and the board has encountered no problems with that practice. The proposed change will incorporate this practice as a part of the rule.

Agency Personnel Involved: In addition to the board, the following agency personnel have responsibility for drafting, implementing and enforcing this rule: Bob Obenland, Chief Enforcement Officer, Capitol Plaza Building, Olympia, Washington, telephone (206) 753-6270; Gary Gilbert, Asst. Chief Enforcement Officer, Capitol Plaza Building, Olympia, Washington, telephone (206) 753-6274.

Persons or Organization Proposing Rule: The above rule is proposed by the Washington State Liquor Control Board.

Agency Comments: The board recommends approval. These modifications will change the rule to conform with practices and interpretations that have proven fair and effective.

Necessity of Rule: The rule change is not initiated as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Rule 106, filed 6/13/63)

WAC 314-40-040 GUEST AND COURTESY CARDS—VISITORS. (1) Guest cards may be issued only as follows:

(a) For clubs located within the limits of any city or town, only to those persons residing outside of an area ten miles from the limits of such city or town;

(b) For clubs located outside of any city or town only to those persons residing outside an area fifteen miles from the location of such club: PROVIDED, That where such area limitation encroaches upon the limits of any city or town, the entire corporate limits of such city or town shall be included in the prohibited area;

(c) Such guest cards shall be issued for a period not to exceed two weeks and must be numbered serially, with a record of the issuance of each such card to be filed in a manner as to be readily accessible to the agents of the board;

(d) Mileage restrictions in WAC 314-40-040(1)(a) and (b) shall not apply to contestants in golf or tennis tournaments conducted on the grounds of a licensed club.

(2) Visitors may be introduced when accompanied at all times by a member and may remain as long as such member is present in the club: PROVIDED, That any such visitor may only enjoy the privileges of the club a reasonable number of times in any one calendar year.

(3) Persons who are members in good standing of a national veterans ((or fraternal)) organization may enjoy the privileges of any ((club operated by a local post, chapter, or lodge of any such organization without reference to the above restrictions)) licensed club affiliated with any national veterans organization, and persons who are members in good standing of a national fraternal organization may enjoy the privileges of any club affiliated with that particular national fraternal organization: PROVIDED, That the bylaws of such clubs authorize reciprocal privileges: PROVIDED, FURTHER, That WAC 314-40-040(1) and (2) shall not apply to members of such organizations.

(4) Persons who are members in good standing of a licensed golf, tennis, or yacht club may enjoy the privileges of any other licensed golf, tennis, or yacht club, respectively: PROVIDED, That the bylaws

of such clubs authorize reciprocal privileges: PROVIDED, FURTHER, That WAC 314-40-040(1) and (2) shall not apply to members of such clubs.

(5) Courtesy cards may be issued to the adult members of the immediate family of any member with or without charge upon application being made to the club by the member.

WSR 82-01-075
PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 21, 1981]

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 WAC 314-60-030 Description of central and field organization of Washington state liquor control board, WAC 314-60-040 Operations and procedure; The following sections repealed: WAC 314-60-150 Adoption of forms, WAC 314-60-900 Organization chart (Appendix A), WAC 314-60-901 Formal hearings (Appendix B), WAC 314-60-902 Notice of proposed order of summary license suspension (Appendix C), WAC 314-60-903 Notice of proposed order of summary license suspension with added penalty (Appendix C), WAC 314-60-904 Notice of proposed order of summary license suspension with option for monetary penalty (Appendix C), WAC 314-60-905 Notice of proposed order of summary license suspension with directions to implement option for monetary penalty (Appendix C), WAC 314-60-906 Resolution No. 41 (Appendix D), WAC 314-60-907 Request for public record (Appendix E);

that such agency will at 10:30 a.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:30 a.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 21, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-60-030 Description of Central and Field Organization of Washington State Liquor Control Board.

Description of Purpose: This housekeeping amendment is to bring up to date the references to addresses and titles so the rule will more accurately describe the board's organization.

Statutory Authority: RCW 66.08.030.

Title: WAC 314-60-040 Operations and Procedure.

Description of Purpose: The amendments to this rule are to consolidate and simplify the board's rules describing operations and procedure.

Statutory Authority: RCW 66.08.030.

Summary of Rule: WAC 314-60-030 is amended to bring up to date address changes of the board's main office and its distribution center in Seattle. Also reflected are changes in the designation of the warehouse (distribution center) and inspection (enforcement) offices.

Reason Supporting Proposed Action: This housekeeping amendment is necessary to insure that the board's rule describing central and field organization is accurate.

Summary of Rule: WAC 314-60-040 is amended to provide that specified forms and records are available in the public records office and to add the board's regular meeting schedule to this rule rather than incorporating it by reference.

Reason Supporting Proposed Action: This amendment simplifies and consolidates the description of the board's operations and procedures to one rule, consequently permitting the repeal of a number of other rules which were formerly incorporated by reference.

The Following Agency Personnel are Responsible for Drafting, Implementation and Enforcement of these Rules: Bill Burkett, Public information officer, 1025 East Union, Olympia, WA 98504, 753-6276.

Person or Organization Proposing Rules: These rule amendments were proposed by the board.

Agency Comments: These housekeeping amendments will more accurately reflect the board's organization, operations and procedure. It will also simplify the handling of certain board forms by providing their availability through the public records office instead of adopting them by reference to other rules.

These rule amendments were not made necessary as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 22, filed 4/17/73, effective 5/18/73)

WAC 314-60-030 DESCRIPTION OF CENTRAL AND FIELD ORGANIZATION OF WASHINGTON STATE LIQUOR CONTROL BOARD. The board is an agency created to exercise the police power of the state in administering and enforcing all of the laws and regulations relating to alcoholic beverage control (Title 66 RCW).

(1) The board's major areas of activity are:

(a) Purchase, distribution and sale of liquor in the original package through its stores and agencies.

(i) All spirituous liquor in the original package is exclusively sold by the board.

(ii) Wines and malt beverages in the original package are sold by the board, and wines and beer can, under appropriate license, be sold by licensees.

(b) The licensing of the manufacture, distribution and sale of liquor. Licenses to retailers involve many different classifications and categories for the sale of liquor for on-premises and off-premises consumption. Licenses are also issued to manufacturers, breweries, wholesalers, importers, etc.

(c) The inspection of the activities and operations of liquor licensees and the enforcement of the liquor laws of the state of Washington and the rules and regulations of the board.

(2) The administrative offices of the Washington state liquor control board and its staff are located at:

(a) Main office, (~~(General Administration Building)~~) Capitol Plaza Building, 1025 East Union Avenue, Olympia.

(b) (~~(Warehouse)~~) Distribution center and stores and agencies division, (~~(4201)~~) 4401 East Marginal Way South, Seattle.

(c) (~~(Inspection)~~) Enforcement offices, including one at Olympia and one at the Seattle (~~(warehouse)~~) distribution center, are maintained in major cities throughout the state.

(d) Stores and agencies are maintained in cities, towns, and areas throughout the state.

AMENDATORY SECTION (Amending Order 56, filed 5/31/77, effective 7/1/77)

WAC 314-60-040 OPERATIONS AND PROCEDURE. The general course and method by which the operations of the board are channeled and determined are illustrated by the following:

(1) (~~(The)~~) An organizational chart (~~(attached hereto as Appendix A (Revised 5/77) [WAC 314-60-900])~~) is available from the board's public records office which illustrates the general structure and composition of the board's operations.

(2) Board procedures relating to hearings involving alleged violations of the liquor act and/or revised rules and regulations of the board are covered in Title X Hearings WAC 314-04-010, and in Title XIV Practice and Procedure WAC 314-08-010 through 314-08-590.

(a) (~~(Attached hereto as Appendix B (Revised 5/77) [WAC 314-60-901]~~) is) General information pertaining to formal hearings is available from the board's public records office.

(b) (~~(Attached hereto as Appendix C (Revised 5/77) [WAC 314-60-902 through 314-60-905]~~) are) Forms of notice of proposed order of summary license suspension are available from the board's public records office.

(3) Pursuant to the requirements of the Open Public Meetings Act (chapter 42.30 RCW) all determinations and business of the board, except exempt matters, are made and conducted at its regular and/or special meetings. (~~(Attached hereto as Appendix D (Revised 5/77) [WAC 314-60-906]~~) is a copy of Board Resolution 41 relating to its schedule for regular meetings) Regular weekly meetings of the board are held on Wednesday of each week, except on holidays, beginning at 9:30 a.m. at its offices on the fifth floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, Washington.

REPEALER

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 314-60-150 ADOPTION OF FORMS.
- (2) WAC 314-60-900 ORGANIZATION CHART (APPENDIX A).
- (3) WAC 314-60-901 FORMAL HEARINGS (APPENDIX B).
- (4) WAC 314-60-902 NOTICE OF PROPOSED ORDER OF SUMMARY LICENSE SUSPENSION (APPENDIX C).
- (5) WAC 314-60-903 NOTICE OF PROPOSED ORDER OF SUMMARY LICENSE SUSPENSION WITH ADDED PENALTY (APPENDIX C).
- (6) WAC 314-60-904 NOTICE OF PROPOSED ORDER OF SUMMARY LICENSE SUSPENSION WITH OPTION FOR MONETARY PENALTY (APPENDIX C).
- (7) WAC 314-60-905 NOTICE OF PROPOSED ORDER OF SUMMARY LICENSE SUSPENSION WITH DIRECTIONS TO IMPLEMENT OPTION FOR MONETARY PENALTY (APPENDIX C).
- (8) WAC 314-60-906 RESOLUTION NO. 41 (APPENDIX D).
- (9) WAC 314-60-907 REQUEST FOR PUBLIC RECORD (APPENDIX E).

WSR 82-01-076

NOTICE OF PUBLIC MEETINGS WENATCHEE VALLEY COLLEGE YAKIMA VALLEY COMMUNITY COLLEGE [Memorandum, Adm. Sec.—December 18, 1981]

Wenatchee Valley College: The regular meetings of the Wenatchee Valley College Board of Trustees shall be held on the second Wednesday of each month at 1:30

p.m. in Room 230 of Anderson Hall on the Wenatchee Valley College campus in Wenatchee, Washington.

Yakima Valley Community College: The regular meetings of the Yakima Valley Community College Board of Trustees shall be held on the first Thursday of each month at 4:00 p.m. in the Board of Trustees' Office at 16th and West Nob Hill Boulevard on the Yakima Valley College Campus in Yakima, Washington.

WSR 82-01-077

**NOTICE OF PUBLIC MEETINGS
EVERETT COMMUNITY COLLEGE**
[Memorandum, Rules Coord.—December 17, 1981]

The Board of Trustees for Everett Community College will have regularly scheduled meetings on the third Monday of every month unless there is a conflict.

WSR 82-01-078

**NOTICE OF PUBLIC MEETINGS
SHORELINE COMMUNITY COLLEGE**
[Memorandum—December 18, 1981]

In accordance with the requirements of RCW 42.30.075, listed below is the regular meeting schedule of the Board of Trustees of Shoreline Community College, District Number Seven for 1982:

All regular meetings of the board commence at 8:00 a.m. and are held in the Board Room of the Administration Building on the College campus, 16101 Greenwood Avenue North.

Friday, January 22, 1982 *
Friday, February 19, 1982
Friday, March 19, 1982
Friday, April 16, 1982
Friday, May 21, 1982
Friday, June 18, 1982
Friday, July 16, 1982
Friday, August 20, 1982
Friday, September 17, 1982
Friday, October 15, 1982
Friday, November 19, 1982
Friday, December 17, 1982

* The regularly scheduled third Friday of the month, January 15, 1982, is Martin Luther King Holiday on this campus.

WSR 82-01-079

**ADOPTED RULES
YAKIMA VALLEY
COMMUNITY COLLEGE**

[Resolution No. 81-4—Filed December 21, 1982]

Be it resolved by the board of trustees of the Yakima Valley Community College, acting at Yakima, Washington, that it does promulgate and adopt the annexed rules relating to the repealing of all of WAC 132P-32-010 through 132P-32-130 (Student Conduct Code - 1971), and adopting new WAC 132P-33-010 through 132P-33-350 (Code of Student Rights and Responsibilities).

This action is taken pursuant to Notice No. WSR 81-12-031 filed with the code reviser on June 1, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated under the general rule-making authority of the Yakima Valley Community College as authorized in RCW 285.50.140 [28B.50.140].

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

APPROVED AND ADOPTED August 19, 1981.

By Terrance R. Brown
Secretary, Board of Trustees

**Chapter 132P-33 WAC
CODE OF STUDENT RIGHTS AND RESPONSIBILITIES**

STUDENT RIGHTS AND RESPONSIBILITIES

NEW SECTION

WAC 132P-33-010 PREAMBLE. Yakima Valley Community College is dedicated not only to learning and the advancement of knowledge but also to the development of ethically sensitive and responsible persons. It seeks to achieve these goals through a sound educational program and policies concerning conduct that encourage independence and maturity while strengthening the spirit of mutual cooperation and responsibility shared by all members of the college community. Sharing goals held in common, the students, faculty, and staff of Yakima Valley Community College are joined in voluntary association in an educational community.

The student is, first of all, a member of the community at large, and as such, is entitled to the rights and responsibilities of any citizen of comparable age and maturity. In addition, students, as members of the college are in the unique position of being citizens of two communities, subject to the regulations imposed by both and accountable to both.

Yakima Valley Community College expects that students will respect the laws of the greater society. As an agency of the state of Washington, the college must respect and adhere to the regulations established by local,

state, and federal authorities. As an educational institution, it has the added responsibility for assisting students in gaining an understanding of the law and its function, and the responsibilities imposed upon each individual in a democratic society to respect and support the legal structure which protects the individual and the society. As a functioning organization, it also has the responsibility to develop a set of regulations to assure the orderly conduct of the affairs of the college.

Admission to the college carries with it the expectation that students will conduct themselves as responsible members of the college community, that they will comply with the rules and regulations of the college, maintain high standards of integrity and honesty, respect the rights, privileges and property of other members of the college community and will not interfere with legitimate college affairs.

An atmosphere of learning and self-development is created by appropriate conditions in the college community. The rights and responsibilities in this document are critical ingredients in the free, creative, and spirited educational environment to which the students, faculty and staff on Yakima Valley Community College are committed.

NEW SECTION

WAC 132P-33-020 DEFINITIONS. As used in this Code of Student Rights and Responsibilities the following words and phrases shall mean:

(1) "YVCC Senate" means the representative governing body for students at Yakima Valley Community College recognized by the board of trustees.

(2) "Assembly" means any overt activity engaged in by two or more persons, the object of which is to gain publicity, advocate a view, petition for a cause or disseminate information to any person, persons or group of persons.

(3) "Board" means the board of trustees of Community College District 16, state of Washington.

(4) "College" means Yakima Valley Community College located within Community College District 16, state of Washington.

(5) "College facilities" means and includes any or all real and personal property owned or operated by the college and shall include all buildings and appurtenances affixed thereon or attached thereto.

(6) "College personnel" refers to any person employed by Community College District 16 on a full-time or part-time basis, except those who are faculty members.

(7) "Disciplinary action" means and includes suspension or any lesser sanction of any student by the dean of students, the student hearing committee, college president, or the board of trustees for the violation of any of the provisions of the Code of Student Rights and Responsibilities for which such sanctions may be imposed.

(a) The college president or designee shall have the authority to take any disciplinary action including the authority to suspend any student of the college for a period not to exceed ten academic calendar days.

(b) The college president or designee shall have the authority to take any disciplinary action including the authority to suspend any student of the college.

(8) "District" means Community College District 16, state of Washington.

(9) "Faculty member(s)" means any employee of Yakima Valley Community College who is employed on a full-time or part-time basis as a teacher, counselor, librarian or other position for which the training, experience and responsibilities are comparable as determined by the appointing authority, except administrative appointments.

(10) "President" means the duly appointed chief executive officer of Yakima Valley Community College, District 16, state of Washington, or in his/her absence, the acting chief executive officer.

(11) "Recognized student organization" means and includes any group or organization composed of students which is recognized formally by the student government of the college.

(12) A "sponsored event or activity" means any activity that is scheduled by the college and is supervised and controlled by the college's faculty members or college personnel. Such sponsorship shall continue only as long as the event is supervised and controlled by the college faculty member or college personnel. When the sponsored event or activity is of a prolonged nature, and free time periods are permitted to the students participating in the event, any activity taking place during such a free time period outside of the supervision and control of the college's faculty member or college personnel responsible for the event or activity shall be deemed to be a non-sponsored activity.

(13) "Student", unless otherwise qualified, means and includes any person who is enrolled for classes or formally in the process of applying for admission to the college.

NEW SECTION

WAC 132P-33-030 JURISDICTION. (1) All rules herein adopted shall apply to every student whenever said student is present upon or in any college facility and whenever said student is present at or engaged in any college sponsored activity or function which is held on or in noncollege facilities not open to attendance by the general public.

(2) Persons aiding or abetting a student's breach of this code shall be subject to having their privilege removed as to remaining on college property or engaging in college-sponsored activities, and/or appropriate disciplinary action pursuant to HEPB rules or faculty and administrative rules and regulations of conduct. If the privilege to remain on campus is revoked, trespassers shall be subject to possible arrest and prosecution under the state criminal trespass law.

NEW SECTION

WAC 132P-33-040 AUTHORITY TO PROHIBIT TRESPASS. (1) The college president is authorized in the instance of any event that the college president deems impedes the movement of persons or vehicles or which the college president deems to disrupt or threatens to disrupt the ingress and/or egress of persons from college facilities, and the college president acting through

the dean of students, or such other designated person shall have authority and power to:

(a) Prohibit the entry of, withdraw the license or privilege of a person or persons or any group of persons to enter onto or remain upon any portion of a college facility; or

(b) Give notice against trespass to any person, persons, or group of persons against whom the license or privilege has been withdrawn or who have been prohibited from entering onto or remaining upon all or any portion of a college facility; or

(c) Order any person, persons or group of persons to leave or vacate all or any portion of a college facility.

(2) Any student who shall disobey a lawful order given by the campus president or designee pursuant to the requirements of subsection (1) of this section shall be subject to disciplinary action.

NEW SECTION

WAC 132P-33-050 RIGHT TO DEMAND IDENTIFICATION. (1) For the purpose of determining identity of a person as a student any faculty member or other college personnel authorized by the campus president may demand that any person on college facilities produce evidence of student enrollment at the college. Tender of the student identification card will satisfy this requirement.

(2) Refusal by a student to produce identification as required shall subject the student to disciplinary action.

NEW SECTION

WAC 132P-33-060 FREEDOM OF ACCESS TO HIGHER EDUCATION. Students are free to pursue their educational goals; appropriate opportunities for learning in the classroom and on the campus shall be provided by the district. The college shall maintain an open-door policy, to the end that no student will be denied admission because of the location of the student's residence, or because of the student's educational background or ability; that, insofar as is practical in the judgment of the board, curriculum offerings shall be provided to meet the educational and training needs of the community generally and the students thereof; and that all students, regardless of their differing courses of study, will be considered, known and recognized equally as members of the student body: PROVIDED, That the administrative officers of the college may deny admission to a prospective student or attendance to an enrolled student if, in their judgment, the student would not be competent to profit from the curriculum offerings of the community college, or would, by the student's presence or conduct, create a disruptive atmosphere within the community college inconsistent with the purposes of the institution.

NEW SECTION

WAC 132P-33-070 FREEDOM OF EXPRESSION. Fundamental to the democratic process are the rights of free speech and peaceful assembly. Students and other members of the college community shall always be free to express their views or support causes by

orderly means which do not disrupt the regular and essential operations of the college.

Concomitantly, while supporting the rights of students and other members of the college community, the college recognizes the responsibility to maintain an atmosphere on campus conducive to a sound educational endeavor.

Persons expressing their opinion may not interfere with vehicular or pedestrian traffic or interfere with or disrupt the processes of the college.

NEW SECTION

WAC 132P-33-080 FREEDOM OF ASSOCIATION AND ORGANIZATION. Students bring to the campus a variety of interests previously acquired and develop many new interests as members of the college community. They are free to organize and join associations to promote any legal purpose, whether it be religious, political, educational, recreational, or social.

Student organizations must be granted a charter by the college student government before they may be officially recognized. Prior to becoming chartered, a student organization must submit to the student government a statement of purpose, criteria for membership, a statement of operating rules or procedures, and the name of a college employee who has agreed to serve as advisor. All student organizations must also submit to the student government a list of officers and keep that list updated when changes occur. In order to qualify for issuance of a charter, a student organization must be open to all students without respect to race, sex, creed, or national origin, except for religious qualifications which may be required by organizations whose aims are primarily sectarian, or for other reasonable justifications which are directly related to the purposes of the organization. Affiliation with a noncampus organization shall not be grounds for denial of charter provided that other conditions for charter issuance have been met.

NEW SECTION

WAC 132P-33-090 STUDENT PARTICIPATION IN COLLEGE GOVERNANCE. As members of the college community, students will be free, individually and collectively, to express their views on college policy, and on matters of general interest to the student body. The ASYVCC constitution and the college's administrative procedures provide clear channels for student participation in the formulation and application of institutional policies regarding academic and student affairs. Individuals affected by a policy shall have a representative voice in the formulation of that policy.

NEW SECTION

WAC 132P-33-100 STUDENT RECORDS. In compliance with the Family Educational Rights and Privacy Act, this policy has been created to insure continued confidentiality of student records at the college and govern the release of personally identifiable information contained within.

(1) Education record. Education records are defined as those records, files, and documents containing information directly pertaining to a student. At Yakima Valley Community College these are:

(a) Records pertaining to admission, advisement, registration, grading and progress to a degree that are maintained by the registrar.

(b) Testing information used for advisement and counseling purposes by the counseling center.

(c) Information concerning payment of fees as maintained by the business office.

(d) Financial aid information as collected by the financial aid office.

(e) Information regarding students participating in student government or athletics that is maintained by the student programs office.

(2) Access to education records. Students who are or have attended the college have the right to examine or review their personal records, as defined above, by submitting to the registrar a written request indicating education records to which access is desired.

NOTE: Charges may be assessed for reproduced copies of education records.

(3) Directory information. The following information is considered "directory information" and thus may be disclosed without consent of the student, unless otherwise directed by the student, at any time, to the registrar in writing: The student's name, address, telephone number, date and place of birth, major field of study, eligibility for and participation in officially recognized activities, organizations, and sports, weight and height of members of athletic teams, dates of attendance, honor roll, degrees and awards received, and the most recent previous educational agency or institution attended by the student.

(4) Disclosure from education records. In addition to Directory Information the college will, at its discretion, make disclosures from education records of students with the student's prior written consent or to the following listed parties:

(a) College officials including college administrative and clerical staff, faculty, and students where officially elected or appointed to the ASYVCC senate or employed by the college. Access or release of records to the above is permissible only when the information is required for advisement, counseling, record keeping, reporting, or other legitimate educational interest consonant with their specific duties and responsibilities.

(b) To officials of another school in which the student seeks or intends to enroll.

(c) To authorized federal, state, or local officials as required by law.

(d) In connection with financial aid for which the student has applied or received.

(e) To accrediting organization, or organizations conducting studies for or on behalf of the institution.

(f) To appropriate parties in a health or safety emergency.

(g) To parents of a dependent student, as defined in section 152 of the Internal Revenue Code of 1954, upon

receipt of a written affidavit stating that the student is a dependent for income tax purposes. This, however, will not affect the other rights of the student.

In cases where consent of the student is required for release of education records, the student shall in writing, signed and dated by the student, specify: The records to be disclosed, the purpose or purposes of the disclosure, and the name of the party or parties to whom the disclosure can be made.

When personally identifiable information is released without prior consent of the student, other than directory information and information released to college officials or the student, the college official in charge of these records will record the names of the parties who have requested information from education records and the nature of the interest in that information.

Educational records released to third parties shall be accompanied by a statement indicating that the information cannot be subsequently released in a personally identifiable form to other parties without obtaining the consent of the student. The college is not precluded from permitting their party disclosures to other parties listed in subsection (4)(a) through (g) of this section.

(5) Challenge of education records. Students who believe that information contained in their education records is inaccurate, misleading or violates the privacy of other rights of the student may request in writing to the appropriate college official that the college amend their record(s). The college official(s) will make every effort to settle disputes through informal meetings and discussion with the student.

In instances where disputes regarding contents of education records cannot be resolved by the parties concerned, the college official involved shall advise the student of the right to a hearing through a written request to the registrar or Dean of Students. Should the registrar or Dean of Students deem that the education records in question are inaccurate or misleading, he or she can ask that the records be amended by the appropriate college official. If the education records are held to be accurate, the student shall be granted the opportunity to place within those records a personal statement commenting upon the information contained within.

Each eligible student is afforded the right to file a complaint concerning alleged failures by the college to comply with the requirements of the act. The address of the office designated to investigate, process, and review violations and complaints which are filed is:

The Family Educational Rights and Privacy Act
Office (FERPA)

Department of Health, Education, and Welfare
330 Independence Avenue, SW
Washington, DC 20201

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NEW SECTION

WAC 132P-33-110 STUDENT PUBLICATIONS. The college recognizes the fact that student publications are a valuable aid in establishing and maintaining an atmosphere of free and responsible discussion and of intellectual exploration on the campus. They are a means of bringing student concerns to the attention of the faculty and institutional authorities and of formulating opinion on various issues on the campus and in the college community at large. They may also serve as a means of journalistic and/or creative expression.

The college, as the publisher of student publications, must bear the legal responsibility for the contents of the publications.

Students shall have freedom to deal with any ideas and to express any opinions in the student publications without fear of their censorship. Editors and managers of student publications are protected from arbitrary suspension and removal. Only for proper and stated causes, as outlined in the statement of purpose or philosophy adopted for each student publication, should editors and managers be subject to removal and then by orderly and prescribed procedures.

At the same time, student editors and managers are charged with corollary responsibilities to be governed by the canons of responsible journalism, including the avoidance of libel, indecency, undocumented allegations, attacks on personal integrity, and the techniques of harassment and innuendo.

NEW SECTION

WAC 132P-33-120 STUDENT COMPLAINTS. Student complaints regarding academic employees (faculty) are governed by the negotiated policy agreement between the faculty and college board of trustees. Students with complaints about academic employees may contact the Dean of Students, Director of Student Programs and Activities, or division chairs for further information. Complaints regarding the staff and administrators shall be brought to the attention of the appropriate dean or the college president.

NEW SECTION

WAC 132P-33-130 DISTRIBUTION AND POSTING OF MATERIALS. The college encourages free expression. Use of college facilities as provided herein, however, does not accord users immunity from legal action.

Permission for posting of literature in the various restricted areas provided therefore, shall be obtained from the following college officials:

(1) The director of student programs for posting on the restricted posting areas of the HUB and those areas located on the campus outside of college buildings.

(2) Deans and directors for posting on the restricted posting areas provided in the appropriate college facility.

ASYVCC campaign rules govern special poster and sign locations for elections. Information on these special policies and regulations is available in the ASYVCC office.

Posting of posters, signs, and other publicity or promotional materials is permitted only in the locations specified above. All material sought to be posted in restricted posting areas must have the identity of its sponsorship appearing on its face.

The dissemination or distribution of materials by persons on the public streets, walks and ways of the campus or off-campus college facility, shall be subject to the laws of the particular city, state of Washington, and the United States.

Permission for the dissemination or distribution of materials in other areas of the college campus, buildings and facilities shall be obtained from the director of student programs. Persons distributing materials without permission shall be subject to the provisions of the Code of Student Rights and Responsibilities.

NEW SECTION

WAC 132P-33-140 COMMERCIAL AND PROMOTIONAL ACTIVITIES. College facilities may not be used for commercial solicitations, advertising, or promotional activities except when such activities clearly serve educational objectives (as in display of books or technical books or technical equipment of interest to the academic community), and when they are conducted under the sponsorship or at the request of a college department or the associated students, and so long as such use does not interfere with or operate to the detriment of the conduct of college affairs.

NEW SECTION

WAC 132P-33-150 USE OF COLLEGE FACILITIES. Any recognized ASYVCC organization may request approval from the director of student programs to utilize available college facilities for authorized activities as provided for in official ASYVCC documents. Facilities will be provided free of charge to the organization except when such use necessitates staffing and services beyond regular college requirements. Standard college fees will be charged in these cases.

Use of facilities for purposes other than those approved or in an irresponsible manner may result in withdrawal of this privilege for an organization.

Student organizations should schedule facility use requests with the director of student programs as far in advance as possible.

NEW SECTION

WAC 132P-33-160 NONCOLLEGE SPEAKER POLICY. The trustees, the administration, and the faculty of the college subscribe to the proposition that an important aspect of the education of college students is the opportunity to listen to speakers representing a wide variety of opinions and beliefs on important public issues. In conformity with the American tradition of free speech and free inquiry, the following policies are established governing the appearance on campus of speakers not themselves members of the college community:

(1) Any recognized ASYVCC student organization with the written sanction of its advisor, may ask individuals to speak on the campus subject to normal restraints

imposed by considerations of common decency and the state law.

(2) The appearance of a speaker on the campus does not involve an endorsement, either implicit or explicit, of the speaker's views by the college, its students, its faculty, its administration, or its board of trustees.

(3) The scheduling of facilities for hearing invited speakers shall be made through the office of the director of student programs.

(4) The director of student programs or designee will be notified at least three academic calendar days prior to the appearance of an invited speaker, at which time a form (available in the student programs office) must be completed with such particulars as name of speaker, speech or discussion topic, time of appearance(s) and sponsoring organization. The form must bear the signature of the sponsoring organization's advisor. Exceptions to the three day ruling may be made by the director of student programs with the approval of the dean of students.

(5) The dean of students may require views other than those of the invited speaker to be presented at the meeting, or at a subsequent meeting. The campus president may assign a faculty member to preside over any meeting where a speaker has been invited.

NEW SECTION

WAC 132P-33-170 VIOLATIONS. Any student shall be subject to immediate disciplinary action provided for in Code Procedures and Summary Suspension Rules who, either as a principal actor or aider or abettor:

(1) Materially and substantially interferes with the personal rights or privileges of others or the educational process of the college;

(2) Violates any provision of the Code of Student Rights and Responsibilities;

(3) Commits any of the following acts which are hereby prohibited:

(a) All forms of dishonesty including cheating, plagiarism, knowingly furnishing false information to the college, and forgery, alteration or use of college documents or instruments of identification with intent to defraud.

(b) Failure to comply with lawful directions of faculty, administrators and other regularly employed personnel acting in performance of their lawful duties.

(c) Conduct which intentionally and substantially obstructs or disrupts freedom of movement, teaching, research administration, disciplinary proceedings or other lawful activities on the college campus.

(d) Physical abuse of any person or conduct which is intended unlawfully to threaten imminent bodily harm or to endanger the health or safety of any person on college-owned or controlled property or at college-sponsored or supervised functions.

(e) Malicious damage to or malicious misuse of college property, or the property of any person where such property is located on the college campus.

(f) Refusal to comply with any lawful order to leave the college campus or any portion thereof.

(g) Possession or use of firearms, explosives, dangerous chemicals or other dangerous weapons or instrumentalities on the college campus, except for authorized college purposes; unless prior written approval has been obtained from the dean of students, or any other person designated by the campus president.

(h) Intentionally inciting others to engage immediately in any of the conduct prohibited herein, which incitement leads directly to such conduct. (Inciting is that advocacy which prepares the group addressed for imminent action and steers it to the conduct prohibited herein.)

(i) Possessing, consuming or furnishing of alcoholic beverages on college-owned or controlled property or at college-sponsored or supervised functions where prohibited by law.

(j) Disorderly conduct, including disorderly conduct resulting from drunkenness.

(k) Engaging in lewd, indecent, or obscene behavior on college-owned or controlled property or at college-sponsored or supervised functions.

(l) Using, possessing, furnishing, or selling any narcotic or dangerous drug as those terms are used in Washington statutes, except when the use or possession of a drug is specifically prescribed as medication by an authorized medical doctor or dentist.

(m) Falsely setting off or otherwise tampering with any emergency safety equipment, alarm, or other device established for the safety of individuals and/or college facilities.

(n) Theft or conversion of college property or private property.

(o) Entering any administrative office or any locked or otherwise closed college facility in any manner, at any time, without permission of the college employee or agent in charge thereof.

NEW SECTION

WAC 132P-33-180 EMERGENCY PROCEDURES. In the event of activities which interfere with the orderly operation of the college as defined in WAC 132P-33-070, Freedom of Expression, the dean of students or the college president or their designees shall determine the course of action which appears to offer the best possibility for resolution of the problem. The emergency procedures outlined below will be followed if deemed essential:

(1) Inform those involved in such activities that they are in violation of college and/or civil regulations.

(2) Inform them that they should cease and desist. Indicate an area on campus where they are able to conduct their activities without interfering with the operation of the college, if such an area is available.

(3) If they do not respond within a reasonable time, call the civil authorities.

CODE PROCEDURES

NEW SECTION

WAC 132P-33-190 PURPOSE OF DISCIPLINARY ACTIONS. The college may apply sanctions or

take other appropriate action when student conduct materially and substantially interferes with the college's:

(1) Primary educational responsibility of ensuring the opportunity for all students of the college community to attain their educational objectives; or

(2) Subsidiary responsibilities of protection and maintaining property, keeping records, other services, and sponsoring nonclassroom activities such as lectures, concerts, athletic events, and social functions. Disciplinary action proceedings shall determine whether and under what condition the violator may continue as a student at the college.

(a) Nothing herein shall prevent faculty members from taking reasonable summary action as may be reasonably necessary to maintain order when they have reason to believe that such action is necessary for the physical safety and well-being of the student, or the safety and protection of other students or of college property or where the student's conduct materially and substantially disrupts the educational process.

(b) Such summary action in the form of removal from the classroom shall be effective for a period not to exceed two scheduled classroom days.

(c) Faculty shall maintain a written record of any summary action and a copy shall be filed with the dean of students within two scheduled classroom days.

(d) Any summary action may be appealed to the dean of students for an informal hearing.

NEW SECTION

WAC 132P-33-200 INITIAL PROCEEDINGS.

(1) Initiation of prosecution. Students, faculty members, administrators and other employees of the district shall have concurrent authority to report violations which will be acted upon by the dean of students. All disciplinary proceedings will be initiated by the dean of students or designated representative.

(2) Notice requirements. Any student charged with a violation of the Code of Student Rights and Responsibilities shall be notified by the dean of students or designated representative within two academic calendar days after the filing of such a report. The notice shall not be ineffective if presented later due to the student's absence. Such notice shall:

(a) Inform the student that a report has been filed alleging that the student violated specific provisions of the code and the date of the violation; and

(b) Set forth those provisions allegedly violated; and

(c) Specify the exact time and date the student is required to meet with the dean of students; and

(d) Specify the exact time, date, and location of the formal hearing, if one is required; and

(e) Inform the student that he/she may question witnesses, that he/she may have anyone appear in his/her behalf to defend him/her, that he/she may have a maximum of three character witnesses appear in his/her behalf; and

(f) Inform the student that failure to appear at either of the appointed times at the dean of student's office or at the hearing may subject the student to suspension from the institution for a stated or indefinite period of time.

(3) Meeting with the dean of students.

(a) At the meeting with the dean of students the student shall be informed of provisions of the Code of Student Rights and Responsibilities that are involved, that the student may appeal any sanction imposed by the dean of students and that if a hearing is required the student may have that hearing open to the public. If the student requests a formal hearing, the dean of students shall take no action nor make any determination in the matter other than to inform the student again of the time, date, and location of the formal hearing.

(b) After considering the evidence in the case and interviewing the student or students involved, the dean of students may take any of the following actions:

(i) Terminate the proceedings exonerating the student or students; or

(ii) Dismiss the case after whatever counseling and advice may be appropriate; or

(iii) Impose minor sanctions directly, such as but not limited to, warning, reprimand, fine, restitution, disciplinary probation, subject to the student's right of appeal described below; or

(iv) Refer the matter to the student hearing committee for a recommendation to the college president or designee as to appropriate action; or

(v) Recommend to the college president or designee that the student shall immediately be notified in writing of such recommendation and of the right to a hearing before the student hearing committee prior to the college president or designee's final decision.

(c) A student accused of violating any provision of the Code of Student Rights and Responsibilities shall be given immediate notification of any disciplinary action taken by the dean of students or designated representative.

(d) No disciplinary action taken by or at the recommendation of the dean of students or designated representative is final unless the student fails to exercise the right of appeal as provided for in these rules. The college president or designee after reviewing the case, including any statement the student may file with the college president or designee, shall either give written approval of the action taken by or at the recommendation of the dean of students, or give written direction as to what lesser disciplinary action, if any, is to be taken.

NEW SECTION

WAC 132P-33-210 APPEALS. (1) Appeals contesting recommendations of disciplinary action(s) shall be taken in the following order:

(a) Disciplinary action taken by or at the recommendation of the dean of students or designated representative may be appealed to the student hearing committee;

(b) Disciplinary recommendations made by the student hearing committee may be appealed by the student to the college president; in the case of a recommendation for suspension it may also be appealed to the college president;

(c) Disciplinary action taken by the college president and resulting in suspension exceeding in duration one college quarter may be appealed by the student to the board of trustees and their decision shall be final.

(2) All appeals by a student must be made in writing to the committee, college president or designee or board of trustees and presented to the committee, college president or designee or chairman of the board of trustees within ten calendar days after the student has been notified of the action from which he/she has a right of appeal.

NEW SECTION

WAC 132P-33-220 STUDENT HEARING COMMITTEE.

(1) Composition. The college shall have a standing committee composed of nine members, who shall be chosen and appointed no later than October 15 of each year to serve as a standing committee until their successors are appointed. The membership of the standing committee shall consist of three members of the administration, excepting the dean of students, chosen by the college president; three faculty members chosen by the faculty organization; and three students chosen by the ASYVCC senate. Any student entitled to a hearing before a student hearing committee shall choose, in writing, five members of the standing committee to hear and decide the appeal, provided, the student must choose at least one student, one faculty member and one member of the administration from the nine member standing committee. The balance of the student hearing committee, two members, may be chosen from the remainder of the standing committee, provided that both shall not be from the same classification. If a hearing is to be conducted for a student from a specialized program (i.e., allied health, vocational-technical), an additional member will be appointed to the hearing committee by the division involved. In the event that unforeseen circumstances prevent a previously selected committee member from attending the hearing, the student must choose a replacement from among the balance of the standing committee.

(2) Procedures for hearing.

(a) Five members of the student hearing committee will hear, de novo, and make recommendations to the college president or designee on all disciplinary cases appealed to the committee by the student or referred to it by the dean of students or designated representative. Recommendations involving suspension will be referred to the college president or designee.

(b) The student hearing committee shall elect from among its five members a chairman for the purpose of presiding at the disciplinary hearing.

(c) Hearings generally will be held in closed session, except when a student requests that persons other than those directly involved be invited to attend. If at any time during the conduct of a hearing any person is disruptive of the proceedings, the chairman of the student hearing committee may exclude such person from the hearing room.

(d) The student has a right to a fair and impartial hearing before the committee on any charge of violating a provision or provisions of the Code of Student Rights and Responsibilities. The student's failure to cooperate with the hearing procedures hereinafter outlined, however, shall not preclude the committee from making its

findings of fact, conclusions and recommendations as provided below. Failure by the student to cooperate may be taken into consideration by the committee in recommending to the college president or designee the appropriate disciplinary action.

(e) The student shall be given written notice of the time and place of the hearing before the committee. Said notice shall contain:

(i) A statement of the date, time, place and nature of the disciplinary proceedings;

(ii) A statement of the specific charges against the student including references to the particular sections of the Code of Student Rights and Responsibilities involved;

(iii) To the extent known, a list of witnesses who will appear and a summary description of any documentary or other physical evidence that will be presented by the college at the hearing.

(f) The student shall be entitled to hear and examine the evidence against him/her and be informed of the identity of its source; the student shall be entitled to present evidence in his/her own behalf and cross-examine witnesses testifying against him/her as to factual matters. The student shall have all authority possessed by the college to obtain information that the student specifically describes, in writing, and tenders to the dean of students no later than three days prior to the hearings or to request the presence of witnesses or the production of other evidence relevant to the hearings.

(g) The student may be represented by counsel of his/her choice at the disciplinary hearings. If the student elects to choose a duly licensed attorney admitted to practice in any state in the United States as counsel, the student must tender three days notice thereof to the dean of students.

(h) In all disciplinary proceedings the college may be represented by the dean of students or designee; the dean of students may then present the college's case against the student accused of violating the Code of Student Rights and Responsibilities, provided, that in those cases in which the student elects to be represented by a licensed attorney, the dean of students may elect to have the college represented by an assistant attorney general.

(i) The proceedings of the hearing shall be recorded. A copy thereof shall be on file at the office of the dean of students.

(j) The time of the hearing may be advanced by the committee at the request of the student or continued for good cause.

(3) Admissible evidence.

(a) Only those matters presented at the hearing in the presence of the accused student will be considered in determining whether the student hearing committee has sufficient cause to believe that the accused student is guilty of violating the rules that the student is charged with having violated.

(b) In determining whether sufficient cause, as stated in the preceding paragraph (a) of this subsection, does exist, members of the student hearing committee shall give probative effect to evidence which possesses probative value commonly accepted by reasonably prudent persons in the conduct of their affairs.

(c) The chairman of the student hearing committee shall, in the course of presiding at the disciplinary hearing, give effect to the rules of privilege recognized by law and exclude incompetent, irrelevant, immaterial and unduly repetitious evidence.

(4) Interference with proceedings. Any student interfering with the proceedings of the meeting with the dean of students or the formal hearing or any subsequent hearing shall be in contempt of the proceedings and may be summarily suspended from the college by the dean of students or the student hearing committee or the college president or designee, or the board of trustees at the time the interference takes place or within fifteen academic calendar days thereafter.

(5) Decision by the committee.

(a) Upon conclusion of the disciplinary hearing, the student hearing committee shall consider all the evidence therein presented and decide by majority vote whether to recommend to the college president or designee the following actions:

(i) That the college terminate the proceedings and exonerate the student or students;

(ii) That the college impose minor sanctions directly, such as, but not limited to, a warning, reprimand, fine, restitution, or disciplinary probation;

(iii) That the student be suspended from college including a recommendation of the duration of suspension.

(b) The student shall be provided with a copy of the committee's findings of fact and conclusions regarding whether the student did violate any rule or rules of the Code of Student Rights and Responsibilities and the committee's recommendation to the college president or designee. The committee shall also advise the student in writing of the right to present within ten calendar days, a written statement to the college president or designee appealing the recommendation of the committee.

NEW SECTION

WAC 132P-33-230 FINAL DECISION REGARDING DISCIPLINARY SANCTION. (1) The college president or designee (except the dean of students) shall, after reviewing the record of the case prepared by the student hearing committee together with any statement filed by the student, include therein a written acceptance of the recommendations of the committee, or written directions as to what lesser disciplinary sanction shall be taken.

(2) If the college president or designee decides that discipline is to be imposed after the review provided by subsection (1) of this section, the college president or designee shall notify the student in writing of the discipline imposed.

(3) In all cases of disciplinary action, the decision of the college president or designee shall be final except for those cases involving suspension if the suspension has been appealed to the board.

NEW SECTION

WAC 132P-33-240 DISCIPLINARY SANCTIONS. The following definitions of disciplinary terms have been established and shall be the sanctions imposed

upon violators of the Code of Student Rights and Responsibilities:

(1) Warning. Notice to a student, either verbally or in writing, that the student has been in violation of college rules or regulations or has otherwise failed to meet the college's standards of conduct. Such warnings will include the statement that continuation or repetition of the specific conduct involved or other misconduct will normally result in one of the more serious disciplinary actions described below.

(2) Reprimand. Formal action censuring a student for violation of the college rules or regulations or has otherwise failed to meet the college's standards of conduct. Reprimands shall be made in writing to the student by the officer of agency taking action, with copies filed in the office of the dean of students. A reprimand will include the statement that continuation or repetition of the specific conduct involved or other misconduct will normally result in one of the more serious disciplinary actions described below.

(3) Fines. The dean of students and/or the student hearing committee may assess monetary fines up to a maximum of twenty-five dollars against individual students for violation of college rules and regulations or for the failure to meet the college's standards of conduct. Failure to pay such fines within thirty days will result in suspension for an indefinite period of time as set forth in subsection (6) of this section, provided that a student may be reinstated upon payment of the fine.

(4) Restitution. An individual student may be required to make restitution for damage or loss to college or other property and for injury to persons. Failure to make restitution within thirty days will result in suspension for an indefinite period of time as set forth in subsection (6) of this section, provided that a student may be reinstated upon payment.

(5) Disciplinary action. Formal action placing conditions upon the student's continued attendance for violation of college rules or regulations or other failure to meet the college standards of conduct. The office or agency placing the student on disciplinary probation or action will specify, in writing, the period of probation or action and the conditions, such as limiting the student's participation in extra curricular activities, denial of admission to a specific class, or other possible penalties. Disciplinary probation or action warns the student that any further misconduct will automatically raise the question of suspension from the college. Disciplinary probation or action may be for a specified term or for an indefinite period which may extend to graduation or other termination of the student's enrollment in the college.

(6) Suspension. Temporary or indefinite dismissal from the college and termination of the student status of a student for violation of college rules or regulations or for failure to meet the college's standards of conduct. The notification of suspending a student will indicate, in writing, the term of the suspension and any special conditions which must be met before readmission. Refund of fees for the quarter in which disciplinary action is taken shall be in accord with the college's refund policy.

Students suspended on the basis of conduct which disrupted the orderly operation of the campus or any facility of the district may be denied access to all or any part of the campus or other facility.

NEW SECTION

WAC 132P-33-250 READMISSION AFTER SUSPENSION. Any student suspended from the college for disciplinary reasons may be readmitted upon expiration of the time period for which the suspension was issued. If the student has been suspended for an indefinite period, or feels that circumstances warrant reconsideration of the temporary suspension prior to its expiration, the student may be readmitted following approval of a written petition submitted to the dean of students. Such petitions must state reasons which support a reconsideration of the matter. Before readmission may be granted, such petitions must be reviewed and approved by the college president or designee, or by the board in those cases in which it made the final disciplinary action decision.

NEW SECTION

WAC 132P-33-260 REESTABLISHMENT OF ACADEMIC STANDINGS. Students who have been suspended pursuant to disciplinary procedures set forth in Code Procedures of Summary Suspension Rules, and whose suspension upon appeal is found to have been unwarranted shall be provided the opportunity to reestablish their academic and student standing to the extent possible within the abilities of the college, including an opportunity to retake examinations or otherwise complete course offerings missed by reason of such action.

SUMMARY SUSPENSION RULES

NEW SECTION

WAC 132P-33-270 INITIATION OF SUMMARY SUSPENSION PROCEEDINGS. The college president or designee may suspend any student of the college for not more than ten academic calendar days pending investigation, action or persecution on charges of an alleged Code of Student Rights and Responsibilities violation or violations, and if the college president or designee has reason to believe the student's physical or emotional safety and well-being, or the safety and well-being of the other college community members, or the safety and well-being of the college property command such suspension.

NEW SECTION

WAC 132P-33-280 PERMISSION TO ENTER OR REMAIN ON CAMPUS. During the period of summary suspension, the student shall not enter any campus of District 16 other than to meet with the dean of students or to attend the hearing. However, the dean of students may grant the student special permission to enter a campus for the express purpose of meeting with faculty, staff, or students in preparation for the hearing.

NEW SECTION

WAC 132P-33-290 NOTICE OF SUMMARY SUSPENSION PROCEEDINGS. (1) If the college president or designee desires to exercise the authority to summarily suspend a student, the college president shall cause notice thereof to be served upon that student by registered or certified mail at the student's last known address, or by causing personal service of such notice upon that student.

(2) The notice shall be entitled "Notice of Summary Suspension Proceedings" and shall state:

(a) The charges against the student including reference to the provisions of the Code of Student Rights and Responsibilities involved; and

(b) That the student charged must appear before the dean of students at a time specified in the notice.

NEW SECTION

WAC 132P-33-300 PROCEDURES OF SUMMARY SUSPENSION HEARING. (1) At the summary suspension hearing, the student against whom the violation or violations are alleged shall have the opportunity of proving to the dean of students that there is no cause to believe that the violation stated on the notice of summary suspension proceedings did occur, and that immediate suspension is not necessary nor justifiable pursuant to Summary Suspension Rules, WAC 132P-33-270 through 132P-33-350.

(2) The student may offer personal oral testimony or that of any person, submit any statement or affidavit, examine any affidavit or cross-examine any witness, and submit any matter in extenuation or mitigation of the violation or violations charged.

(3) The dean of students shall at the time of the summary suspension proceedings determine whether there is probable cause to believe that a violation of law or of provisions of the Code of Student Rights and Responsibilities has occurred, and whether there is reason to believe that immediate suspension is necessary. In the course of making such a decision, the dean of students may consider the sworn affidavits or oral testimonies of persons who have alleged that the student charged had committed a violation of law or provisions of the Code of Student Rights and Responsibilities and the oral testimony and affidavits submitted by the student charged.

NEW SECTION

WAC 132P-33-310 DECISION BY THE DEAN OF STUDENTS. If the dean of students, following the conclusion of the summary suspension proceedings, finds that there is probable cause to believe that:

(1) The student against whom specific violations of law or of provisions of the Code of Student Rights and Responsibilities are alleged has committed one or more of such violations upon any college facility; and

(2) That summary suspension of said student is necessary under the provisions of Summary Suspension Rules, WAC 132P-33-270 through 132P-33-350; and

(3) Such violation or violations of the law or of provisions of the Code of Student Rights and Responsibilities constitute grounds for disciplinary action, then the dean

of students may, with the written approval of the college president, suspend such student from college.

NEW SECTION

WAC 132P-33-320 NOTICE OF SUMMARY SUSPENSION. (1) If a student is suspended pursuant to the above rules, the student shall be provided with a written copy of the dean of students' findings of fact and conclusions, as expressly concurred in by the college president, which constituted probable cause to believe that the conditions for summary suspension existed.

(2) The student suspended pursuant to the authority of this rule shall be served a copy of the notice of suspension by personal service or by registered mail. Notice by mail shall be sent to said student's last known address. The suspension shall be effective from the day of the notice of suspension is mailed or personal service accomplished, whichever shall occur first.

NEW SECTION

WAC 132P-33-330 SUSPENSION FOR FAILURE TO APPEAR. If the student against whom specific violations of provisions of the Code of Student Rights and Responsibilities have been alleged has been served pursuant to the notice required and then fails to appear at the time designated for the summary suspension proceedings, the dean of students may, with the written concurrence of the college president, suspend the student from college.

NEW SECTION

WAC 132P-33-340 APPEAL. (1) Any student aggrieved by an order issued at the summary suspension proceedings may appeal the same to the college president or designee. No such appeal shall be entertained, however, unless written notice of the appeal, specifically describing alleged errors in the proceedings of findings of the dean of students and the college president, is tendered at the office of the college president within seventy-two hours following the date Notice of Summary Suspension was served or mailed to the student, whichever occurred first.

(2) The college president or designee shall, as soon as reasonably possible, examine the allegations contained within the notice of appeal, along with the findings of the dean of students, the record of summary suspension proceedings, and determine therefrom whether the summary suspension order is justified. Following such examination, the college president or designee may, at his/her discretion, stay the summary suspension pending determination of the merits of the disciplinary proceedings pursuant to the provisions of the code procedures.

(3) The college president or designee shall notify the appealing student within forty-eight hours following his/her consideration of the notice of appeal, as to whether the summary suspension shall be maintained or stayed pending disposition of the disciplinary proceedings pursuant to the provisions of the code procedures.

NEW SECTION

WAC 132P-33-350 SUMMARY SUSPENSION PROCEEDINGS NOT DUPLICITOUS. (1) The summary suspension proceedings shall in no way substitute for the disciplinary proceedings provided for in provisions of the code procedures. At the end of the suspension, the student shall be reinstated to full rights and privileges as a student, subject to whatever sanctions may have been or may be in the future imposed for violation of the Code of Student Rights and Responsibilities.

(2) Any disciplinary proceedings initiated against the student because of violations alleged against any student in the course of the summary suspension proceedings provided for herein shall be heard de novo, provided that the records made and evidence presented during the course of any facet of the summary suspension proceedings brought against the student shall be available for the use of the student and of the college in the disciplinary proceedings initiated under the provisions of the code procedures.

REPEALER

The following chapter of the Washington Administrative Code is hereby repealed:

- WAC 132P-32-010 PURPOSE.
- WAC 132P-32-020 DEFINITIONS.
- WAC 132P-32-030 JURISDICTION.
- WAC 132P-32-040 PROHIBITED CONDUCT.
- WAC 132P-32-045 OUTSIDE SPEAKERS.
- WAC 132P-32-050 DISTRIBUTION OF MATERIALS.
- WAC 132P-32-055 IDENTIFICATION.
- WAC 132P-32-060 INITIATION OF DISCIPLINARY ACTION.
- WAC 132P-32-070 PROCEEDINGS BEFORE THE DISCIPLINARY COMMITTEE.
- WAC 132P-32-080 COMPOSITION OF DISCIPLINARY COMMITTEE.
- WAC 132P-32-090 CONVICTION OF A CRIME.
- WAC 132P-32-100 IMPOSITION OF DISCIPLINE.
- WAC 132P-32-110 APPEAL.
- WAC 132P-32-120 RECORD OF DISCIPLINARY ACTION.
- WAC 132P-32-130 GENERAL.

WSR 82-01-080

ADOPTED RULES

WENATCHEE VALLEY COLLEGE

[Order 81-98—Filed December 21, 1981]

Be it resolved by the board of trustees of the Wenatchee Valley College, acting at Wenatchee, Washington, that it does promulgate and adopt the annexed rules relating to parking regulations, chapter 132W-116 WAC.

This action is taken pursuant to Notice No. WSR 81-21-034 filed with the code reviser on October 15, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated under the general rule-making authority of the Wenatchee Valley College as authorized in RCW 28B.50.140.

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 December 9, 1981.

By James R. Davis
President

AMENDATORY SECTION (Amending Order 78-72, Resolution 78-72, filed 11/28/78)

WAC 132W-116-010 ((GENERAL INFORMATION)) PURPOSE FOR ADOPTING RULES. ((Parking facilities at Wenatchee Valley College are provided for the convenience of students and staff. The traffic and parking regulations established are for the safety and convenience of pedestrians and drivers and to insure orderly operation.

The college assumes no liability for vehicles parking on Wenatchee Valley College property.

Questions related to parking should be referred to the business office.)) Pursuant to the authority granted under RCW 28B.50.140(10) and 28B.19.020(2), the Board of Trustees of Wenatchee Valley College is granted authority to make rules and regulations for pedestrian and vehicular traffic over property owned, operated, or maintained by the college district. The rules and regulations in this chapter are established for the following purposes:

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

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

(3) To minimize traffic disturbances during class hours.

(4) To facilitate the operation of the community college district and access to its facilities by the regulation of the use of on-campus parking areas.

AMENDATORY SECTION (Amending Order 79-80, filed 12/18/79)

WAC 132W-116-020 ((FEES)) VEHICLE REGISTRATION AND PARKING PERMITS. ((Each student registering for classes at or sponsored by Wenatchee Valley College shall pay a \$4.00 parking maintenance fee at the time of registration unless such fee is waived by the dean of instruction or the dean of administrative services.

Criteria under which waiver of said fees shall be considered are as follows:

(1) No parking is provided at an off-campus facility.

(2) The off-campus facility is made available free of charge.

~~(3) The student is enrolling in a one-time (one day) offering or other similar short-time activity involving only one-time parking.~~

~~(4) A staff member who has paid the appropriate parking fee prior to registration.)) (1) No person shall park or leave any vehicle, whether attended or unattended, in a designated parking area of Wenatchee Valley College, other than visitor parking, without a valid parking permit.~~

~~(2) Visitors must obtain a courtesy permit in order to park in the visitor area longer than the posted thirty minutes or in any other designated parking space for any length of time.~~

~~(3) Students and staff utilizing parking facilities at any time must register vehicles with the auxiliary services office at which time a parking permit must be obtained.~~

~~(4) Student parking fees are established without regard for the number of credits a student is carrying. Staff parking fees are based on fees designated in the faculty's negotiated agreement, except that a special fee may be established for restricted parking.~~

~~(5) Parking permits must be PERMANENTLY affixed to the rear right hand side of the vehicle on either the back window or the rear bumper. Permits for cycles should be affixed in a conspicuous location.~~

~~(6) Permits are NONTRANSFERABLE from vehicle to vehicle or from student to student. Permits for more than one vehicle are available for an additional fee.~~

~~(7) Vehicles displaying improperly affixed permits will be ticketed.~~

~~(8) Temporary permits, allowing a student or staff member to park a nonregistered vehicle, are available at any administrative office and are valid for one day's parking.~~

~~(9) The person to whom a permit is issued shall be held responsible for adherence to these rules and regulations.~~

~~(10) Wenatchee Valley College reserves the right to refuse issuance of a parking permit.~~

~~(11) Wenatchee Valley College assumes no liability for vehicles parked on college property.~~

AMENDATORY SECTION (Amending Order 79-80, filed 12/18/79)

WAC 132W-116-050 ((GENERAL)) PARKING AND TRAFFIC REGULATIONS. ((Students and staff utilizing parking facilities at any time are required to observe parking regulations. Failure to observe these regulations may result in impounding of vehicle at owner's expense.)) (1) Vehicles must be parked only in designated ((areas)) parking spaces, occupying not more than one space, and in such a manner as to not obstruct traffic.

(2) All vehicles are to be parked HEADED IN to parking space.

(3) Areas adjacent to yellow curbs or bumpers are no-parking zones.

(4) ((Student and staff)) Registered vehicles may not be parked in areas reserved for visitors ((or handicapped may be towed away at owner's expense)).

(5) Disabled, inoperative or abandoned vehicles may not be parked on campus for ~~((not))~~ more than seventy-two hours ~~((, after which time vehicles may be impounded at the owner's expense and liability))~~.

(6) Cycles, motor bikes and scooters may park in designated parking spaces or in open spaces adjacent to parking ~~((areas-))~~ spaces so long as they do not interfere with vehicular or pedestrian traffic and are not on lawns or sidewalks ~~((and in designated areas))~~.

(7) No vehicle may be parked in a handicapped zone unless the vehicle displays a valid state of Washington disabled permit in addition to a college parking permit.

(8) The on-campus speed limit is 10 miles per hour.

(9) Pedestrians have the right of way at all times.

NEW SECTION

WAC 132W-116-065 PARKING VIOLATIONS AND FINES. (1) Violators of these regulations are subject to fines. A \$5.00 fine will be assessed for each violation. If paid within 24 hours from the time a ticket is issued, excluding weekends and holidays, the fine will be reduced to \$2.50. Fines are to be paid at the cashier's station located in Wells Hall.

(2) Violators of these regulations are notified of the violation by the issuance of a parking ticket which indicates the date, approximate time, locality, and nature of the violation. Tickets may be served by attaching or affixing a copy to the vehicle allegedly violating any of the parking regulations.

(3) Questions pertaining to parking, permits, and violations should be addressed to the parking administrator in the auxiliary services office. The parking administrator's decisions may be appealed in writing to the dean of administrative services whose decision is final.

(4) Parking fines are considered financial obligations to the college; and grades and other official records will not be released until all such obligations have been met. Such unpaid obligations will also result in prohibiting an individual from enrolling in future classes offered by the college.

(5) Wenatchee Valley College parking permits are the property of Wenatchee Valley College and may be recalled and revoked for continued violation of parking and traffic regulations.

(6) (a) Following the issuance of the third unpaid violation of these parking rules and regulations, a 24-hour notice may be placed upon the vehicle in a conspicuous place informing the owner that, unless the outstanding traffic and parking citations are satisfied, the vehicle will be impounded at the owner's risk and expense the next instance the vehicle is found to be parked on college property.

(b) A vehicle may be impounded without notice to the owner, at the owner's risk and expense, when, in the judgment of the parking administrator, the vehicle obstructs or impedes the flow of traffic or poses an immediate threat to public safety.

(c) A vehicle which is disabled, inoperative or abandoned may be impounded and stored at the owner's risk and expense 24 hours after a notice so stating has been placed on the vehicle in a conspicuous location.

WSR 82-01-081
PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 21, 1981]

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 WAC 314-24-120 Importer of foreign wine—United States wineries—Certificate of approval required—Monthly reports—Records, WAC 314-64-030 Procedures for chemical analysis, WAC 314-64-040 Procedures for board samples, WAC 314-64-050 Accounting for board samples, WAC 314-64-080 Procedures;

that such agency will at 9:30 a.m., Tuesday, January 26, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 26, 1982, and/or orally at 9:30 a.m., Tuesday, January 26, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 21, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

The amended rules described herein and which are set forth in the attached notice will, for ease of reference, be assigned the following number designations: 1. WAC 314-24-120; 2. WAC 314-64-030; 3. WAC 314-64-040; 4. WAC 314-64-050; and 5. WAC 314-64-080, and the information relating to purpose and implementation will be submitted in sequence, utilizing the arabic number designations assigned to each of the above rules.

Title: 1. Importer of foreign wine—United States wineries—Certificate of approval required—Monthly reports—Records; 2. Procedures for chemical analysis; 3. Procedures for board samples; 4. Accounting for board samples; and 5. Procedures.

Description of Purpose: 1. To correct an error in failing to change a reporting date; 2. To amend the board rule in order to substitute metric measurements where appropriate; to correct name designations of certain divisions of the board; and to eliminate the requirement of returning excess samples back to United States shippers if the shipper so requests and provides for their disposition; 3. To amend the board rule to eliminate the requirement of returning excess samples back to United States shippers, if the shipper so requests and provides for their disposition; and to provide for the disposition of containers submitted to the board as samples; 4. To correct name designations of certain divisions and personnel of the board; to provide for a multiple copy receiving and disposition report; and 5. Outlines the procedures

and limitations under which samples may be furnished to wholesalers, importers or retailers, and details matters relating to identification; shipping instructions; and the use and disposition of samples, including sampling from opened containers and sampling by an importer or wholesaler at his licensed premises; and to modify recently adopted permanent rules relating to samples which implemented section 2, chapter 182, Laws of 1981 and RCW 66.28.040.

Statutory Authority for the Rules: 1-4. In addition to the authorities cited in the attached notice, see Chapter 5, Laws of 1981 ex. sess; 5. In addition to the authorities cited in the attached notice, see section 2, chapter 182, Laws of 1981.

Summary of Rules and Reasons Supporting Proposed Action:

Summary: 1. Change from 10 to 20 days the time within which certain reports from certificate of approval holders are due; 2. The principal changes are: Substitutes metric measurements where appropriate in the rule, corrects name designations of certain divisions of the board, and eliminates the requirement of the board returning excess samples back to U.S. shippers, if the shipper so requests, and provides for their disposition; 3. The principal changes are: Eliminates the requirement of the board returning excess samples back to U.S. shippers, if the shipper so requests, and provides for their disposition, and provides for the disposition of containers submitted to the board as samples, and those determined to have value, which shipper does not want returned, will be disposed of as surplus property pursuant to the provisions of RCW 43.19.1919; 4. The principal changes are: To correct name designations of certain divisions and personnel of the board, and to provide for a multiple copy receiving and disposition report which eliminates references to receiving reports as one document and bills of lading as another document; and 5. The principal changes are: To permit the change in vintage year to qualify as a basis for providing samples to a prospective purchaser, to prohibit the use of kegs being furnished as samples, to permit sampling under certain restrictions from opened containers, and to permit licensed importers or licensed wholesalers under certain restrictions to furnish samples on their own licensed premises.

Reasons: 1. Through oversight, when adopting the most recent amendment to the rule, one reference to a 10 day reporting period rather than a 20 day period was left in. The change is necessary for uniformity and to comport with actual practice. 2. Several reasons: Metric sizes are in current use, appropriate to accurately designate board divisions with their current name in the board's rules, and suppliers located in the United States who shipped in samples in excess of allowable limits are presently required to pay for their return, even when the transportation costs exceed the value of the samples—which is uneconomic; 3. Reasons are: Suppliers located in the United States who shipped in samples in excess of allowable limits are presently required to pay for their return, even when the transportation costs exceed the value of the samples—which is uneconomic, and presently no provision for disposition of sample containers

having value, but which the supplier does not want returned. The change would provide a means for so doing; 4. Reasons are: Appropriate to accurately designate board divisions and personnel with their current name in the board's rules, and to combine in one form references to two documents (receiving reports and bills of lading); and 5. The specific guidelines adopted by the board on November 18, 1981 are more restrictive than affected industry groups felt appropriate. The board has determined that it might be desirable, in implementing the legislative intent (chapter 182, Laws of 1981), to liberalize the procedures and guidelines previously adopted.

Agency Personnel Involved: In addition to the board, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: 1-4. Jim Hoing, Controller—Financial Division, Capitol Plaza Building, Olympia, Washington, telephone (206) 753-6258; Jim Halstrom, Supervisor—Manufacturers/Importers/Wholesalers Division, Capitol Plaza Building, Olympia, Washington, telephone (206) 753-6273; 5. Jim Halstrom only.

Persons or Organization Proposing Rules: All of the above rules are proposed by the Washington State Liquor Control Board. In connection with WAC 314-64-080 (item numbered 5 herein), the proposed changes were suggested and/or supported in whole or in part by the Washington Beer and Wine Wholesalers Association and the King County Beer and Wine Wholesalers Association.

Agency Comments: 1. The board recommends approval. Corrects an inadvertent error; 2. The board recommends approval. These modifications should make administration of the "Procedures for Chemical Analysis" more equitable and more complete; 3. The board recommends approval. These modifications should make administration of the "Procedures for Board Samples" more equitable and more complete; 4. The board recommends approval. Division designations were changed to be more descriptive of functions performed, and the multiple receiving and disposition report was derived to reduce paper work and streamline the accounting process for samples; and 5. the board feels consideration should be given to these proposals which will, if all adopted (except the prohibition of the use of kegs as samples), liberalize the sampling procedures authorized by chapter 182, Laws of 1981. These modifications are not a part of, connected with or related to the board's rules governing its own sample procedures.

Necessity of Rules: None of the above rules are initiated as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 85, Resolution 94, filed 10/28/81)

WAC 314-24-120 IMPORTER OF FOREIGN WINE—UNITED STATES WINERIES—CERTIFICATE OF APPROVAL REQUIRED—MONTHLY REPORTS—RECORDS. (1) Foreign wine. Wine manufactured outside of the United States may be imported by a wine importer under the following conditions:

(a) The wine importer must be the holder of a certificate of approval.

(b) The wine importer (certificate of approval holder) importing such wine must obtain label approval in accordance with WAC 314-24-040. Such wine shall be imported and delivered directly to either

the warehouse of the importer (certificate of approval holder) or to some other warehouse previously designated by the importer and approved by the board.

(c) On or before the twentieth day of the month following such importation the importer (certificate of approval holder) shall report such importation to the board upon forms prescribed and furnished by the board.

(d) All matters pertaining to the importation, transportation, storage, keeping of records, and all other matters pertaining to the importation of wine manufactured outside the United States shall be subject at all times to such orders, rules and regulations as the board may from time to time prescribe, and the board reserves the right to make orders applicable to individual and particular cases in addition to general orders, rules and regulations applicable generally.

(e) Any wine importer (certificate of approval holder) holding a wine wholesaler's license should refer to WAC 314-24-110 for requirements on surety bond and payment of wine tax.

(2) Holders of certificate of approval—United States wineries, located outside of Washington state. Each winery holding a certificate of approval may ship wine to licensed wine importers only. As required by section 10, chapter 21, Laws of 1969 ex. sess., and by the written agreement embodied in the application for certificate of approval, each winery holding a certificate of approval shall, on or before the ~~(tenth)~~ twentieth day of each month, furnish to the board a report of such shipments.

(a) Such report shall show the quantity of wine sold or delivered to each licensed wine importer during the preceding month, together with such other information as the board may require.

(b) All reports shall be made upon forms prescribed and furnished by the Washington State Liquor Control Board.

(3) Failure to make such a report at the time and in the manner as prescribed will be sufficient cause for the board to forthwith suspend or revoke the certificate of the certificate of approval holder.

AMENDATORY SECTION (Amending Order 57, filed 7/28/77, effective 9/1/77)

WAC 314-64-030 PROCEDURES FOR CHEMICAL ANALYSIS (RULE 131). Procedures for submitting samples of beer or wine for chemical analysis are as follows:

(1) Quantity. Samples shall consist of ~~((two pints (or) one quart (or one liter)))~~ or one ~~((four-fifths quart (or) one liter))~~ container of approximately 750 milliliters ~~((or))~~: PROVIDED, ~~((HOWEVER))~~ That if such beer or wine is available only in containers of larger capacity ~~((than one liter))~~, such a sample may be submitted in such package size nearest in quantity to ~~((one liter))~~ the aforementioned sizes.

(2) Identification. Suppliers shall identify the items on the cartons and shipping documents as "Samples for chemical analysis".

(3) Shipping instructions. Suppliers shall deliver or ship samples prepaid to Washington State Liquor Control Board ~~((Warehouse))~~ Distribution Center, Attention ((Beer and Wine)) Manufacturers, Importers, and Wholesalers Division, ((420)) 4401 East Marginal Way South, Seattle, Washington 98134.

(4) Use and disposition of samples. Samples of beer and wine submitted for chemical analysis shall be analyzed at the Washington State Food and Drug Laboratory, University of Washington ~~((College of Pharmacy))~~, for alcoholic content and to determine whether they conform to standards of identity and quality standards prescribed by board regulations. After such analysis, any remaining portion of said samples shall be disposed of by laboratory personnel.

(5) Reports. The laboratory shall report its findings on appropriate forms to the board's ~~((beer and wine))~~ manufacturers, importers, and wholesalers division and ((liquor)) the controller of the board. Based on the findings, and other statutory and regulatory requirements, the ~~((beer and wine))~~ manufacturers, importers, and wholesalers division shall either issue a certificate of label approval to the supplier, or notify the supplier that a certificate of label approval has been denied, along with the reasons for the denial.

(6) Excess. ~~((Beer or wine received in excess of the quantity authorized in WAC 314-64-030 for chemical analysis shall be shipped back to the supplier at the supplier's expense, if the supplier is located in the United States. If the supplier is located outside the United States,))~~ Beer or wine received in excess of the quantity authorized in WAC 314-64-030 for chemical analysis will be held by the ~~((warehouse superintendent))~~ general manager of the distribution center or his designee until the supplier has been notified of the overshipment and given

fifteen days in which to respond as to whether he wants the excess returned to him at his expense. Failure of the supplier to respond within the time limitation or notification from the supplier that he does not want the excess returned to him, will result in the excess item or items being destroyed by a liquor control board auditor in the presence of the ~~((warehouse superintendent))~~ general manager of the distribution center, or his designee, after which a destruction notice will be prepared by the auditor and be certified by the ~~((warehouse superintendent))~~ general manager of the distribution center, or his designee, who witnessed the destruction. Copies of such destruct notices shall be distributed to the ~~((warehouse superintendent))~~ general manager of the distribution center and the liquor control board controller in Olympia.

AMENDATORY SECTION (Amending Order 40, filed 8/21/75)

WAC 314-64-040 PROCEDURES FOR BOARD SAMPLES ~~((RULE 132))~~. Procedures for submitting samples ~~((of malt liquor, wine or spirits))~~ to the board for the purpose of negotiating the sale of liquor to the board are as follows:

(1) Quantity. Samples shall not exceed in quantity that authorized by the U.S. Bureau of Alcohol, Tobacco and Firearms.

(2) Identification. Suppliers shall identify the items on the cartons and shipping documents as "Samples for the Board".

(3) Shipping instructions. Suppliers shall deliver or ship samples prepaid to the Washington State Liquor Control Board, Attention Liquor Purchasing Agent, 1025 East Union Avenue, Olympia, Washington 98504.

(4) Use and disposition of samples. Samples ~~((submitted))~~ furnished for the purpose of negotiating the sale of liquor to the board shall be examined and tested by members of the board, or their designees, and/or the liquor purchasing agent, or his designee, for appearance, aroma and taste, and to determine their probable customer acceptability. After such examination and testing, any remaining portion of said samples shall be disposed of by members of the board, or their designees who examined and tested said samples, or by the purchasing agent, or his designee who examined and tested said samples.

(5) Reports. Members of the board, or their designees, and/or the liquor purchasing agent, or his designee, shall report their findings and recommendations on appropriate forms to the liquor purchasing agent for consolidation and report to the board. The board shall consider such findings and recommendations, along with other documents furnished by the supplier, in determining whether the items represented by the samples shall be purchased by the board for resale through state liquor stores.

(6) Excess. ~~((Samples received in excess of the quantity authorized in WAC 314-64-040 for the purpose of negotiating the sale of liquor to the board shall be shipped back to the supplier at the supplier's expense if the supplier is located in the United States. If the supplier is located outside the United States,))~~ Samples received in excess of the quantity authorized in WAC 314-64-040 for the purpose of negotiating the sale of liquor to the board will be held by the liquor board purchasing agent until the supplier has been notified of the overshipment and given fifteen days in which to respond as to whether he wants the excess returned to him at his expense. Failure of the supplier to respond within the time limitation, or notification from the supplier that he does not want the excess returned to him, will result in the excess item or items being destroyed by ~~((the))~~ a liquor control board auditor in the presence of the liquor purchasing agent, or his designee, after which a destruction notice will be prepared by the auditor and be certified by the liquor board purchasing agent or his designee who witnessed the destruction. Copies of such destruct notices shall be distributed to members of the board, the liquor purchasing agent, and the liquor control board controller.

(7) Containers. Containers submitted to the board for the purpose of negotiating the sale of liquor shall, after examination by the board and/or the liquor purchasing agent, be disposed of as follows:

(a) Figurines, decanters, or other decorative containers may be retained for public display in the board offices in Olympia. After such display, the containers shall be disposed of as provided in WAC 314-64-040(7)(b).

(b) Figurines, decanters, or other decorative containers will be held by the liquor purchasing agent until the supplier has been notified that the containers have been examined by the board, and the supplier will be given fifteen days in which to respond as to whether he wants the containers returned to him at his expense. Failure of the supplier to respond within the time limitation, or notification from the supplier that he does not want the containers returned to him, will result in the containers being disposed of as surplus property, pursuant to RCW

43.19.1919, if the anticipated revenue to be derived from the sale of the containers as surplus property is deemed to exceed the anticipated costs attributable to the sale.

(c) Containers whose anticipated revenue to be derived from their sale as surplus property is deemed not to exceed the anticipated costs attributable to the sale shall be disposed of by members of the board, or their designees who examined and tested said samples, or by the liquor purchasing agent, or his designee who examined and tested said samples.

AMENDATORY SECTION (Amending Order 40, filed 8/21/75)

WAC 314-64-050 ACCOUNTING ((~~RULE 133~~)) FOR BOARD SAMPLES. Samples shall be accounted for as follows:

(1) Beer and wine submitted to the board for chemical analysis.

(a) Upon receipt of the samples at the ((~~warehouse~~)) distribution center in Seattle, the ((~~warehouse superintendent~~)) general manager of the distribution center, or his designee, shall prepare a multiple-copy receiving and disposition report for said samples, clearly identifying them as "samples for chemical analysis". If they are hand-delivered by the supplier, the supplier will be given a receipt.

(b) The general manager of the distribution center, or his designee, shall sign the multiple-copy receiving and disposition report in the applicable section indicating receipt of samples.

(c) If more than the amount authorized in WAC 314-64-030 is received, the ((~~warehouse superintendent~~)) general manager of the distribution center, or his designee, shall prepare a separate receiving report for the excess samples and dispose of them as provided in WAC 314-64-030((~~(6)~~))(7).

((~~(c)~~)) (d) The ((~~warehouse superintendent~~)) general manager of the distribution center, or his designee, shall deliver the multiple-copy receiving and disposition report, with the applicable samples, to ((~~the beer and wine enforcement officer~~)) a representative of the manufacturers, importers, and wholesalers division in the Seattle ((~~warehouse~~)) distribution center.

((~~(d)~~)) (e) The said ((~~enforcement officer~~)) a representative of the manufacturers, importers, and wholesalers division shall sign the multiple-copy receiving and disposition report in the applicable section, indicating his receipt of the samples.

((~~(e)~~)) (f) The ((~~warehouse superintendent~~)) general manager of the distribution center, or his designee, shall distribute the signed multiple-copies of the receiving and disposition report as follows: The original and three copies to the ((~~beer and wine enforcement officer~~)) manufacturers, importers, and wholesalers division in Seattle, one copy to the ((~~warehouse superintendent, one copy to the supervisor of the beer and wine division in Olympia~~)) general manager of the distribution center, and one copy to the liquor board controller in Olympia.

((~~(f)~~)) The enforcement officer shall prepare a multiple-copy memorandum bill of lading which shall be numbered consecutively, and shall include the applicable warehouse receiving report number:))

(g) ((~~The enforcement officer~~)) A representative of the manufacturers, importers, and wholesalers division shall deliver the ((~~memorandum bill of lading~~)) original and remaining copies of the receiving and disposition reports, with the applicable samples, to the Washington State Food and Drug Laboratory, University of Washington ((~~College of Pharmacy~~)), for chemical analysis and report as provided in WAC 314-64-030.

(h) A representative of the Washington State Food and Drug Laboratory shall sign the ((~~memorandum bill of lading~~)) receiving and disposition reports in the applicable sections, indicating receipt of the samples at the laboratory.

(i) ((~~The enforcement officer~~)) A representative of the manufacturers, importers, and wholesalers division shall distribute the signed ((~~memorandum bill of lading~~)) receiving and disposition reports as follows: The original to the liquor control board controller in Olympia, one copy to the representative of the Washington State Food and Drug Laboratory, one copy to the ((~~beer and wine supervisor~~)) manufacturers, importers, and wholesalers division in Olympia, ((~~one copy to the liquor control board controller in Olympia~~)) and one copy to be retained by the ((~~beer and wine enforcement officer~~)) manufacturers, importers, and wholesalers division in Seattle.

(j) The liquor control board controller in Olympia shall maintain the official copies of the receiving and disposition reports ((~~together with the matching bills of lading~~)) chemical analysis reports, and, where applicable, the ((~~destruct~~)) destruction notices.

(2) Malt liquor, wine or spirits submitted to the board for the purpose of negotiating the sale of liquor to the board.

(a) Upon receipt of the samples by the liquor purchasing agent in Olympia, the liquor purchasing agent, or his designee, shall prepare a multiple-copy receiving and disposition report for said samples, clearly identifying them as "samples for the purpose of negotiating the sale of liquor to the board".

(b) If more than the amount authorized in WAC 314-64-040 is received, the liquor purchasing agent, or his designee, shall prepare a separate receiving report for the excess samples and dispose of them as provided in WAC 314-64-040((~~(6)~~))(7).

(c) The liquor purchasing agent, or his designee, shall sign the multiple-copy receiving and disposition report in the applicable section, indicating his receipt of the samples.

(d) The liquor purchasing agent, or his designee, shall distribute the signed multiple-copies of the receiving and disposition reports as follows: The original to be retained by the liquor purchasing agent, one copy to each member of the board, and one copy to the liquor control board controller.

(e) The purchasing agent, or his designee, shall ((~~prepare a multiple-copy memorandum bill of lading and a three-part~~)) provide an analysis report form, as required in WAC 314-64-040((~~(5)~~))(6) for each sample. The ((~~bills of lading~~)) receiving and disposition reports and analysis report forms shall be numbered consecutively, and shall ((~~include the applicable receiving report number~~)) correspond one with the other.

(f) The liquor purchasing agent shall deliver ((~~the memorandum bills of lading~~)) a copy of the receiving and disposition report and ((~~duplicate~~)) the analysis report forms with the samples, to members of the board, or their designees, and/or to the liquor purchasing agent, or his designee, for examination, testing and reporting as provided in WAC 314-64-040(4) ((~~and~~)), (5) and (6).

(g) Members of the board, or their designees, and/or the liquor purchasing agent, or his designee, shall sign the ((~~memorandum bills of lading~~)) receiving and disposition report in the applicable section, indicating receipt of the samples.

(h) The purchasing agent shall distribute the signed ((~~memorandum bills of lading~~)) receiving and disposition report as follows: The original to the member of the board, or his designee, or the liquor purchasing agent, or his designee, to whom the sample was delivered; one copy to the liquor control board controller, and one copy to be retained by the liquor purchasing agent.

(i) Members of the board, or their designees, and/or the liquor purchasing agent, or his designee, shall examine ((~~and~~)), test and report on the sample, as provided in WAC 314-64-040(4), (5), and (6), complete the ((~~three copy~~)) analysis report form, and distribute the form as follows: The original to the liquor purchasing agent, one copy to the liquor control board controller, and one copy to be retained by the member of the board, or his designee, and/or the liquor purchasing agent, or his designee who examined and tested the sample.

(j) The liquor control board controller shall maintain the official copies of the receiving and disposition reports, together with the matching ((~~memorandum bills of lading~~)) analysis report forms, and, where applicable, the ((~~destruct~~)) destruction notices.

AMENDATORY SECTION (Amending Order 84, Resolution No. 93, filed 11/18/81)

WAC 314-64-080 PROCEDURES. Procedures for furnishing samples of beer and wine to licensees for the purpose of negotiating a sale are as follows:

(1) Quantity. Except as provided in (c) of this subsection, samples may be furnished only in their original packages or containers as produced by the manufacturer or bottler, as follows:

(a) Wholesaler or importer. A brewer, winery or importer may furnish a sample of beer or wine to a wholesaler or importer who has not previously purchased the brand and type or vintage year from the supplier furnishing the sample. For each wholesaler or importer, the brewer, winery or importer may give not more than seventy-two ounces of any brand and type of beer, and not more than one liter of any brand and type of wine.

(b) Retailer. A brewer, winery, importer or wholesaler may except as hereinafter provided furnish a sample of beer or wine to a retail licensee who has not previously purchased the brand and type or vintage year from the supplier furnishing the sample(s). For each retail licensee, the brewer, winery, importer or wholesaler may give not more than seventy-two ounces of any brand and type of beer, and not more than one liter of any brand and type of wine. If a particular product is not available in a size within the quantity limitations of this section, a brewer, winery, importer or wholesaler may furnish the next largest

size: PROVIDED, HOWEVER, That unpasteurized beer in its original sealed package shall not be furnished as samples.

(c) Samples in other than the original packages or containers may, subject to the conditions and limitations stated in (a) and (b) of this subsection, be furnished as follows:

(i) A brewery, winery, importer, or wholesaler, either directly or through their licensed agents, may furnish to authorized licensees at their licensed premises or business office samples of beer and wine from an opened container carried by a licensed agent, provided such samples are furnished only in single-serving samples not to exceed two ounces.

(ii) A brewery, winery, importer, or wholesaler, either directly or through their licensed agents, may furnish samples of beer or wine to authorized licensees at the premises of a retail licensee.

(iii) A licensed importer or licensed wholesaler may furnish samples to authorized licensees on the licensed premises of the importer or wholesaler: PROVIDED, That when exercising the privileges authorized in (c)(ii) and (iii) of this subsection a brewery, winery, importer, or wholesaler may, in addition to furnishing samples of beer or wine as provided, supply small amounts of breads, crackers, cheeses, fruits, or nuts to clear the taste buds of participants between successive samples of beer or wine but shall not furnish meals or additional treats which would be violative of WAC 314-12-140.

(2) Identification. Brewers, wineries, importers or wholesalers shall identify the samples on the containers, cartons and shipping documents as "Samples for Licensees."

(3) Shipping instructions. Brewers, wineries, importers or wholesalers shall, except as provided in subsection (1)(c) of this section, deliver or ship samples to licensees at their licensed premises or business office.

(4) Use and disposition of samples. Samples may be furnished for the purpose of negotiating a sale of beer or wine to a wholesaler, importer, or retail licensee.

WSR 82-01-082
PROPOSED RULES
DEPARTMENT OF FISHERIES
[Filed December 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Fisheries intends to adopt, amend, or repeal rules concerning commercial shellfish rules;

that such agency will at 9:00 a.m., Thursday, December 17, 1981, in the City Council Chambers, 200 E. Market Street, Aberdeen WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Tuesday, December 22, 1981, in the Department of Fisheries Conference Room, Room 115, General Administration Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 75.08.080.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to December 22, 1981, and/or orally at 9:00 a.m., Thursday, December 17, 1981, City Council Chambers, 200 East Market Street, Aberdeen WA.

This notice is connected to and continues the matter in Notice No. WSR 81-22-056 filed with the code reviser's office on November 3, 1981.

Dated: December 21, 1981
By: Rolland A. Schmitten
Director

WSR 82-01-083
PROPOSED RULES
EASTERN WASHINGTON UNIVERSITY
[Filed December 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that the Eastern Washington University intends to adopt, amend, or repeal rules concerning parking regulations, WAC 172-116-010 through 172-116-345;

that such institution will at 9:00 a.m., Thursday, January 28, 1982, in the Pence Union Building, Cheney, Washington, conduct a public hearing relative thereto.

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

The authority under which these rules are proposed is RCW 28B.10.560 and 28B.10.565.

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution prior to January 18, 1982, and/or orally at 9:00 a.m., Thursday, January 28, 1982, Pence Union Building, Eastern Washington University, Cheney, Washington.

Dated: December 18, 1981
By: Kenneth R. Dolan
Secretary, Board of Trustees

STATEMENT OF PURPOSE

The Board of Trustees of Eastern Washington University has the authority under RCW 28B.35.120, and the obligation to adopt regulations for the governance of the university for the purpose of providing educational opportunities to its students, transmitting and advancing knowledge and to providing a wide range of services to both students and the general public. To carry out these responsibilities, the university must establish rules governing pedestrian traffic and vehicular traffic and parking upon all state land devoted to the educational, recreational, research, and living activities of Eastern Washington University.

The purpose of these regulations are: (1) To control parking on university-owned or leased parking lots; (2) To assure access at all times for emergency equipment; (3) To expedite Eastern Washington University business, protect state property, and provide maximum safety and convenience; and (4) To provide funds to obtain and maintain suitable campus parking and traffic facilities.

The name and address of the university official responsible for the drafting, implementation, and enforcement of chapter 172-116 WAC is Mr. Russel Hartman, Director of Planning and Budgeting Services, Eastern Washington University, Cheney, WA 99004, telephone: Scan 353-2468.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-010 INTRODUCTION. The rules and regulations provided in this chapter have been established by the Board of Trustees of Eastern Washington (~~State College~~) University acting on behalf of Eastern Washington (~~State College~~) University to govern pedestrian traffic and vehicular traffic and parking upon all state lands devoted to the educational, recreational, research, and living activities of Eastern Washington (~~State College~~) University.

NEW SECTION

WAC 172-116-015 DEFINITIONS. (1) MOTOR VEHICLE: Every vehicle which is self-propelled.

(2) MOTORCYCLE: A motor vehicle having a seat or saddle for use of the rider and designed to travel on not more than three wheels in contact with the ground.

(3) MOTOR SCOOTER: A motor driven vehicle with two wheels less than 18 inches in diameter.

(4) DECAL: Either a decal sticker or guest, service permit.

(5) PARKING SERVICES: Office of Parking Services is same as Office of Campus Safety.

(6) PARKING SUPERVISOR: Parking Supervisor is same as Director of Parking Services.

(7) CAMPUS POLICE: Office of Campus Police is same as Office of Campus Safety.

(8) CHIEF OF POLICE: Chief of Campus Police or Chief of Campus Safety.

(9) CITATION: May be a parking citation or a misdemeanor citation.

AMENDATORY SECTION (Amending Order 74-1, filed 1/24/74)

WAC 172-116-020 PURPOSES OF REGULATIONS. The purposes of these regulations are:

(1) To control parking on ~~((college))~~ university owned or ~~((college))~~ university leased parking lots.

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

(3) To expedite Eastern Washington ~~((State College))~~ University business, protect state property, and provide maximum safety and convenience.

(4) To provide funds to obtain and maintain suitable campus parking and traffic facilities.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-030 APPLICABLE RULES AND REGULATIONS. The traffic and parking regulations which are applicable upon state lands devoted to the educational, recreational, research, and housing activities of Eastern Washington ~~((State College))~~ University are as follows:

(1) The motor vehicle and other traffic laws of the state of Washington;

(2) ~~((The traffic code of the city of Cheney; and~~

~~((3)))~~ Special regulations set forth in this chapter.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-040 AUTHORITY OF OFFICERS. The employees of the Eastern Washington ~~((State College))~~ University Office of Campus ~~((Safety))~~ Police when duly sworn shall be peace officers of the state of Washington and have such police powers as are vested in sheriffs and peace officers generally under the laws of the state of Washington pursuant to RCW 28B.10.550, RCW 28B.10.555, and by board resolution through which the Board of Trustees of Eastern Washington ~~((State College))~~ University did commission campus safety officers as peace officers of the state of Washington. Noncommissioned personnel of Eastern Washington ~~((State College Office of Campus Safety))~~ University Parking Services shall have authority to enforce traffic and parking regulations on state lands devoted to the educational, recreational, research, and housing activities of Eastern Washington ~~((State College))~~ University. All action and decisions of noncommissioned personnel in the enforcement of traffic and parking regulations are subject to administrative review and approval.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-050 PERMITS REQUIRED TO PARK ON ~~((COLLEGE))~~ UNIVERSITY PROPERTY. Except as provided in subsections (1), (2), and ~~((5))~~ (4) of this section, no ~~((student, faculty, or staff members))~~ vehicle shall park upon the land of Eastern Washington ~~((State College))~~ University without a permit issued by the ~~((Vice President for Business and Management of))~~ Parking Supervisor or his authorized designee pursuant to the authority granted by the Board of Trustees of Eastern Washington ~~((State College))~~ University.

(1) Visitors ~~((to the campus may park in college parking lots in spaces provided for their use and marked accordingly. Visitors))~~ shall secure a guest parking permit from the Office of ~~((Campus Safety.~~

~~These permits shall be issued without charge))~~ Parking Services, or park in metered spaces. Visitor parking fees may be established by the university.

(2) ~~((Vehicles owned by the government of the United States of America, the state of Washington, or any of its political subdivisions; may be parked in any college parking lot without a permit, except that they may not be parked in reserved or handicapped parking spaces.~~

~~((3)))~~ No vehicle shall be parked on ~~((college))~~ university land except in those areas set aside as parking places or areas.

~~((4))~~ (3) No vehicle longer than a 3/4-ton pickup truck, no camper, trailer, or bus, and no pickup equipped with a camper shall park on a ~~((college))~~ university parking lot without the special permission of the ~~((campus police chief))~~ Parking Supervisor.

~~((5))~~ (4) Any vehicle, parking in a ~~((college))~~ university parking lot which requires cash payment to park or which has been set aside for free parking, is not required to display a ~~((college))~~ university parking permit.

(5) No parking permit shall be issued to any person who owes fines or fees under these regulations.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-060 DEFINITION OF VALID PARKING PERMIT. A parking permit is a certification of permission to park in designated lots on the Eastern Washington ~~((State College))~~ University campus.

(1) The parking permit shall consist of a decal denoting the assigned parking lot and the academic quarter for which the vehicle is registered to park.

(2) A guest permit shall consist of a card issued by the Office of ~~((campus safety and showing the name of the guest, the type and license number of the vehicle, the parking lot to which assigned, and the expiration date of the permit))~~ Parking Services.

~~((3))~~ Any parking permit shall be issued subject to the rules and regulations stated herein and shall be displayed on the vehicle in accordance with such rules and regulations.)

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-080 DISPLAY OF PERMITS. The parking permit will be placed ~~((on the upper edge of the rear bumper on the left hand (driver's) side of the vehicle))~~ as per instructions on the decal. Guest permits shall be ~~((attached to the interior rear view mirror or visibly placed on the dash in front of the steering wheel))~~ displayed as per instructions.

(1) Permits not displayed ~~((in accordance with the provisions of this section))~~ as per instructions shall not be valid.

(2) Vehicles using straight-in or diagonal parking spaces shall park with the front of the vehicle headed into said spaces or toward the curb.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-090 RESPONSIBILITY OF PERSONS TO WHOM PERMITS ARE ISSUED. The person to whom a permit is issued pursuant to these regulations shall be responsible for all violations of these regulations involving the vehicle for which the permit was issued and to which it was affixed ~~((, provided, however, that such responsibility shall not relieve other persons who violate these rules and regulations))~~.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-110 STUDENT, FACULTY, AND STAFF PERMITS. ~~((Any member of the faculty and any staff member whose employment is at least half time shall be eligible for a faculty and staff parking permit:))~~

(1) Annual reserved parking stalls or parking spaces will be provided for those students, faculty and staff members requesting the same. Upon payment of the fee for such reserved parking, a sign shall be erected reserving the ~~((staff))~~ space by the ~~((permit))~~ number of the vehicle or vehicles which shall be allowed to park in that space. Quarterly reserved parking ~~((stalls or parking))~~ spaces are not available.

(2) Students, faculty, and staff ~~((members))~~ shall be assigned to lots, and are restricted to parking in the assigned lot unless issued a special permit authorizing parking in other lots as provided in WAC 172-116-140.

(3) ~~((Faculty and staff members owning more than one (1) vehicle and wishing to park more than one vehicle on campus will, at the time~~

~~of original purchase and upon request, be issued more than one parking permit, provided that only one (1) vehicle shall be parked on campus lots at one time. Such additional permits shall be issued for a handling fee of one dollar (\$1.00:))~~ Students, faculty, and staff may purchase duplicate decals for additional vehicles, but only one decaled vehicle may park in the parking lot for which the decal was purchased. Such additional permits shall be issued for a handling fee. Violators of this section will be subject to a fine. All vehicles involved are subject to a fine.

~~((4) Part-time faculty and consultants to the college may secure a guest permit as provided in WAC 172-116-150:))~~

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-130 HANDICAPPED PARKING. Spaces or stalls shall be set aside in certain parking lots adjacent to campus buildings for the exclusive use of handicapped ~~((faculty members, administrative staff, and students))~~ whose physical condition makes it difficult to go to and from classes and buildings.

(1) Persons wishing to utilize handicapped parking spaces must register as a handicapped person at the time that the parking permit is issued. The applicant may be required to secure a written statement from a qualified physician outlining the nature of the handicap and recommended preferred parking.

(2) ~~((A person temporarily handicapped by injury or illness may be authorized to utilize handicapped parking by presenting a statement from his or her physician outlining the nature of the handicap and recommending preferred parking. Permission to use handicapped parking on a temporary basis shall be extended only for the period of the handicap, and shall be revoked when the person returns to normal health:))~~ The Parking Supervisor or his designee will authorize all handicapped permits.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-140 SPECIAL PERMITS. Students, faculty, and staff ~~((members))~~ may be issued special permits authorizing parking in any campus lot ~~((when their vehicle is used in connection with their duties as employees of Eastern Washington State College. Parking in a lot other than that to which originally assigned shall be on a "space available" basis only, and shall not authorize such faculty or staff member to park in a reserved or handicapped space or stall. Applications for special permits shall be approved by the Vice President for Business and Management after review and written recommendation by his designees))~~. Special permits shall be on a "space available" basis only, and do not authorize parking in a reserved or handicapped space or stall. Applications for special permits shall be approved by the Director of Planning and Budgeting Services or his designee.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-150 VISITORS' PERMITS. Guests, visitors, salesmen, servicemen, vendor representatives, and others doing business with the institution may be issued visitors' permits allowing them to park in designated lots on campus. ~~((Such permits are issued without charge at the discretion of the campus police chief upon request by the owner/operator of the parked vehicle:))~~ Visitor parking fees may be established by the university.

(1) Parking on the campus will not be provided to persons intending to make personal solicitations from or personal sales to ~~((college))~~ university employees or students.

(2) Visitors' permits shall not allow the user to park in reserved ~~((or)),~~ handicapped spaces or stalls, or parking meters.

(3) Visitors' permits shall be in the form provided in WAC 172-116-060(2).

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-160 CAR POOL PERMITS. Duplicate parking permits shall be issued to each car ~~((pool))~~ but shall not exceed five ~~((5))~~ in number for each pool. ~~((A fee of One Dollar (\$1.00) is assessed for each duplicate issued. At no time shall more than one (1) vehicle bearing the duplicate decal number be parked in college parking lots:))~~ A fee is assessed for each duplicate issued. At no time shall more than one vehicle bearing the decal number be parked in the lot for which the decal was purchased. Duplicate permits shall be purchased and signed for by the purchaser of the original decal. Violation of this section will be subject to a fine. All vehicles involved are subject to a fine.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-170 PERMIT REVOCATIONS. Parking permits are the property of the ~~((college))~~ university and may be recalled, revoked, or suspended for violation(s) of any provision of ~~((these parking regulations and without right to prior notice or hearing for))~~ the following ~~((reasons:))~~. Citations may be issued for violations.

(1) When the purpose for which the permit was issued changes or no longer exists~~((, the permit may be revoked))~~.

(2) When a permit is used on an unregistered vehicle or by an unauthorized individual~~((, the permit may be revoked, and))~~. The vehicle and/or permit holder shall be subject to citation.

(3) Falsification on a parking permit application shall be grounds for permit revocation.

(4) Continued violations of parking regulations ~~((shall))~~ may be grounds for permit revocation.

(5) Counterfeiting or altering of parking permits shall be grounds for permit revocation and subjects the offender to a citation.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-175 HEARING PROVIDED. Cancellation or revocation of any parking permit because of any of the causes stated in WAC 172-116-170(2) through (5) may be appealed to the ~~((vice president for business and management, who shall then refer the matter to a hearing before a special hearing officer designated by the vice president. The hearing shall conform to the due process requirements of the Eastern Washington State College student code and the decision of the hearing officer shall be final))~~ Parking Supervisor.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-190 PARKING AREAS ON CAMPUS. Each authorized parking lot on the Eastern Washington ~~((State College))~~ University campus shall be designated as such by a sign proclaiming that it is a parking lot and that only registered vehicles shall be allowed to park therein, excepting those lots requiring cash payments or ~~((which have been set aside for free))~~ special events parking. Each lot will be given a separate and distinguishing number or letter, and only vehicles assigned to that lot shall be allowed to park therein, except as provided in WAC 172-116-050~~((5))~~(4) and WAC 172-116-140.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-200 PROHIBITED AREAS. No vehicle shall be parked in any driveway, emergency access, sidewalk, lawn, or any other area not designated as a parking lot. Unless otherwise provided for, no vehicle shall be parked within sixteen ~~((16))~~ feet of any building or structure on the Eastern Washington ~~((State College))~~ University campus or in any area where a "No Parking Service Drive" sign is posted. Loading and unloading permits are available at the Office of Campus Safety. Violation of the above may result in vehicle being removed at owner's expense.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-210 PARKING WITHIN DESIGNATED SPACES. (1) No vehicle shall be parked so as to occupy any portion of more than one ~~((1))~~ parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the vehicle parked to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this section.

(2) Certain areas may be set aside for the parking of compact vehicles and shall be so designated. Any other vehicle using such a space shall be subject to citation(s), impound, or both.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-220 ABANDONED, DISABLED, AND INOPERATIVE VEHICLES. No disabled or inoperative vehicle shall be parked on the campus ~~((without a decal))~~ for a period in excess of ~~((seventy-two (72)))~~ twenty-four hours. Vehicles which have been parked for periods in excess of ~~((seventy-two (72)))~~ twenty-four hours and which appear to be disabled or inoperative may be impounded and stored at the expense of either or both the owner and operator thereof. Neither the ~~((college))~~ university nor its employees shall be liable for loss or damage of any kind resulting from such impounding and storage.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-230 IMPOUNDING OR IMMOBILIZING ILLEGALLY PARKED VEHICLES. The ~~((campus police chief))~~ Parking Supervisor or his authorized designee may order the impound and storage of, or immobilization of any vehicle parked in areas where parking is not allowed, or parked in a space reserved for another vehicle, or illegally parked in a handicapped ~~((or visitor's))~~ space, or having ~~((three (3) or more))~~ unpaid citations against said vehicle. The impounding and storage shall be at the expense of either or both the owner and operator of the impounded vehicle. The owner or operator of the impounded vehicles shall not recover his vehicle until he has ~~((paid a fine in the amount of Five Dollars (\$5.00) to the college. In either case, all outstanding parking citations shall be paid prior to release of the impounded or immobilized vehicle))~~ made arrangements with the Parking Supervisor. Neither the ~~((college))~~ university nor its employees or representatives shall be liable for loss or damage of any kind resulting from such impounding, storage, or immobilization.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-240 LIABILITY OF ((COLLEGE)) UNIVERSITY. The ~~((college))~~ university assumes no liability for vehicles parked on ~~((college))~~ university properties. The ~~((college))~~ university rents space to individuals desiring to park on the campus and who purchase a parking permit. However, no bailment is created by the purchase of a permit.

AMENDATORY SECTION (Amending Order 74-1, filed 1/24/74)

WAC 172-116-250 PARKING VIOLATIONS. The following designated acts or practices will be deemed parking violations for which a violation citation may issue, impound occur, or both, in regard to:

(1) Parking a vehicle in a campus lot in which ~~((registration and))~~ permits or payments are required, or when such vehicle is not registered or does not display a valid permit.

(2) Parking a vehicle in a space or stall reserved ~~((by a faculty or staff member)),~~ unless the parked vehicle is registered for that space or stall.

(3) Parking a vehicle in a space or stall reserved for handicapped ~~((students))~~ and not displaying a handicapped parking permit.

(4) ~~((In those lots in which a parking permit is required for such specific lot, parking a vehicle that does not display a parking permit authorizing parking in such designated lot.~~

~~((5))~~ Parking a vehicle in such a manner as to occupy more than one ~~((+))~~ space or stall.

~~((6))~~ (5) Parking a vehicle in an area not specifically posted for parking, such as service areas, driveways, loading zones, or areas with yellow curb.

~~((7))~~ (6) Parking vehicles registered for student, faculty, or staff ~~((parking))~~ in a space or stall reserved for ~~((visitor))~~ metered parking without paying meter fee.

Vehicles in violation of one ~~((+))~~ or more of these rules and regulations shall be subject to citation on one or more of the violations and may be given more than one citation. The fact that that particular violation does not appear in this section, shall not be construed to mean that a violation of any of the remainder of the rules contained in this chapter does not exist, and shall not invalidate the citation lawfully issued under these rules, or be a defense for the appeal of the citation or limit the culpability of the person to whom the citation is issued.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-260 REGULATORY SIGNS. Drivers of vehicles shall obey regulatory signs and signs related to the collection of parking fees posted by the ~~((college))~~ university. Drivers of vehicles shall also comply with directions given them by ~~((campus safety))~~ the Parking Services Officers or other representatives of the Office of Campus ~~((safety))~~ Police in the control and regulations of traffic and parking.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-270 RULES AND REGULATIONS AVAILABLE. These rules and regulations shall be made available at the ~~((college))~~ University Information Center and other appropriate locations on campus and shall be available in abbreviated form to all persons securing a parking permit at Eastern Washington ~~((State College))~~ University. Not being familiar with, or ignorance of one or

more of these rules and regulations shall not constitute a defense for violation of a rule or regulation and shall not limit the culpability of a person to whom the violation citation is issued.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-280 SPECIAL TRAFFIC AND PARKING REGULATIONS AND RESTRICTIONS AUTHORIZED. ~~((Upon special occasions causing additional heavy traffic, during emergencies, or during construction of campus facilities, the President of the college, the Vice President for Business and Management, or the campus police chief, or their authorized designees, are authorized to impose additional traffic and parking regulations or modify the existing rules and regulations for the achievement of the general objectives provided in WAC 172-116-020.))~~ During emergencies, special events or extenuating circumstances the Parking Supervisor or Chief of Campus Police or their designee are authorized to impose additional traffic and parking regulations or modify the existing rules and regulations. Emergencies, special events, and extenuating circumstances will be determined by the Parking Supervisor or Chief of Campus Police.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-300 FEES. All faculty, staff, and student vehicles shall be issued parking permits upon payment of ~~((the))~~ fees ~~((listed below, under the priorities of WAC 172-116-100))~~ as approved by the Board of Trustees.

~~((1))~~ The fee for parking in any lot east of Washington Street and south of Elm Street shall be Seven Dollars and Fifty Cents ~~((7.50))~~ per quarter, for every quarter or portion thereof.

(2) The annual fee for faculty, staff, and student parking in any lot east of Washington Street and south of Elm Street shall be Twenty-Two Dollars and Fifty Cents ~~((22.50))~~ per year.

(3) Reserved parking for faculty and staff shall be at the rate of Forty-Five Dollars ~~((45.00))~~ per year.

(4) The fee for parking in any lot west of Washington Street north of Elm Street, excepting those lots requiring cash payment or which have been set aside for free parking, shall be Five Dollars ~~((5.00))~~ per quarter, for every quarter or portion thereof.

(5) The annual fee for parking in any lot west of Washington Street north of Elm Street, excepting those lots requiring cash payment or which have been set aside for free parking, shall be Fifteen Dollars ~~((15.00))~~ per year.

(6) To ensure the availability of a parking space in the same lot, persons returning for the following academic year may purchase their parking decals during the last two (2) weeks of Spring Quarter by paying fees as specified in WAC 172-116-300(1) through (5) above.)

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-310 FINES. ~~((Citations issued to faculty, staff or students of Eastern Washington State College shall be payable at the following rates:))~~ All fines will be paid at the Office of Campus Safety, between the hours of 8:00 a.m. - 5:00 p.m., Monday through Friday. Fines shall be applied as approved by the Board of Trustees.

(1) ~~((Fines for Class A parking citations paid within a twenty-four (24) hour period shall be Three Dollars (\$3.00), payable at the Campus Safety Office. Fines for Class B parking citations paid within a twenty-four (24) hour period shall be One Dollar (\$1.00), payable at the Campus Safety office. In cases where the citation is issued the day before a holiday or weekend and the fine may be paid the following workday without additional penalty.))~~ Class A Citations shall include: Parking in safety zones, handicapped spaces, reserved zones, service drives, bus zones, within fifteen feet of a fire hydrant, or altering or misuse of parking permit.

(2) ~~((Fines for Class A parking citations paid after twenty-four (24) hours, but within seven (7) days, shall be Six Dollars (\$6.00), payable at the Campus Safety office. Fines for Class B parking citations paid after twenty-four (24) hours but within seven (7) days shall be Two Dollars (\$2.00), payable at the Campus Safety office.))~~ Class B Citations shall include: No parking permit, no valid permit, parked in no parking area, at expired meter, at/or over yellow curb/line, in wrong lot, in driveway, in loading zone, in visitor zone, on lawn or sidewalk, motorcycle off pavement, motorcycle in car space, vehicle immobilized, vehicle impounded, other violations as indicated.

(3) ~~((Fines for Class A parking citations paid after a period of seven (7) days shall be Nine Dollars (\$9.00), payable at the Campus Safety office. Fines for Class B parking citations paid after a period of seven~~

~~(7) days shall be Three Dollars (\$3.00), payable at the Campus Safety office.) Fines for parking citations referred to EWU Appeals Board shall be at the rate determined by the members of said board and payable to Campus Safety.~~

~~(4) ((Fines for parking citations referred to the Cheney Justice Court shall be at the rate determined by the judge of said Justice Court and payable to the court.)) Fines levied on persons by the EWU Appeals Board upon appeal by the person to whom the citation was issued shall not exceed such fines as determined by the Board of Trustees. Said fines are payable at the Office of Campus Safety.~~

~~(5) ((Fines levied on students by the student traffic court upon appeal by the person to whom the citation was issued shall be not more than Six Dollars (\$6.00) for Class A citations and Two Dollars (\$2.00) for Class B Citations provided that said appeal is made prior to the expiration of seven (7) days after the citation is issued. Said fines are payable at the Campus Safety office.)) The Parking Supervisor or his designee is permitted to reduce or dismiss fines where mitigating circumstances are evident.~~

~~((6) Class A citations shall include: parking in safety zones, service drives, handicapped spaces, reserved spaces, bus zones, or within fifteen (15) feet of a fire hydrant. All other parking violations shall be Class B.))~~

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-315 ((STUDENT)) CITATION APPEAL. ~~((Students))~~ Persons may appeal citations to the ~~((Associated Student Traffic Court))~~ Eastern Washington University Appeals Board within seven ~~((7))~~ calendar days of ~~((violation))~~ issuance of citations. The purpose of the board is to hear all appeals from all sectors of the campus community on an equal basis, to act on all appeals in an equitable fashion. The Appeals Board shall consist of voting members from the following groups: Associated students, classified staff, faculty, administrative exempt. The Parking Supervisor will act as a parking consultant to the board and vote only to break a tie. The board will meet one day a week, with additional hearings as are necessary. All results of the Appeal Board hearings will be posted on campus.

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-320 NONPAYMENT OF FINES. ~~((Students, faculty, or staff who do not pay the fines listed above within seven (7) days of the issuance of the citation shall be subject to referral to the Cheney Justice Court. Citations so referred will result in the issuance of a summons from the Cheney Justice Court. Failure to comply with the summons of the Justice Court shall result in an arrest warrant issued for the owner and/or operator of the vehicle to which the citation is issued.))~~ Nonpayment of fines is subject to collection methods used by Parking Services and the university.

AMENDATORY SECTION (Amending Order 72-10, filed 9/20/72)

WAC 172-116-330 DISPOSITION OF FEES AND FINES. The ~~((vice president for business and management))~~ Director of Planning and Budgeting Services shall deposit all proceeds from fees and fines collected pursuant to these regulations in the ~~((general local))~~ Parking Fund of the ~~((college))~~ university. All costs of operating, maintaining, and patrolling the campus parking lots and all direct costs of administering these regulations shall be charged against this fund. The ~~((vice president for business and management))~~ Director of Planning and Budgeting Services shall make an annual report of the surplus of revenue over expenses to the president. ~~((Such surplus funds as may be realized shall be available for the construction of additional parking facilities as the board of trustees deems necessary.))~~

AMENDATORY SECTION (Amending Order 75-4, filed 4/10/75)

WAC 172-116-340 REFUNDS. ~~((Students, faculty, and staff members holding annual permits who terminate their education or employment with the college during the year, or who, for any other reason, no longer require a parking permit, may receive a refund under the schedule below:~~

~~(1) Students, faculty, and staff members with annual permits to park in lots east of Washington Street and south of Elm Street may receive a refund of Fifteen Dollars (\$15.00) if application is made prior to the close of Fall Quarter or Seven Dollars and Fifty Cents (\$7.50) if application is made prior to the close of Winter Quarter.~~

~~(2) Students, faculty, and staff members with annual permits to park in lots west of Washington Street or north of Elm Street may receive a refund of Ten Dollars (\$10.00) if application is made prior to the close of Fall Quarter and Five Dollars (\$5.00) if application is made prior to the close of Winter Quarter.~~

~~(3) Faculty and staff members holding annual reserve parking permits may receive a refund of Thirty Dollars (\$30.00) if application is made prior to the close of Fall Quarter and Fifteen Dollars (\$15.00) if application is made prior to the close of Winter Quarter.~~

~~(4) Applications for refund must be accompanied by the parking permit or the scrapings thereof.~~

~~(5) Persons holding quarterly permits shall not be eligible for a refund of the parking fee unless such refund is made for the convenience of the college.)) Refunds or fees shall be made in accordance with the schedules as approved from time to time, by the Board of Trustees.~~

NEW SECTION

WAC 172-116-345 MOTOR SCOOTERS—BIKES. Shall park in their designated areas as posted.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 172-116-100 ALLOCATION OF PARKING SPACE AND PRIORITIES OF APPLICANTS.
- (2) WAC 172-116-120 STUDENT PERMITS.
- (3) WAC 172-116-185 SPECIAL EVENTS PARKING.

WSR 82-01-084

PROPOSED RULES

EASTERN WASHINGTON UNIVERSITY

[Filed December 18, 1981]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that the Eastern Washington University intends to adopt, amend, or repeal rules concerning library policies, chapter 172-168 WAC;

that such institution will at 9:00 a.m., Thursday, January 28, 1982, in the Pence Union Building, Eastern Washington University, Cheney, Washington, conduct a public hearing relative thereto.

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

The authority under which these rules are proposed is RCW 28B.35.120(11).

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution prior to January 1, 1982, and/or orally at 9:00 a.m., Thursday, January 28, 1982, Pence Union Building, Eastern Washington University, Cheney, Washington.

Dated: December 18, 1981

By: Kenneth R. Dolan
Secretary, Board of Trustees

STATEMENT OF PURPOSE

The board of Trustees of Eastern Washington University has the authority under RCW 28B.35.120, to adopt regulations for the governance of the university for the purpose of providing educational opportunities to its students, transmitting and advancing knowledge and to providing a wide range of services to both students and the general public.

The university library serves as a general resource for the community, including students, faculty, staff, and the public at large under certain defined conditions. The proposed regulations provide that this service can be provided in an orderly and reasonable fashion. These regulations contain the library circulation policy, borrowing policy, fines and library service fees.

The name and address of the university official responsible for drafting, implementing and enforcement of chapter 172-168 WAC is Dr. Charles Baumann, University Librarian, Eastern Washington University, Cheney, WA 99004, telephone: Scan 353-2264.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-010 EASTERN WASHINGTON ((STATE COLLEGE)) UNIVERSITY LIBRARY. The library at Eastern Washington ((State College)) University exists first and foremost to serve the students and faculty. It also serves the rest of the ((college)) university community, the regional needs of Eastern Washington, and the general scholarly community. Although normal hours for providing service varies from forty-five to more than eighty hours per week, the library may adjust these hours to meet changing public demand, availability of staff, and budgetary limitations.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-020 SELECTION OF SERVICES, PERSONNEL, RESOURCES. It is the policy of the Eastern Washington ((State College)) University Library to select on the basis of what is best and most suitable whether the choice involves staff members, library materials, or equipment and services. The library expressly rejects any form of negative selection based on censorship of materials or prejudicial considerations based upon race, religion, sex, national origin, or political viewpoint.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-060 SMOKING. Smoking in the JFK Memorial Library is restricted to areas so specified by the ((College)) university Librarian or his designee.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-070 DISPLAYS. Displays utilizing library space and facilities shall be by invitation only. Solicitation of a display invitation must be submitted to the ((College)) university Librarian or his ((designed [designee])) designee for review and evaluation concerning the display's relation to the library services. The library shall have discretionary authority regarding the decision to extend display invitations.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-080 LIBRARY CARRELS. Locked library carrels are generally assigned to faculty members and graduate students (working on a thesis). The library may assign others to the carrels if space is available. Assignment is on a first-come, first-serve basis for a quarter, and multiple assignments per carrel may be made. All closed carrels shall be subject to the following:

(1) All library materials kept in a carrel must be checked out, and are subject to the library's loan policies. ((College)) University staff members may enter the carrels for checking and retrieval of library materials and for cleaning and maintenance.

(2) The library is not responsible for personal property left in the carrels.

(3) A carrel assignment may be withdrawn or denied if the rules governing its use are not observed.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-090 GIFTS. The library welcomes the donations of books, other library materials, and money. Valuation of gifts for tax purposes will be based upon information available in the library and

assessment of value incurs no liability of proof by the library. Gifts become ((College)) university property when accepted and received. The library reserves the right to reject, dispose, or return to the donor any gift.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-100 LIBRARY BORROWERS. Use of the library as part of a state public institution is the right of any adult resident of the state; however, borrowing privileges and other services may be limited in order to serve first the primary clientele of students and faculty. Children under ((eleven)) twelve years of age must be accompanied by an adult or obtain permission from the senior staff member on duty. Use of the library may be denied to anyone for continuing abuse of library services or resources. Library materials may be circulated to the following:

((1)) ((Regularly enrolled)) Students either full time or part time, including those serving as student teachers((-2)), graduate students ((on continuous registration -3)), faculty members including special categories as visiting professors, and emeriti faculty, administrative and civil service staff, and trustees.

((4)) ((2)) Faculty members of public higher education institutions of Washington State.

((5)) Administrative staff (civil service exempt).

((6)) Civil service staff members.

((7)) ((3)) Spouses of faculty, staff members, and students.

((8)) ((4)) "Friends" of the library or "Library Associates".

((9)) Trustees of Eastern Washington State College.

((10)) ((5)) Other libraries through interlibrary loans.

((11)) Extension and correspondent students with special library cards:))

((6)) Registrants, in good standing, of other SCOALIS (Spokane County Automated Library and Information System) libraries.

((7)) Children between ages twelve and sixteen years may register and be issued a borrower's card, provided the card is co-signed by their parent or guardian.

((12)) ((8)) Other ((agencies and)) individuals, (nonresidents) if in the judgment of the ((College)) university Librarian, or his designee, the purpose is serious and the loan will not conflict with service to others.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-110 LIBRARY CIRCULATION POLICY. Amounts of materials borrowed at a given time may be limited by demand, materials available, and judgment of library personnel, but normally will not exceed forty items. All materials held past the due date are considered overdue. Those materials designated for the Reference ((and)), Periodicals, and certain Special Collections ordinarily do not circulate. With these exceptions, library materials circulate for ((two weeks)) twenty-eight days and are renewable, except as follows:

(1) Items that have had holds placed on them may not be renewed, and return may be requested before the due date to meet special needs, such as reserve for class use.

(2) Unbound periodicals may be checked out for three days, ((but)) and may ((not)) be renewed.

(3) Reserve materials may be checked out for two hours, one day, or three days, ((or seven days,)) depending on the type of reserve requested.

(4) Prints, framed pictures, browsing materials, and other small special collections may be established from time to time and be governed by varying circulation rules.

(5) Uncatalogued library materials may be loaned at the discretion of the library staff for varying loan periods.

(6) Faculty members may check out ((two weeks materials for one school quarter, except government documents which are limited to the two week checkout period)) general collection materials for ninety days. They may request renewal, but are subject to the "holds" rule (1) above.

(7) The library reserves the right to request immediate return of materials needed for classwork or other special assignment. Failure to do so may cause the Library to impose a penalty not to exceed \$1.00/item/day.

((8)) New graduate students and certain other borrowers, at library staff discretion, may be issued general collection materials for sixty days with renewal, subject to hold rule (1) above.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-120 LIBRARY FINES AND CHARGES FOR LOST, DAMAGED, AND OVERDUE MATERIALS. (1) Persons to whom overdue materials are checked out are subject to the following ((fine)) schedule:

((~~Five cents per day, except on reserved material as follows:~~)) One dollar for first overdue notice. Two dollars for second notice.

(2) Reserve materials fine schedule:

Two hours - twenty cents per hour ((~~maximum one dollar per day~~));

((~~Three days~~)) One day - fifty cents per day;

((~~Seven~~)) Three days - ((~~twenty-five~~)) fifty cents per day.

Fines will be charged for reserve materials on weekends and holidays.

((~~2~~)) (3) Ordinarily the library sends reminder notices and hold notices on overdue materials. However, it must be recognized that the return of library materials is solely the borrower's responsibility, and the library may, when necessary, curtail the practice of sending notices.

((~~3~~)) (4) Reimbursement shall be made to the library for lost or damaged materials, the charges to be established by the Librarian or his designee. Such charges will be a fair estimate of replacement or repair cost plus a ((~~one~~)) five-dollar ((~~and fifty cent~~)) processing charge.

((~~4~~)) (5) The library may request of the Registrar and the Student Accounting Office that registration of any student charged with overdue materials or unpaid fines be withheld until such materials are returned and/or fines paid.

(6) The charge for replacement of a borrower's identification card will be one dollar.

((~~5~~)) (7) All library patrons should be aware of the following section of the Revised Code of Washington:

"27.12.340 Penalty for wilfully retaining books. Whoever wilfully retains any book, newspaper, magazine, pamphlet, manuscript, or other property belonging in or to any public library, reading room, or other educational institution, for thirty days after notice in writing to return the same, given after the expiration of the time that by the rules of such institution such article or other property may be kept, shall be guilty of a misdemeanor."

(8) The library may refuse to loan materials to patrons who have a record of abuse of library privileges at other SCOALIS libraries.

((~~6~~)) (9) The library may resort to legal action to obtain compliance with these regulations.

AMENDATORY SECTION (Amending Order 73-10, filed 4/18/73)

WAC 172-168-130 LIBRARY SERVICE FEES. Fees may be levied for some special services in the library which are not funded and must be self-supporting. In all cases, the fees reflect the actual cost of the service. A current fee schedule will be maintained in the library as established by the ((~~College~~)) university Librarian, or his designee. At present, fees are charged for a variety of photocopying, bibliographic and related services. Normally these charges will not exceed actual costs incurred, including labor and overhead.

WSR 82-01-085**PROPOSED RULES****DEPARTMENT OF ECOLOGY**

[Filed December 22, 1981]

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 the amending of WAC 173-19-160, Cowlitz County, 173-19-250, King County, and 173-19-330, Pacific County.

that such agency will at 2:00 p.m., Wednesday, January 27, 1982, in the Hearings Room, Department of

Ecology, Air and Land Offices, Building 4, 4224 6th Avenue S.E., Lacey, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Tuesday, February 9, 1982, in Room 273, Department of Ecology, Abbott Rafael Hall, St. Martin's College Campus, Lacey, Washington.

The authority under which these rules are proposed is RCW 90.58.120 and 90.58.200.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to February 3, 1982, and/or orally at 2:00 p.m., Wednesday, January 27, 1982, in the Hearings Room, Department of Ecology, Air and Land Offices, Building 4, 4224 6th Avenue S.E., Lacey, WA.

Dated: December 15, 1981

By: John F. Spencer
Deputy Director

STATEMENT OF PURPOSE

Title: Amending WAC 173-19-160, Cowlitz County; 173-19-250, King County; and 173-19-330, Pacific County.

Description of Purpose: Adoption of revised shoreline master programs into the state master program, chapter 173-19 WAC.

Statutory Authority: RCW 90.58.120 and 90.58.200.

Summary of Rule: The amendments adopt revisions to the shoreline master programs for Cowlitz County, King County, and Pacific County.

Reasons Supporting Proposed Action: Shoreline master programs and revisions thereto are developed by local government and submitted to the Department of Ecology for approval. The programs do not become effective until adopted by the department in accordance with the Administrative Procedure Act.

Agency Personnel Responsible For the Drafting, Implementation and Enforcement: Susan Wenke, Department of Ecology, Mailstop PV-11, Olympia, WA 98504, 459-6280.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government, and local governments.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether rule is necessary as a Result of Federal Law or Federal or State Court Action: No.

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-120 COWLITZ COUNTY. Cowlitz County master program approved February 17, 1978. Revision approved February 9, 1982.

Reviser's Note: The typographical error in the above citation occurred in the copy filed by the agency and appears herein pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order DE 81-24, filed 9/24/81)

WAC 173-19-250 KING COUNTY. King County master program approved July 8, 1976. Revision approved November 22, 1976.

Revision approved June 30, 1978. Revision approved July 5, 1979. Revision approved September 23, 1981. Revision approved February 9, 1982.

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-330 PACIFIC COUNTY. Pacific County master program approved April 8, 1975. Revision approved February 9, 1982.

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 82-01-086
PROPOSED RULES
DEPARTMENT OF ECOLOGY
[Filed December 22, 1981]

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 Monroe, City of amending WAC 173-19-3910.

that such agency will at 7:00 p.m., Thursday, January 28, 1982, in the Senior Citizens Center, 12730 Chain Lake Road (195th S.E.), Monroe, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Tuesday, February 9, 1982, in Room 273, Department of Ecology, Abbott Rafael Hall, St. Martin's College Campus, Lacey, Washington.

The authority under which these rules are proposed is RCW 90.58.120 and 90.58.200.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to February 3, 1982, and/or orally at 7:00 p.m., Thursday, January 28, 1982, in the Senior Citizens Center, 12730 Chain Lake Road (195th S.E.), Monroe, WA.

Dated: December 15, 1981
By: John F. Spencer
Deputy Director

STATEMENT OF PURPOSE

Title: Amending WAC 173-19-3910, Monroe, City of.

Description of Purpose: Adoption of a revised shoreline master program into the state master program, chapter 173-19 WAC.

Statutory Authority: RCW 90.58.120 and 90.58.200.

Summary of Rule: The amendment adopts revisions to the shoreline master program for the City of Monroe.

Reasons Supporting Proposed Action: Shoreline master programs and revisions thereto are developed by local government and submitted to the Department of Ecology for approval. The programs do not become effective until adopted by the department in accordance with the Administrative Procedure Act.

Agency Personnel Responsible for the Drafting, Implementation and Enforcement: Susan Wenke, Department of Ecology, Mailstop PV-11, Olympia, WA 98504, 459-6280.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government, and local government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: No.

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-3910 MONROE, CITY OF. City of Monroe master program approved December 27, 1974. Revision approved February 2, 1982.

WSR 82-01-087
ADOPTED RULES
DEPARTMENT OF ECOLOGY
[Order DE 81-35—Filed December 22, 1981]

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 Kitsap County, amending WAC 173-19-260.

This action is taken pursuant to Notice Nos. WSR 81-20-087 and 81-24-069 filed with the code reviser on October 7, 1981 and December 2, 1981. Such rules shall take effect 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 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 December 22, 1981.
By John F. Spencer
Deputy Director

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/3/80)

WAC 173-19-260 KITSAP COUNTY. Kitsap County master program approved April 30, 1976. Revision approved October 24, 1977. Revision approved December 22, 1981.

WSR 82-01-088
ADOPTED RULES
DEPARTMENT OF ECOLOGY
[Order DE 81-31—Filed December 22, 1981]

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 Whatcom County, amending WAC 173-19-450.

This action is taken pursuant to Notice Nos. WSR 81-18-072, 81-21-065 and 81-24-068 filed with the code reviser on September 2, 1981, October 21, 1981 and December 2, 1981. Such rules shall take effect 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 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 December 22, 1981.
By Donald W. Moos
Director

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-450 WHATCOM COUNTY. Whatcom County master program approved August 27, 1976. Revision approved April 11, 1977. Revision approved August 11, 1978. Revision approved December 22, 1981:

WSR 82-01-089
PROPOSED RULES
DEPARTMENT OF COMMERCE
AND ECONOMIC DEVELOPMENT
[Filed December 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Commerce and Economic Development intends to adopt, amend, or repeal rules concerning industrial development facility eligibility determination.

that such agency will at 10:00 a.m., Tuesday, January 26, 1982, in the Conference Room, General Administration Building, Olympia, Washington 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 39.84.090 (Laws of 1981, chapter 300, § 9).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to Tuesday, January 26, 1982, and/or orally at 10:00 a.m., Tuesday, January 26, 1982, Conference Room, General Administration Building, Olympia, Washington 98504.

Dated: December 22, 1981
By: Dennis Matson
Assistant Director

STATEMENT OF PURPOSE

Title: Industrial Development Facility Eligibility Determination.

Statutory Authority: RCW 39.84.090 (Laws of 1981, chapter 300, § 9).

Summary of Rule and Supporting Statement: The Department of Commerce and Economic Development is charged with determining whether proposed construction or improvement projects, for which financing is sought through revenue bonds issued under chapter 39.84 RCW (Laws of 1981, chapter 300) are for industrial development facilities eligible for such financing. The purpose of the rules contained in this chapter is to establish the procedure and requirements for submitting an application for such an eligibility determination, as required by RCW 39.84.090 (Laws of 1981, chapter 300, § 9), and these rules are intended to administratively implement that statute.

Responsible Person: Dennis Matson, Assistant Director, Industrial Development Division, Department of Commerce and Economic Development, 101 General Administration Building, Olympia, WA 98504, (AX-13, (206) 753-3065.

Organization Proposing Rule: Department of Commerce and Economic Development.

Agency Comments/Recommendations: None.

Rule Necessary Due to Federal Law or Federal or State Court Action: No.

Chapter 130-16 WAC
INDUSTRIAL DEVELOPMENT FACILITY
ELIGIBILITY DETERMINATION

- WAC
- 130-16-010 Purpose and authority.
- 130-16-020 Definitions.
- 130-16-030 Application procedure.
- 130-16-040 Application processing.
- 130-16-050 Petitions for reconsideration.
- 130-16-060 Contested case hearings.
- 130-16-070 Judicial review.
- 130-16-080 Time.
- 130-16-090 Written notice.

NEW SECTION

WAC 130-16-010 PURPOSE AND AUTHORITY. The department of commerce and economic development is charged with determining whether proposed construction or improvement projects, for which financing is sought through revenue bonds issued under chapter 39.84 RCW (Laws of 1981, chapter 300) are for industrial development facilities eligible for such financing. The purpose of the rules contained in this chapter is to establish the procedure and requirements for submitting an application for such an eligibility determination, as required by RCW 39.84.090 (Laws of 1981, chapter 300, § 9), and these rules are intended to administratively implement that statute.

NEW SECTION

WAC 130-16-020 DEFINITIONS. The following words and terms have the following meanings for the purposes of this chapter, unless the context in which they are used indicates otherwise: (1) "Department" means the department of commerce and economic development. Where appropriate, the term "department" also means members of the staff or employees of the department of commerce and economic development.

(2) "Director" means the director of the department of commerce and economic development.

(3) "The Act" means Laws of 1981, chapter 300, (Municipal Industrial Development Program), as codified in chapter 39.84 RCW.

(4) "Industrial development facilities" means manufacturing, processing, production, assembly, warehousing, transportation, pollution control, solid waste disposal, and energy facilities.

(5) "Facilities" means land, rights in land, buildings, structures, docks, wharves, machinery, transmission equipment, landscaping, utilities, approaches, roadways and parking, handling and storage areas, and similar ancillary facilities.

(6) "Construction" or "construct" means construction and acquisition, whether by devise, purchase, gift, lease, or otherwise.

(7) "Improvement" means reconstruction, remodeling, rehabilitation, extension, and enlargement; and "to improve" means to reconstruct, to remodel, to rehabilitate, to extend, and to enlarge.

(8) "Revenue bond" means a nonrecourse revenue bond, nonrecourse revenue note, or other nonrecourse revenue obligation issued under the Act for the purpose of financing an industrial development facility on an interim or permanent basis.

(9) "Public corporation" means a corporation created pursuant to provisions of the Act.

(10) "Project costs" means costs of (a) acquisition, construction, and improvement of any facilities included in an industrial development facility; (b) architectural, engineering, consulting, accounting, and legal costs related directly to the development, financing, and construction of an industrial development facility, including costs of studies assessing the feasibility of an industrial development facility; (c) finance costs, including discounts, if any, the costs of issuing revenue bonds, and costs incurred in carrying out any trust agreement entered into pursuant to section 12 of the Act; (d) interest during construction and during the six months after estimated completion of construction, and capitalized debt service or repair and replacement or other appropriate reserves; (e) the refunding of any outstanding obligations incurred for any of the costs outlined in this subsection; and (f) other costs incidental to any of the costs listed in this subsection.

NEW SECTION

WAC 130-16-030 APPLICATION PROCEDURE. (1) Prior to issuance of any revenue bonds to finance the project costs of industrial development facilities, each public corporation proposing such a bond issue shall submit an application to the department for a determination of the eligibility of the industrial development facility under the Act for such financing.

(2) Such applications shall be submitted on a form prescribed by the director, copies of which may be obtained from the department by writing to:

Department of Commerce and Economic Development
Industrial Development Division
101 General Administration Building
Olympia, Washington 98504
Mail Stop AX-13

(3) Where indicated on the form, each applicant for eligibility determination shall

(a) describe fully the proposed acquisition, construction or improvement project and the facilities affected thereby; and

(b) specify the basis for qualification as an industrial development facility by describing the manufacturing, processing, production, assembly, warehousing, transportation, pollution control, solid waste disposal, or energy related functions of the facilities.

(4) Each application form must be accompanied by a copy of the applicant public corporation's enabling ordinance and charter; Provided however, if a copy of such ordinance and charter, current as of the date of the application, has previously been submitted to the department in connection with a different application for eligibility determination, then the requirement for submitting a copy of enabling ordinance and charter may be satisfied by reference to the prior application.

NEW SECTION

WAC 130-16-040 APPLICATION PROCESSING. (1) Upon receipt of any application for determination of industrial development facility eligibility, the department will initially review the application for satisfactory compliance with WAC 130-16-030(3) and WAC 130-16-030(4).

(2) If the department determines that the descriptive information required by WAC 130-16-030(3), as provided in the application, is insufficient upon which to render a determination of eligibility, the public corporation will be so notified within five (5) working days of

receipt of the application. The notice so provided will address the department's concerns with the adequacy of the information provided, and will invite the public corporation to supplement or amend the descriptive information in its application, in writing.

(3) No application will be deemed complete, for purposes of determining the eligibility of an industrial development facility, until the public corporation has complied with WAC 130-16-030(3) to the satisfaction of the department. Failure to comply with WAC 130-16-030(4) will not preclude determination of eligibility, however, the public corporation will be advised that it has failed to comply with RCW 39.84.090(1) and WAC 130-16-030(4).

(4) Within twelve (12) working days of the receipt of a completed application, the department will notify the public corporation if the industrial development facility described in the application is not eligible under the Act. Such notice will specify the department's basis for determining ineligibility.

(5) Failure to be notified of ineligibility as herein provided will be deemed a determination of eligibility; the department may also notify the public corporation of eligibility.

NEW SECTION

WAC 130-16-050 PETITION FOR RECONSIDERATION. (1) Any public corporation, after receipt of the department's notice of the ineligibility of an industrial development project, may petition for reconsideration. Such petitions must set forth with particularity the grounds upon which reconsideration is sought.

(2) A petition for reconsideration must be received by the department within fifteen (15) days of when the notice of ineligibility is received by the public corporation.

(3) The timely filing of a petition for reconsideration shall suspend the department's determination of ineligibility until the corporation receives the department's written notification that the petition is denied or that the determination of ineligibility is reversed.

(4) In response to a petition for reconsideration, the department may either (a) deny the same, (b) call for further answer, or (c) reverse its prior determination of ineligibility.

NEW SECTION

WAC 130-16-060 CONTESTED CASE HEARINGS. The department shall hold a formal hearing on a petition for reconsideration, conducted as a contested case under chapter 34.04 RCW (Administrative Procedures Act), as now or hereafter amended, whenever requested by a public corporation in its petition for reconsideration.

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 130-16-070 JUDICIAL REVIEW. Any public corporation aggrieved by a final decision in a contested case before the department is entitled to judicial review in the manner prescribed in chapter 34.04 RCW (Administrative Procedures Act), as now or hereafter amended.

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 130-16-080 TIME. In computing any period of time prescribed or allowed in this chapter, the day of the act or event from which the designated period of time begins to run shall not be included. The last day of the period so computed shall be included, unless it is a Saturday, a Sunday or a legal holiday, in which event the period runs until the end of the next day which is neither a Saturday, a Sunday nor a legal holiday. Legal holidays are prescribed in RCW 1.16.050. When the period of time prescribed or allowed is less than 7 days, intermediate Saturdays, Sundays and legal holidays shall be excluded in the computation.

NEW SECTION

WAC 130-16-090 WRITTEN NOTIFICATION. Whenever in this chapter written notification is prescribed, which shall include the filing of a petition for reconsideration, the notification shall be made by

depositing the papers in the post office, properly addressed, with postage prepaid. Whenever in this chapter written notification is required to be given by the department, such notification shall be by certified mail. Any written notice shall be deemed received upon the third day following the day upon which the notice is placed in the mail, unless the third day falls on a Saturday, Sunday or legal holiday, in which event the notice shall be deemed received on the first day other than a Saturday, Sunday or legal holiday, following the third day. Legal holidays are prescribed in RCW 1.16.050.

WSR 82-01-090
ADOPTED RULES
JAIL COMMISSION

[Order 20—Filed December 22, 1981]

Be it resolved by the Washington State Jail Commission, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to amendments to Jail Commission rules setting forth procedures applicable to funding of jail construction or remodeling projects under Chapter 70.48 RCW.

This action is taken pursuant to Notice No. WSR 81-22-069 filed with the code reviser on November 4, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Jail Commission as authorized in chapter 70.48 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 December 17, 1981.

By George Edensword—Breck
Director

AMENDATORY SECTION (Amending Order 9, filed 1/12/81)

WAC 289-13-070 FINAL REVIEW OF FUNDING APPLICATIONS—LEVEL OF FUNDING. (1) A governing unit will be awarded only the minimum amount necessary to fully implement the physical plant standards in the particular detention or correctional facility which is being considered based upon the approved capacity set by the commission under WAC 289-13-060.

(2) The following elements will be considered in determining the necessary minimum cost of construction or substantial remodeling projects:

(a) Prime architect and engineer fees, including the total cost of services performed by the architect and engineer who are responsible for the facility design, and any subcontracts for design specialists necessary for the development of the project: PROVIDED, That the applying governing unit must submit a description of its consultant selection process which must, except where a contract for such services was executed prior to June 1, 1979, substantially comply with the consultant selection

process adopted by the Department of General Administration, Division of Engineering and Architecture as adapted to the particular governing unit's organization and structure: PROVIDED FURTHER, That the commission will provide to each governing unit a list of known minority and female architect and engineer firms to which an announcement of each governing unit's selection process shall be sent, and all such firms shall be given a full and equal opportunity to participate in any such process commenced following receipt of such list: PROVIDED FURTHER, That no reimbursement shall be made for fees of any prime architect selected following the effective date of this rule who does not have in effect an affirmative action plan which includes, at a minimum, the same goals as the governing unit's plan with regard to its own employment practices or, if no such governing unit plan exists, which meets or exceeds the participation standard set within WAC 289-13-170(1)(b): PROVIDED FURTHER, That all prime architects whose fees are submitted for reimbursement hereunder shall submit a copy of the firm's affirmative action plan, or a statement with regard to its affirmative action practices regardless of the time it was selected. All such fees shall generally be evaluated in accordance with the Prime Architect and Engineer Fee Schedule set forth in the State of Washington Capital Budget Instructions for the 1979-81 biennium.

(b) Initial architectural consultant fees required to prepare preliminary jail facility plans for presentation to the commission, upon demonstration of the necessity for such services apart from the work normally associated with the prime architect and engineer: PROVIDED, That the applying governing unit provides adequate indication of a consultant selection process free of conflict of interest and which insures the selection of a qualified person or firm. All such fees shall be evaluated on the basis of a fee schedule to be developed by the commission. Service by a person or firm as an initial architectural consultant does not preclude such person or firm's selection as the prime architect for a particular jail facility.

(c) Site survey and soil testing as necessary prior to construction.

(d) Construction costs, including, but not specifically limited to:

- (i) Clearing of site and disposal of debris;
- (ii) Demolition of existing structure where there is an adequate showing of justification for construction on an occupied rather than vacant site;
- (iii) Necessary earthwork;
- (iv) Drainage, water and sewer work;
- (v) Necessary fire protection design features, including fire extinguishing and alarm systems;
- (vi) Walkways and driveways;
- (vii) Service vehicle and visitor parking;
- (viii) Power, lighting, and telephone connections to jail building and related equipment, as well as all interior wiring and permanent power, lighting, and telephone equipment;
- (ix) Necessary security features which constitute permanent fixtures of the structure, including:
 - (A) Standard security hardware;

(B) Electronically controlled gates and doors as conditions require (with mechanical override);

(C) Electronically controlled door locking devices for prisoner rooms operated from centralized consoles;

(D) Closed circuit television (C.C.T.V.), surveillance systems where required, EXCEPT THAT C.C.T.V. will not be funded for general prisoner population cells or dormitories;

(E) Intercom and telephone systems connecting all major control points and monitored through central control telephone system for secure noncontact visitation; and

(F) Equipment and systems to control vandalism in such areas as water supply, mechanical and electrical fixtures.

(x) Standard permanent jail fixtures, including but not limited to bunks, tables, toilets, showers, sinks, and other such necessary furnishings for cells, dormitories, dayrooms, and dining and visitor areas;

(xi) Minimum laundry and kitchen appliances and equipment where adequate justification for such appliances and equipment is demonstrated;

(xii) Minimum furnishings and equipment for medical examining area and, where justified, for infirmary, as required under WAC 289-12-030(2)(a)(iv)(A) and (B);

(xiii) Separate staff facilities within the architectural guidelines to be adopted by the commission.

(3) Energy conservation design features which may increase initial construction or remodeling costs shall not be precluded from consideration for state funding when properly supported by a life cycle cost analysis as required by chapter 39.35 RCW.

(4) Costs which will not be considered for state funding purposes include:

(a) Any architect and engineering fees or other costs that are not directly related to and specifically required for jail construction and/or remodeling to comply with the physical plant standards and the rules adopted herein;

(b) Site acquisition;

(c) Landscaping, art works, or any decorative features of design or construction which are not necessary costs of jail construction or substantial remodeling to meet the physical plant standards;

(d) Movable equipment and furnishings, e.g., shelves, desks, conference tables, and file cabinets;

(e) Court room or facilities solely related to court activities;

(f) Any portion of elevator construction cost not related to jail operation: PROVIDED, That where an elevator serves a jail facility as well as other portions of a courthouse, criminal justice facility or other multistoried structure in which the jail is located, such cost shall be prorated;

(g) The cost for construction of skybridges or tunnels that connect the jail with any structure other than another portion of the jail: PROVIDED, That following completion of design development and a cost analysis based thereon, a governing unit may request approval of the inclusion of such a structure to provide a secure connection between the jail and related criminal justice

facilities, within the maximum level of funding previously established for the project, and the director is authorized to grant such approval subject to said budget restriction;

(h) Any other design features, equipment, or furnishings not specifically required to implement the mandatory physical plant standards at minimum cost in a specific facility.

(5) The commission will adopt and distribute to each governing unit, not later than October 15, 1979, specific architectural guidelines which shall govern its review of all projects accepted for final consideration. Such guidelines will specify the total square footage of ancillary areas which will generally be funded within jails in addition to the necessary cells, dormitories, and day room areas required under the physical plant standards for the specific capacity set by the commission, expressed in ranges and subject to appropriate adjustment by the commission in each specific case.

(6) Detention and correctional facilities shall be funded on the basis of a ratio of sixty percent single cells to forty percent dormitory cells under the specific capacity set by the commission, EXCEPT THAT the commission may grant exceptions to such requirement when a request for such exception is contained in the final application and is adequately supported by the specific circumstances set forth therein.

(7) In allocating funds for jail construction and/or substantial remodeling the commission shall review all projects submitted to ensure that the number of square feet allowed per bed is generally consistent for facilities of similar size and classification within either major urban, medium urban, or rural counties.

(8) The level of funding for the construction and/or substantial remodeling of detention and correctional facilities for which their governing units appropriated and spent or encumbered funds after February 16, 1974, and before June 23, 1977 and for which a funding application has been filed in accordance with WAC 289-13-020(3) shall be determined in accordance with the above provisions and in the same manner as all other jail funding applications.

(9) Upon completion of its review of each detention and correctional facility funding application accepted for consideration, the commission shall authorize a specific funding level for each facility based upon current costs and give written notice to each applying governing unit of that determination. Actual allocation and disbursement of proceeds from the sale of bonds deposited in the local jail improvement and construction account to any governing unit or units shall be governed by the provisions of WAC 289-13-080 relating to funding priorities and rules to be adopted relating to funding level adjustments.

AMENDATORY SECTION (Amending Order 9, filed 1/12/81)

WAC 289-13-075 ADDITIONAL FUNDING.

(1) The director shall have authority to and will reimburse all reasonable expenditures which are necessary to design and build a functional jail facility meeting minimum state physical plant standards where such item

does not increase the maximum project budget (~~(or require adjustment through use of the)~~), including contingency allowance.

(2) It is recognized that specific costs which may be subject to reimbursement under the policy stated above may include the following:

(a) Design

— Reimbursable architect costs charged in addition to the basic fee.

— Special design studies not normally included in the standard AIA contract but reasonably necessary to complete jail design.

— Design costs related to additional work ordered as a result of change orders.

— Prime A/E fees previously incurred which were for design work directly applicable to the project and do not increase total fees to be paid beyond maximum set.

— Increased design fees for development of drawings for phased construction when not included within basic design contract.

(b) Project management services

— The purchase of project management services which saves rather than increases the cost of the project should be subject to reimbursement upon proper documentation. Project management refers to concentrated and intensive coordination and oversight of the project such as is frequently employed to effect phased construction techniques which may not normally be undertaken by the governing unit's own supervising officials.

(c) Specific consultant costs necessary to prepare

— Environmental impact statement

— Life cycle cost analysis

— And similar studies necessary

(d) None of the above enumerated expenses legitimately connected to proper design and construction of a jail facility meeting minimum state standards shall categorically be excluded from consideration for adjustment of project budgets from available contingency allowance except that such adjustment shall not be considered prior to submission of the complete schematic design package and will be granted only upon adequate documentation.

(3) Use of contingency. Unused contingency allowance will not be relinquished without specific action by the commission. This question will be reviewed prior to the end of ~~((the current))~~ each biennium ~~((based upon experience with projects now authorized to proceed))~~ at which time governing units will be given notice and an opportunity to comment on any proposed policy. In no case, however, shall such contingency become part of the authorized project budget without specific request and review and approval by the director and/or the commission.

(4) Transfer of moneys between budget items. At the time each project is authorized to proceed to schematic design, a simple budget corresponding to the elements considered in the maximum level of funding analysis will be established and each jurisdiction will have an opportunity to review those budget items and to request adjustments in them.

(5) ~~((That))~~ Those budget categories which were based directly upon the estimates given in the application, and which were not challenged in the maximum

level of funding analysis already made, shall be available for transfer to another budget category up to an amount not to exceed five percent of the funds assigned to such category. Included in this category are: Initial A/E fees, equipment, site preparation, and site costs. The same judgment would appear with regard to adjustments to construction costs made specifically upon detailed information provided by the applicant because of flood plane or other unique circumstances. However, other budget categories reflect the general maximum level of funding analysis and should be subject to adjustment upon reasonable documentation as the project proceeds in accordance with commission rules. Review of this policy will be conducted before the end of the current biennium to determine whether any adjustments should be made.

AMENDATORY SECTION (Amending Order 6, filed 4/2/80)

WAC 289-13-120 SCHEMATIC DESIGN PACKAGE-CONTENTS. The materials submitted with schematic drawings of a project authorized to proceed under WAC 289-13-110(1) shall include the following and such other supporting documents as prescribed by the director at the time of issuance of such authorization:

(1) Complete set of schematic drawings.

(2) Signed or certified copy of contract between governing unit and the architect. (A separate contract is required for each specific project).

(3) ~~((A statement from the governing unit as to the process employed for selecting its architect/engineer to insure compliance with WAC 289-13-070(2)(a):~~

~~((4) Site documents as follows:~~

~~((a))~~ Opinion by prosecuting attorney or other legal counsel relating to fee simple title including legal description of site: PROVIDED, That where title is not established in fee simple, such counsel's statement shall describe the process and schedule for obtaining such title(;

~~((b) Statement of approval by the state department of health or local health agency having jurisdiction;~~

~~((c) Statement of approval by such local planning commission or authority as may be established within the governing unit;~~

~~((d) Description of steps taken to include participation of community and surrounding governing units in planning, in compliance with WAC 289-12-030(1)(a);~~

~~((e) Statement of approval by state department of ecology when the site and/or building plan is located within a flood plane of a river or major stream (refer to chapter 86.16 RCW);~~

~~((f) Statement indicating compliance with the provisions of chapter 197-10 WAC and such other applicable rules of the council on environmental policy as may now or hereafter be adopted)).~~

(4) A statement verifying that all preliminary government agency reviews and/or approvals required by local ordinance or state statute have been secured.

AMENDATORY SECTION (Amending Order 6, filed 4/2/80)

WAC 289-13-150 FINAL PLANS AND SPECIFICATIONS—FORM OF SUBMISSION. (1) The governing unit shall submit one copy of the final plans and specifications to the commission for review and approval together with one copy each of the supporting documents listed below:

(a) Form for certification of construction documents and final cost estimate of project, completed and signed by architect(s).

(b) ~~((Signed copy, or photocopy of letters of approval by governmental agencies in accordance with provisions of WAC 289-13-120.))~~ Statement that all governmental agency approvals required by local ordinance or state statute prior to construction have been secured or a statement indicating such approval will be secured prior thereto.

(c) Signed statement by architect(s) of analysis of square foot area.

(d) ~~((Life cycle cost analysis.~~

~~((e)))~~ Such other documentation as shall be specified by the director in authorizing preparation of final plans and specifications.

(2) The governing unit shall obtain approval of final plans and specifications by the director prior to the call for bids on any project to be financed in part or all by state funds.

AMENDATORY SECTION (Amending Order 6, filed 4/2/80)

WAC 289-13-180 BID DATA AND DOCUMENT REQUIREMENTS FOLLOWING BID OPENING. (1) After bids have been opened, the governing unit shall by resolution designate the successful bidder or bidders and transmit to the commission one copy each of the documents listed below:

(a) Statement of project cost signed by the chairman of the board of county commissioners, county executive, or mayor.

(b) Certified copy of each advertisement for bids.

(c) Certified tabulated statement of all bids received including bids on alternates, if any, with complete firm names and addresses of bidders. Each alternate listed must be designated by number and descriptive title conforming to the number and title set forth in the specifications. The certification must be made by the architect or authorized representative of the governing unit.

(d) ~~((Statement of analysis by architect of square foot area and square foot cost, said statement to bear the signature of the architect.~~

~~((e)))~~ Copies of all addenda to specifications.

~~((f))~~ ~~The affirmative action plan submitted with the bid in accordance with WAC 289-13-170.))~~

(e) A copy of the successful bid or bids.

(2) Authorization required for contract award.

~~((a)))~~ A contract, or contracts, for construction of a jail project approved by the commission for state financing from available state funds may not be entered into by the governing unit until authorization therefor has been received from the director.

~~((b))~~ A contract, or contracts, for construction of a jail project provisionally approved by the commission for state financing pursuant to WAC 289-13-160 and for which state funds have not been made available may not be entered into by the governing unit until authorization therefor has been received from the director.

~~Any such governing unit shall proceed in the same manner as any governing unit for whose project funds are currently available.))~~

AMENDATORY SECTION (Amending Order 14, filed 5/20/81)

WAC 289-13-190 FINAL ALLOTMENT OF STATE FUNDS. Upon analysis of bids received, determination of the amount of state funds allowable under statutory provisions and commission rules and determination that funds are available for state funding of all or part of the proposed project, the director will make a final allotment of state funds for specified costs of construction and architectural and engineering services and authorize the governing unit to award contracts. Such allotment may include all or part of the designated contingency allowance: **PROVIDED**, That such allotment and authorization shall be subject to the conditions and regulations herein in subsections (1), (2) and (3) set forth:

(1) Negotiation of jail building contracts. The director shall approve for financing only those contracts where the original contract price for the construction has been established by competitive bids and where the contract contains an acceptable affirmative action plan as required by WAC 289-13-170.

(2) Any part of a final allotment of state funds not required for completion of a jail building project in accordance with the financial program as set forth in the authorization document shall revert to the state fund from which the allotment was made and used for other approved projects.

(3) Award of contract or contracts.

~~((a))~~ ~~(Upon receipt of authorization by the director, the governing unit may proceed with award of contract or contracts for construction of the designated project, which contract or contracts shall be in conformity with the analysis of bids as set forth in the authorization document and in accordance with the bids received on approved plan and specification for the project.~~

~~((b)))~~ Once such authorization has been given, the governing unit shall have ~~((forty-five))~~ ninety days within which to enter into said contract in order to retain its allotment status.

~~((c)))~~ (b) Immediately following the awarding of contract or contracts, governing unit shall forward one signed or certified copy of each such construction contract to the commission.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 289-13-090 REIMBURSEMENT OF QUALIFYING APPLICANTS.

(2) WAC 289-13-105 APPEALS FROM FUNDING DECISIONS.

(3) WAC 289-13-140 FINAL PLANS AND SPECIFICATIONS—BID AND CONTRACT PROVISIONS.

AMENDATORY SECTION (Amending Order 14, filed 5/20/81)

WAC 289-13-110 AUTHORIZATION TO PROCEED—TIME LIMITS. (1) Schematic drawings. Issuance of the commission's decision to encumber funds for specific projects under WAC 289-13-100 shall constitute formal authorization to the specified governing units to proceed to prepare schematic drawings and adjusted cost estimates based thereon which shall be submitted to the director for approval within four months or such longer period as shall be designated in the authorization, for good cause shown. At the time schematic drawings are submitted or, alternatively, at the time design development drawings and cost estimates are submitted, the director shall be authorized to adjust the prior funding decisions by no greater than three percent of the contingency allowance and/or up to all of the inflation adjustment included in the project budget, where applicable. Requests for greater adjustments and requests for increases which are denied by the director shall be submitted to the commission for review.

(2) Final plans and specifications. Following approval of schematic drawings and adjusted cost estimates as provided in subsection (1) of this section, the director shall issue authorization to governing units for which funds have been encumbered to proceed to prepare final plans and specifications, and each such governing unit shall submit final plans for review and approval by the director within six months of such authorization or such longer period as may be set at the time the project budget was established and authorization to proceed given by the director. Failure to meet such schedule shall result in removal of the project from those for which existing funding is encumbered: **PROVIDED,** That upon showing of good cause, the director may extend such deadline by no longer than six months: **PROVIDED FURTHER,** That the director may adjust the last previously authorized level of funding at this stage by an amount which shall not cause the total contingency adjustment to date to exceed six percent and/or the balance of any inflation adjustment specified in the project budget, where applicable, and any larger requests or any requests for increases which are denied by the director will be submitted to the commission for review: **PROVIDED FURTHER,** That the director may authorize a project to proceed to bid notwithstanding submission of a dispute with regard to contingency adjustment to the commission for determination.

(3) Bidding. Any governing unit for which funds have been encumbered hereunder shall advertise for bids for construction of the project within two months of the issuance date of the document approving its final plans and authorizing it to proceed. In the event of failure by a governing unit to advertise for bids within the time limit herein specified, the authorization herein described

shall be declared null and void and the funds reserved thereunder shall revert to the state fund from which the reservation was made and become available for reservation or allotment toward the financing of such other jail project or projects as the commission shall determine: **PROVIDED,** That an extension of time may be granted by the director when failure to act within the specified time is due to conditions judged by him to be beyond the control of the governing unit: **PROVIDED FURTHER,** That in the event final plans and specifications for the project have been completed and advancement of the project is precluded by conditions beyond the control of the governing unit, it nonetheless may request consideration of state assistance in costs of architectural and engineering services incurred through preparation of final plans and specifications, pending the availability of additional state jail bond moneys: **PROVIDED,** That such reimbursement shall be subject to the provisions of WAC 289-13-070(2)(a).

(4) Further adjustments to budget or timetable. Following receipt, review, and acceptance of a bid for jail construction work in accordance with state law and local ordinances, the governing unit shall submit such bid to the director for authorization to proceed to construction should such bid require any adjustment of the project timetable or budget. At this time the director is authorized to grant extensions or modifications of the project timetable and to adjust the project budget up to the full amount of the project contingency allowance established at the time of the original funding notice. Any dispute with regard to the director's determination of allowable contingency adjustment shall be submitted to the commission for determination. When the bid does require any such adjustment, the governing unit shall provide a copy of the accepted bid and proceed to construction of the project without further review by the director. Any request for timetable adjustment which would extend commencement of construction of a project beyond eighteen months will be referred to the commission for approval.

(5) Construction review. During the course of construction, any substantial change from the construction drawings shall be submitted to the director for review and approval whenever compliance with state physical plant standards is affected or any further adjustment in the previously approved budget may be sought as a result of such change. The director is authorized to approve adjustments in the project budget during the course of construction based upon appropriate documentation of the necessity therefor not to exceed the remaining balance within the twelve percent contingency allowance established at the time of the notice of funding: **PROVIDED,** That submission of change orders which do not substantially alter the project as approved and which do not require adjustment of the approved project budget will be submitted to the director but will not require specific approval: **PROVIDED FURTHER,** That the failure to submit a change order for approval prior to completion of the work in question shall not preclude later approval and, when appropriate, adjustment of the project budget.

WSR 82-01-091
ADOPTED RULES
JAIL COMMISSION

[Order 21—Filed December 22, 1981]

Be it resolved by the Washington State Jail Commission, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to amendments to WAC 289-15-220.

This action is taken pursuant to Notice No. WSR 81-22-071 filed with the code reviser on November 4, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Jail Commission as authorized in chapter 70.48 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 December 17, 1981.

By George Edensword-Breck
 Director

AMENDATORY SECTION (Amending Order 12, filed 3/18/81)

WAC 289-15-220 OVERCROWDING. (DETENTION AND CORRECTIONAL FACILITIES.)

(1) Purpose. The purpose of this section is to provide a means for determining and setting maximum population figures for local detention and correctional facilities. In so doing, the commission recognizes that each facility is unique and that the establishment of rigid criteria for defining and identifying overcrowding in most existing facilities would be unworkable. However, overcrowding remains a concern of constitutional dimensions within local jails and must be addressed. It is the purpose of these standards to provide a firm approach to preventing overcrowding in new jail facilities and to create a workable and flexible process for addressing overcrowding in existing jails.

(2) No prisoner shall be required to sleep directly on the floor for any length of time, or on a mattress on the floor in excess of one 72-hour period, unless there are reasonable grounds to believe that such provisions are necessary to prevent the prisoner from damaging property, inflicting bodily harm to himself or others or substantially compromising the security of the jail.

((2)) (3) Existing Jails. (a) The director of the local department of corrections or chief law enforcement officer shall ((establish)) propose a maximum ((reasonable)) capacity ((and an emergency capacity)) for each ((existing)) detention ((and)) or correctional facility within his or her jurisdiction. This capacity shall reflect a judgment as to the maximum number of prisoners who may be housed within the facility in question in a humane fashion. Notice of such ((established)) proposed maximum ((reasonable)) capacity ((and emergency capacity)) shall be delivered to the State Jail Commission

within 30 days of the final adoption of this revision to this standard. The proposed maximum capacity shall be the maximum capacity of the facility unless revised by the commission.

(b) Within 45 days of the receipt by the Jail Commission of notice of ((an established)) a proposed maximum ((reasonable capacity and emergency)) capacity for a given facility, the commission shall schedule a public meeting ((at which time action will be taken)) to concur in or revise those capacity figures, pursuant to RCW 34.04.025 through 34.04.058. A written notice of such meeting shall be provided by the director to all known interested parties at least 20 days in advance of such meeting. It shall be the responsibility of the Jail Commission to establish cause for revising the ((the invalidity of the established)) maximum capacities proposed by the governing unit in question. The Commission's concurrence in or revision of proposed maximum capacities shall take into account a detailed analysis of the following factors:

(i) The average amount of cell and day room space which would be available to each prisoner at maximum capacity;

(ii) The number of hours each day prisoners in the area have access to day rooms;

(iii) If the day room access is less than 12 hours each day, the amount of space per prisoner in the cell area;

(iv) The classification and types of prisoners held;

(v) The average length of stay of prisoners held;

(vi) The maximum length of actual stay of prisoners held;

(vii) The nature and amount of physical exercise available to prisoners;

(viii) The amount of access to visitation;

(ix) The amount of other out-of-living area time available to prisoners;

(x) Description of other services and programs available to prisoners, especially those covered by custodial care standards; and

(xi) The number of incidents occurring in the jail in the previous 12 months, classified by the categories of the population accounting form.

(c) In appropriate cases, the commission may establish a maximum capacity figure for an existing jail on an interim basis, when further study as to the circumstances appears necessary to make a final decision, in which case a date no more than six months in the future, shall be specified for a final determination with regard to maximum capacity.

((3)) (4) New facilities. ((a)) The commission shall establish a maximum ((reasonable)) capacity for each newly constructed detention or correctional facility which is funded at the total fundable capacity set by the commission. Such maximum ((reasonable)) capacity shall be based upon the physical plant standards set forth in chapter 289-12 WAC.

((b) An emergency capacity for each new facility shall be established in accordance with the procedures set forth under WAC 289-15-220(2).))

((c)) (5) Overcrowding. (a) The maximum ((reasonable)) capacity ((shall not)) may only be exceeded to

the extent that the average daily population for any calendar month does not exceed the established maximum capacity ~~((for more than five days within any 30-day period and in such cases the number of prisoners held shall not exceed the emergency capacity established for the facility)).~~

~~((4) Overcrowding. (a))~~ (b) Any holding of prisoners beyond the established ~~((emergency))~~ maximum capacity ~~((for any period of time, or beyond the maximum reasonable capacity for more than five days))~~ in a given calendar month ~~((30-day period))~~, shall be reported by mailing the monthly population accounting form ~~((in writing by mail))~~ to the director by the department of corrections or chief law enforcement officer ~~((on the first business day following its concurrence))~~ within the first five business days following the month. Each such case or overcrowding shall be referred to the commission for possible enforcement action under chapter 289-30 WAC.

~~((b))~~ (c) Any report of conditions of overcrowding required under this section shall be considered as a notice of an emergency suspension of standards within the meaning of WAC 289-14-010.

~~((c))~~ (d) An emergency suspension of the overcrowding standard established under this section must be approved by the director.

~~((d))~~ (e) No emergency suspension of the standards relative to established maximum ~~((reasonable))~~ capacities ~~((beyond five days))~~ within any calendar month ~~((30-day period))~~ shall be approved except when the following conditions are met:

(i) Any related suspension of other custodial care standards is also specifically approved;

(ii) All existing diversion programs have been fully utilized;

(iii) All prisoners being held for other jurisdictions have been transferred to those jurisdictions to the extent possible;

(iv) All facilities within adjacent counties have been utilized to the fullest extent reasonably practical and permissible by their classifications; and

(v) ~~((Staff are available to and do, in fact, check each overcrowded living area at least once within every 30-minute period, except as provided under WAC 16-210 and 289-16-230(3)(b).))~~ The jurisdiction provides the commission within 45 days with a plan setting forth alternatives to incarceration which will be examined and implemented.

~~((c))~~ (f) Each department of corrections or chief law enforcement officer shall establish, with the cooperation of the presiding judge of the superior court, a procedure for release of prisoners before the end of their term when overcrowding occurs as herein defined.

~~((f))~~ (g) In the event of overcrowding caused in part by the existence of state prisoners, the director shall contact the State ~~((Division or))~~ Department of ~~((Adult))~~ Corrections in an effort to have such prisoners removed.

(h) In the event of overcrowding caused in part by the existence of federal prisoners, the director shall contact the appropriate federal agency in an effort to have such prisoners removed.

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.

WSR 82-01-092
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-235—Filed December 22, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, 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 portions of Area 13 are closed to protect overharvested South Sound chum stocks. Areas 12, 12B and 12C are closed to ensure escapement of Hoodspout hatchery chum salmon. The upper Nooksack River closed to protect local chum stocks. Areas 12A and 12D and the Skokomish River are closed for chum protection. Area 10C, portions of Areas 10B and 10D and the Cedar River are closed to protect spawning sockeye. Upper Stillaguamish and Snohomish River systems are closed to protect Stillaguamish-Snohomish chum salmon. Area 13A, Minter Creek and the upper Puyallup River systems are closed because the harvestable surplus of Puyallup River and Carr Inlet chum salmon has been taken. Steelhead management needs prevail in Area 11A and the lower Puyallup River.

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

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

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

APPROVED AND ADOPTED December 22, 1981.

By Rolland A. Schmitten
Director

NEW SECTION

WAC 220-28-147 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. Effective immediately, until further notice, 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:

Area 4B – Troll-caught chinook under 22 inches in length and troll-caught coho under 16 inches in length must be released.

Area 10B – Closed to all commercial fishing except in that portion west of a line projected true south from Webster Point.

Area 10C – Closed to all commercial fishing, through December 31.

Area 10D – Closed to all commercial fishing in that portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek, through December 31.

Areas 12, 12A, 12B, 12C, and 12D – Closed to all commercial fishing.

Area 13 – Closed to all commercial fishing except in that portion within 300 yards of the mouth of McAllister Creek, that portion inside and easterly of a line projected from Gordon Point to the northern tip of Ketron Island thence along the shore to the southern tip of Ketron Island thence to the Nisqually River marker buoy thence to the jetty approximately 1/2 mile from the entrance to Sequelitchew Creek and that portion inside and easterly of the railroad trestle near the mouth of Chambers Creek.

Area 13A – Closed to all commercial fishing.

Cedar River – Closed to all commercial fishing, through December 31.

Nooksack River – Closed to all commercial fishing upstream from the confluence of the north & south forks.

Skagit River – Closed upstream from the Old Faber Ferry landing, including all tributaries.

Stillaguamish River – Closed to all commercial fishing upstream from River mile 13.7, including all tributaries.

Snohomish River – Closed to all commercial fishing, including all tributaries.

**Puyallup River – Closed to all commercial fishing upstream from the Interstate 5 bridge.*

Minter Creek – Closed to all commercial fishing.

Skokomish River – Closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-146 Puget Sound Commercial Fishery Restrictions (81-231)

WSR 82-01-093

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-233—Filed December 22, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

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

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

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

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

APPROVED AND ADOPTED December 21, 1981.

Rolland A. Schmitt
Director

NEW SECTION

WAC 220-32-05700K SEASON—STURGEON
Notwithstanding the provisions of WAC 220-32-057, it is unlawful to take, fish for, or possess sturgeon for commercial purposes in Columbia River Management and Catch Reporting Areas 1F, 1G, and 1H, except those individuals possessing treaty fishing rights pursuant to the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish with setline gear effective immediately to 12 noon January 15, 1982. Setline gear is limited to not more than 100 hooks per setline.

NEW SECTION

WAC 220-32-02200E LAWFUL GEAR—STURGEON (1)
Notwithstanding the provisions of WAC 220-32-022 and WAC 220-32-040, it is unlawful to take, fish for or possess sturgeon taken with gillnet gear for commercial purposes except that it is lawful to retain sturgeon for commercial purposes taken incidental to any lawful commercial salmon fishery in Columbia River Management and Catch Reporting Area 1A, 1B, 1C, 1D and 1E.

(2) It is unlawful to retain any sturgeon not of lawful size, as provided in WAC 220-20-020(1).

NEW SECTION

WAC 220-32-04000M STURGEON—SETLINE
Notwithstanding the provisions of WAC 220-32-040, it

is unlawful to take, fish for or possess sturgeon for commercial purposes with setline gear in Columbia River Management and Catch Reporting Areas 1A, 1C, 1D, that portion of 1B south of a line projected from Grays Point light to Harrington Point, and that portion of Area 1E downstream of a line projected due north from the mouth of Oneonta Creek on the Oregon side to a dead-line marker on the Washington shore except at those times, with the gear and provisions designated below:

Immediately until 12:00 noon January 15, 1981

Setline gear is limited to 3 lines with not more than 500 hooks per line.

Buoys must be marked on each end with the fishing license number.

It is unlawful to retain any sturgeon not of lawful size, as provided in WAC 220-20-020(1).

WSR 82-01-094

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-232—Filed December 23, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is a large run of smelt is anticipated and a weekly closed period is not necessary.

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

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

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

APPROVED AND ADOPTED December 21, 1981.

By Rolland A. Schmitten
Director

NEW SECTION

WAC 220-32-04200E SMELT—WEEKLY PERIOD Notwithstanding the provisions of WAC 220-32-042, effective immediately until further notice, there is no weekly closed period for the taking of smelt for commercial purposes in the Columbia River and its tributaries.

WSR 82-01-095

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-234—Filed December 23, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this adjustment is made at the request of the Pacific Fishery Management Council.

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

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

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

APPROVED AND ADOPTED December 21, 1981.

Rolland A. Schmitten
Director

NEW SECTION

*WAC 220-44-04000E COASTAL BOTTOM-FISHING—PACIFIC OCEAN PERCH QUOTA. Notwithstanding the provisions of WAC 220-44-040, effective January 1, 1982 until further notice, it is unlawful to fish for or transport through the waters of the state or land in any Washington state ports, any Pacific ocean perch (*Sebastes alutus*) taken from Coastal Marine Fish Shellfish Management and Catch Reporting Areas 59, 60A, 61 and that portion of Area 58 within the United States fishery conservation zone, in amounts in excess of 5,000 pounds or 10 per cent of the total weight of fish on board, whichever is greater.*

WSR 82-01-096

ATTORNEY GENERAL OPINION

Cite As: AGLO 1981 No. 29

[December 21, 1981]

OFFICES AND OFFICERS—STATE—WASHINGTON STATE PATROL—AFFIRMATIVE ACTION—PROMOTION OF QUALIFIED MINORITY AND FEMALE COMMISSIONED OFFICERS

(1) Under the law as it now exists, the Chief of the Washington State Patrol may not promote otherwise

qualified minority and female commissioned officers to the line ranks of sergeant and lieutenant referred to in RCW 43.43.330 who do not occupy one of the top three positions on the promotion list noted in RCW 43.43.340.

(2) While the Chief may so promote qualified minority and female commissioned officers to the staff ranks of sergeant and lieutenant, he may not then assign them, with those ranks, to line or field command positions.

(3) The Chief may not establish the rank of staff corporal, make promotions thereto of either minority or non-minority commissioned officers who are not among the top three names on the sergeant's eligibility list, and then assign them, with that rank, to line or field positions.

Requested by:

Honorable Neil W. Moloney, Chief
Washington State Patrol
General Administration Building
Olympia, Washington 98504

WSR 82-01-097
EXECUTIVE ORDER
OFFICE OF THE GOVERNOR
[EO 81-23]

EMPLOYMENT REDUCTION PROGRAM

The 47th Legislature, in second extraordinary session, has reduced the state General Fund budget for the 1981-83 biennium in order to curtail state government expenditures.

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, by the powers vested in me do hereby establish an employment reduction program for state government in keeping with the expenditure reductions enacted by the legislature. This program shall take effect January 1, 1982, and shall be completed by the end of the current biennium.

- Each agency shall reduce its full-time equivalent (FTE) staffing level below the level previously authorized by the legislature for this biennium. The reduction shall be in the same proportion as the agency's state General Fund expenditure reduction imposed by the legislature in Substitute House Bill 811, which I have today signed into law. Each agency director shall ensure that, when reduction in force actions are required, the existing ratio of management to nonmanagement personnel shall be maintained.
- Overall, state-wide state General Fund-supported staffing will be reduced by four percent of the state-wide level previously authorized by the legislature for the biennium.
- The Office of Financial Management shall submit monthly reports to me on the progress of this program, including comparisons of actual FTE levels with adjusted September 1981

levels and with the levels previously authorized by the legislature.

This program shall apply to all agencies with state General Fund-supported staffing, with the exception of legislative and judicial agencies and those agencies headed by elected officials other than the Governor. I am, however, asking all agencies to cooperate in this time of fiscal constraint in order to achieve similar reductions in staffing levels, regardless of their sources of financial support.

Detailed instructions necessary for implementing this order and for seeking exceptions shall be provided to all agencies by the Director, Office of Financial Management.

IN WITNESS WHERE-
OF, I have hereunto set my
hand and caused the seal of
the state of Washington to
be affixed at Olympia this
21st day of December,
A.D., nineteen hundred and
eighty-one.

John Spellman

Governor of Washington

BY THE GOVERNOR:

Laura E. Eckert

Assistant Secretary of State

WSR 82-01-098
EXECUTIVE ORDER
OFFICE OF THE GOVERNOR
[EO 81-24]

TERMINATING EXECUTIVE ORDER 81-17

On September 17, 1981, I issued Executive Order 81-17, which, as required by law, reduced by 10.1 percent state General Fund allotments in order to ensure that the General Fund would be balanced by the end of the 1981-83 biennium. In the meantime, pursuant to my Proclamation of November 6, 1981, the legislature has met in extraordinary session and has passed a new, reduced budget as well as bills to generate more revenues. I have signed those measures into law. Thus the fiscal conditions prompting the issuance of Executive Order 81-17 and the directives in that Order have been superseded by legislation.

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, by virtue of the power vested in me, do hereby terminate Executive Order 81-17.

IN WITNESS WHERE-
OF, I have hereunto set my
hand and caused the seal of
the state of Washington to
be affixed at Olympia this

21st day of December, A.D., nineteen hundred and eighty-one.

John Spellman

Governor of Washington

BY THE GOVERNOR:

Laura E. Eckert

Assistant Secretary of State

these proposed rules prior to the public hearing thereon or in response to written or oral comments thereon received prior to or during the public hearing. Written and/or submissions may also contain data, views and arguments concerning the effect of the proposed rules or amendments or rules on economic values, pursuant to chapter 43.21H RCW. Correspondence relating to this notice and proposed rules attached should be addressed to:

Mr. Sam Kinville, Director
Department of Labor and Industries
General Administration Building
Olympia, Washington 98504

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;

that such agency will at 10 a.m., Thursday, January 28, 1982, in the Auditorium, Office Building #2, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 10 a.m., Wednesday, February 10, 1982, in the Director's Office, Third Floor, General Administration Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 51.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 28, 1982, and/or orally at 10 a.m., Thursday, January 28, 1982, Auditorium, Office Building #2, Olympia, Washington.

Dated: December 23, 1981
By: Sam Kinville
Director

WSR 82-01-099
NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION
[Memorandum—December 22, 1981]

The Washington State Human Rights Commission at its December 17, 1981 meeting in Seattle, Washington voted to meet at its regularly scheduled time in January and February. The meetings will be as follows:

Thursday, January 21, 1982
State Human Rights Commission
Conference Room - Fourth Floor
1601 Second Avenue
Seattle, Washington

Thursday, February 18, 1982
State Human Rights Commission
Conference Room - Fourth Floor
1601 Second Avenue
Seattle, Washington

Both meetings will begin at 9:30 a.m.

The location of the meetings for the remainder of 1982 will be determined at the February meeting. The meeting schedule will depend upon budget considerations. Interested persons are invited to call the Commission Clerk in Olympia, Washington, 753-6770 for further information.

WSR 82-01-100
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed December 23, 1981]

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 rules applicable to the administration of retrospective rating plans including group insurance for workers' compensation insurance underwritten by the Department of Labor and Industries. Loss conversion factors, basic premium ratios, size group tables and qualifications for participation in these special rating plans are also set forth. Proposed rules affect the coverage period beginning July 1, 1982 and ending June 30, 1983. The agency reserves the right to modify the text of

STATEMENT OF PURPOSE

Title and WAC Number or Rules or Chapter: The proposed rules attached are amendments to chapter 296-17 WAC which is the administrative code comprising the "Manual of Rules, Classifications, Rates, and Rating System for Washington State Workmen's Compensation Insurance."

Statutory Authority for the Rules: The attached rules are proposed under statutory authority provided by RCW 51.16.035.

Summary of the Rules: The proposed rules govern the retrospective rating plans and group insurance plans underwritten by the department and available to employers in Washington on an optional basis.

Description of the Purpose of the Rules: The proposed rules revise the basic premium ratios loss conversion factors and size group tables to reflect the most current insurance charges, administrative expense and investment earnings to be used in adjusting premium payments for the coverage period for possible refunds or penalties under the retrospective rating plans. Clarification of qualifications for participation in the optional rating plans are also included in the proposed revisions to the administrative rules. New industrial insurance premium rates in effect in 1982 will contain updated

provisions for benefits, expenses and investment earnings. The retrospective rating plan must be updated so that it is based on the same provision. Otherwise, the retrospective rating plan becomes inequitable by virtue of being either unduly favorable or unfavorable to retrospectively rated employers compared with other employers not retrospectively rated.

The Agency Personnel, with Office Location and Telephone Number, Who are Responsible for the Drafting, Implementation and Enforcement of the Rule: Drafting: Rick Slunaker, Assistant Director for Industrial Insurance, Bill White, Actuary, Marjorie Shavlik, Group Insurance, Manager, General Administration Building, Olympia, 753-6308. Implementation and Enforcement: Rick Slunaker, Assistant Director for Industrial Insurance, Marjorie Shavlik, Group Insurance, Manager, General Administration Building, Olympia, Washington 98504, 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, Implementations, Enforcement and Fiscal Matters Pertaining to the Rule: The proposed rules represent an adjustment to retrospective rating plans commensurate with the most current expected loss ratios, administrative expenses and investment earnings for the July 1, 1982 through June 30, 1983 fiscal year.

The proposed rule is not necessary to comply with a federal law or a federal or state court decision.

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-910 QUALIFICATIONS FOR EMPLOYER GROUPS FOR WORKERS' COMPENSATION INSURANCE. The department may insure the workers' compensation obligations of employers as a group, provided the following conditions are met:

- (1) All the employers in the group are members of an organization that has been in existence for at least two years.
- (2) The organization was formed for a purpose other than that of obtaining workers' compensation coverage.
- (3) The business of the employers in the organization is substantially similar, taking into consideration the nature of the work being performed by workers of such employers such that the group comprises substantially homogeneous risks.
- (4) The employers in the group constitute at least fifty percent of the total eligible employers in such organization. No groups with less than one hundred participating members will be formed unless the aggregate premium of those members is expected to exceed \$500,000 during the coverage period.
- (5) The formation and operation of the group program in the organization will substantially improve accident prevention and claims handling for the employers in the group.

Each employer seeking to enroll in a group for workers' compensation insurance must meet the conditions under WAC 296-17-913(2).

The above conditions do not pertain to groupings or combination of persons or risks by way of common ownership or common use and control for experience rating purposes. Combinations for experience rating are governed by WAC 296-17-873.

Final determination of group eligibility under this section rests with the department subject to review under chapter 51.52 RCW.

In providing employer group plans under this rule, the department may consider an employer group as a single employing entity for purposes of dividends or retrospective rating. No employer will be a member of more than one group for the purposes of insuring their workers' compensation obligations.

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-911 GROUP DIVIDENDS. Group dividends will be calculated provided:

- (1) Employers qualify as a group as defined by WAC 296-17-910.
- (2) Group submits a satisfactorily completed:
 - (a) Application for Group Dividend Plan no later than April 30 for the coverage period beginning the following July 1;
 - (b) Employer's Authorization for Release of Insurance Data and Group Membership Enrollment Application for each employer account to be enrolled no later than July 1;
 - (c) Group Dividend Agreement no later than July 1.
- (3) A dividend is declared under provisions of WAC 296-17-905.

Employers associated with the group at any time during the term of the Group Dividend Agreement will remain parties to the Group Dividend Agreement for the balance of its term.

Members of the organization or association which do not elect to participate in the group dividend at the inception of the agreement shall not become participating members in the group during the term of the agreement.

Each employer included as a group member in the Group Dividend Agreement will maintain an individual account with the department and will continue to pay quarterly premiums based on ~~((his own))~~ as-signed risk classification(s) and ~~((his))~~ individual experience rating.

Any premiums, penalties or assessments owing the department by any member of the group will be withheld from the group's dividend.

Dividends will be calculated in accordance with WAC 296-17-905 and are subject to WAC 296-17-907 and 296-17-915.

The payment of the group dividend will be made by the department to the association and shall be distributed to the individual group members by the association according to the system for allocation described in the Group Dividend Agreement and agreed upon by the members in their membership enrollment application. Dividend allocation systems must be applied in a consistent manner and shall not unfairly discriminate against any group member. Any portion of the dividend to be retained by the association as expenses, etc. must be clearly defined in the agreement.

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-913 QUALIFICATIONS FOR EMPLOYER PARTICIPATION IN A RETROSPECTIVE RATING PLAN. The department may enroll interested employers in a retrospective rating plan as a means of insuring their workers' compensation obligations provided the following conditions are met:

- (1) The employer submits a satisfactorily completed Retrospective Rating Plan Agreement for each employer account to be enrolled.
- (2) The employer maintains an industrial insurance account in good standing with the department.
- (3) The employer may be required to post a surety bond or other security deposit separate from the cash deposit required for establishing an industrial insurance account with the department. Such surety bond or security deposit would be sufficient to cover the difference between the employer's estimated standard premium and the maximum premium due under the retrospective rating plan. Past reporting data and current rate levels will be used to determine the estimated standard premium and maximum percentage retrospective premium due under the plan.

Final determination as to the employer's eligibility under this section and financial ability to assume the responsibilities under the retrospective rating plan rests with the department subject to review under chapter 51.52 RCW.

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-914 RETROSPECTIVE RATING FORMULA. ~~((An))~~ Employers who elect ~~((s))~~ to have ~~((his))~~ their premium adjusted under a retrospective rating plan must submit an application on a form provided by the department no later than April 30 for the coverage period beginning the following July 1. The employer must preselect a "maximum premium ratio" from Plan A or Plan B.

The employer's retrospective premium shall be calculated from the formula:

Retrospective Premium = Basic Premium + (loss conversion factor x incurred losses)

In the above formula, the basic premium is the product of the ~~((ba- sis))~~ basic premium ratio times the employer's standard premium. The

basic premium ratio is taken from Plan A (WAC 296-17-91901) or Plan B (WAC 296-17-91902) based on the employer's standard premium and preselected maximum premium ratio. The maximum retrospective premium is the product of the maximum premium ratio times the employer's standard premium. In the event that the retrospective premium formula produces a value greater than the maximum premium, the retrospective premium shall be reduced to the maximum premium.

Under Plan A, a firm may elect to forego the protection of a maximum premium ratio if its financial condition is sufficiently strong and stable so that it could qualify as a self-insurer under the department's guidelines for certification of self-insurers. The basic premium ratio effective for the coverage period beginning July 1, 1982, and ending June 30, 1983, will be ~~((.089))~~ .041 if the firm selects and qualifies for an unlimited maximum premium.

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-915 EVALUATION OF INCURRED LOSSES DIVIDEND AND RETROSPECTIVE RATING PLANS. The initial evaluation date for each claim arising from incidents occurring during the coverage period shall be on and include December 31, six months immediately following the end of the coverage period. Each subsequent annual incurred loss evaluation under the retrospective rating plan shall have a valuation date of December 31, twelve months following the preceding evaluation date.

The estimated cost of each claim shall include all payments made as of the valuation date and may also include a reserve for future payments consistent with evaluation methods applicable to experience rating as set forth in WAC 296-17-870, subsections (1) through (6). The incurred losses for each employer shall be determined by multiplying the individual claim cost estimates by loss development factors, and adding the resulting developed losses for all the employer's claims. The following special procedures will be used for making individual claim cost estimates:

Fatal Claims

Each fatal claim shall be assigned the "average death value", said value to be the average incurred cost for all fatal claims occurring during the coverage period.

Permanent Total Claims

Pension costs for permanent total injuries will be based on the annuity value at the time that the pension is awarded. Pension costs will not be reevaluated based on events after the pension has been awarded.

Occupational Disease Claims

The cost of any occupational disease claim paid from the accident fund and arising from exposure to the disease hazard under two or more employers, shall be prorated to each period of employment. Each employer's share of the claim cost shall be assigned to the coverage period during which ~~((he))~~ the employer last employed the claimant under conditions of injurious exposure, provided the employer's share is at least ten percent of the total claim cost.

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-917 QUALIFICATIONS FOR EMPLOYER GROUP PARTICIPATION IN RETROSPECTIVE RATING PLAN. The department may enroll interested groups in the retrospective rating plan provided:

- (1) Employers qualify as a group as defined by WAC 296-17-910.
- (2) Employers maintain industrial insurance accounts in good standing with the department.
- (3) Group submits a satisfactorily completed:
 - (a) Application for group retrospective rating plan no later than April 30 for the coverage period beginning the following July 1;
 - (b) Employer's Authorization for Release of Insurance Data and Group Membership Enrollment Application for each employer account to be enrolled by July 1;
 - (c) Group Retrospective Rating Plan Agreement by July 1.

~~((3))~~ (4) The group may be required to post a surety bond or other security deposit separate from the individual employer's cash deposits required for establishing industrial insurance accounts with the department. The amount of such surety bond or other security deposit, if required, may be fixed by the department in any amount equal to or less than the difference between the group's estimated standard premium and the maximum premium due under the retrospective rating plan. Past reporting data and current rate levels will be used to determine the estimated standard premium and maximum percentage retrospective premium due under the plan.

Each employer included as a group member in the Group Retrospective Rating Plan Agreement will maintain an individual account with the department and will continue to pay quarterly premiums based on ~~((his own))~~ assigned risk classification(s) and ((his)) individual experience rating.

Employers associated with the group at any time during the term of the Group Retrospective Rating Plan Agreement will remain parties to the agreement for the balance of its term.

Members of the organization or association which do not elect to participate in the group retrospective rating plan at the inception of the agreement shall not become participating members in the group during the term of the agreement.

The payment of the group retrospective premium adjustment will be made to or collected from the association. The distribution to the individual group members or collection from the individual group members will be done by the association according to the system for allocation described in the Group Retrospective Rating Plan Agreement and agreed upon by the members in their membership enrollment application. Group Retrospective Rating Plan allocation systems must be applied in a consistent manner and shall not unfairly discriminate against any group member. Any portion of the retrospective premium adjustment to be retained by the association as expenses, etc. or any surcharge to the group member for expenses, etc. by the association over and above the portion of the retrospective premium adjustment to be collected from the group member must be clearly defined in the agreement.

Any premium, penalties or assessments owing the department by any employer in the group will be included in the group's retrospective premium adjustment.

Group retrospective premium adjustment will be calculated according to WAC 296-17-914 and is subject to WAC 296-17-915 and 296-17-916.

AMENDATORY SECTION (Amending Order 81-30, filed 11/30/81, effective 1/1/82)

WAC 296-17-919 TABLE I.

**RETROSPECTIVE RATING PLANS A and B
STANDARD PREMIUM SIZE RANGES
Effective for the coverage period July 1, 1982, through June 30, 1983**

Size Group Number	Standard Premium Range
((84)) 84	\$ 3,530 - \$ 3,959
83	3,960 - 4,259
82	4,260 - 4,569
81	4,570 - 4,909
80	4,910 - 5,279
79	5,280 - 5,659
78	5,660 - 6,079
77	6,080 - 6,539
76	6,540 - 7,019
75	7,020 - 7,539
74	7,540 - 8,099
73	8,100 - 8,699
72	8,700 - 9,339
71	9,340 - 9,999
70	10,000 - 10,799
69	10,800 - 11,599
68	11,600 - 12,399
67	12,400 - 13,399
66	13,400 - 14,299
65	14,300 - 15,399
64	15,400 - 16,499
63	16,500 - 17,799
62	17,800 - 19,099
61	19,100 - 20,499
60	20,500 - 21,999
59	22,000 - 23,599
58	23,600 - 25,399
57	25,400 - 27,299
56	27,300 - 29,299
55	29,300 - 31,499
54	31,500 - 33,799
53	33,800 - 36,299
52	36,300 - 38,999

Size Group Number	Standard Premium Range
51	39,000 - 41,899
50	41,900 - 44,999
49	45,000 - 48,299
48	48,300 - 51,899
47	51,900 - 55,699
46	55,700 - 59,899
45	59,900 - 64,499
44	64,500 - 69,399
43	69,400 - 74,599
42	74,600 - 80,299
41	80,300 - 86,399
40	86,400 - 92,899
39	92,900 - 99,999
38	100,000 - 107,999
37	108,000 - 115,999
36	116,000 - 124,999
35	125,000 - 133,999
34	134,000 - 143,999
33	144,000 - 154,999
32	155,000 - 166,999
31	167,000 - 179,999
30	180,000 - 192,999
29	193,000 - 207,999
28	208,000 - 223,999
27	224,000 - 239,999
26	240,000 - 258,999
25	259,000 - 277,999
24	278,000 - 298,999
23	299,000 - 321,999
22	322,000 - 346,999
21	347,000 - 372,999
20	373,000 - 400,999
19	401,000 - 431,999
18	432,000 - 463,999
17	464,000 - 499,999
16	500,000 - 537,999
15	538,000 - 687,999
14	688,000 - 948,999
13	949,000 - 1,377,999))
84	\$ 2,470 - \$ 2,759
83	2,760 - 3,099
82	3,100 - 3,469
81	3,470 - 3,889
80	3,890 - 4,359
79	4,360 - 4,879
78	4,880 - 5,469
77	5,470 - 6,139
76	6,140 - 6,869
75	6,870 - 7,679
74	7,680 - 8,209
73	8,210 - 8,769
72	8,770 - 9,369
71	9,370 - 9,999
70	10,000 - 10,699
69	10,700 - 11,399
68	11,400 - 12,199
67	12,200 - 13,099
66	13,100 - 13,999
65	14,000 - 14,899
64	14,900 - 15,899
63	15,900 - 16,999
62	17,000 - 18,199

Size Group Number	Standard Premium Range
61	18,200 - 19,399
60	19,400 - 20,799
59	20,800 - 22,199
58	22,200 - 23,699
57	23,700 - 25,299
56	25,300 - 27,099
55	27,100 - 28,899
54	28,900 - 30,899
53	30,900 - 32,999
52	33,000 - 35,299
51	35,300 - 37,699
50	37,700 - 40,199
49	40,200 - 42,999
48	43,000 - 45,899
47	45,900 - 49,099
46	49,100 - 52,499
45	52,500 - 55,999
44	56,000 - 59,899
43	59,900 - 63,999
42	64,000 - 68,299
41	68,300 - 72,999
40	73,000 - 77,999
39	78,000 - 83,399
38	83,400 - 89,099
37	89,100 - 96,199
36	96,200 - 106,999
35	107,000 - 117,999
34	118,000 - 130,999
33	131,000 - 144,999
32	145,000 - 160,999
31	161,000 - 178,999
30	179,000 - 197,999
29	198,000 - 219,999
28	220,000 - 243,999
27	244,000 - 269,999
26	270,000 - 299,999
25	300,000 - 331,999
24	332,000 - 367,999
23	368,000 - 407,999
22	408,000 - 452,999
21	453,000 - 501,999
20	502,000 - 556,999
19	557,000 - 617,999
18	618,000 - 683,999
17	684,000 - 758,999
16	759,000 - 841,999
15	842,000 - 932,999
14	933,000 - 1,155,999
13	1,156,000 - 1,377,999
12	1,378,000 - 1,839,999
11	1,840,000 - 2,325,999
10	2,326,000 - 2,841,999
9	2,842,000 - 3,552,999
8	3,553,000 - 4,567,999
7	4,568,000 - 6,064,999
6	6,065,000 - 8,474,999
5	8,475,000 - 12,659,999
4	12,660,000 - 20,919,999
3	20,920,000 - 41,109,999
2	41,110,000 - 113,899,999
1	113,900,000 & Over

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-91901 TABLE II.

RETROSPECTIVE RATING PLAN A
 BASIC PREMIUM RATIOS
 LOSS CONVERSION FACTOR = ((.733)) .705
 Effective for the coverage period beginning
 July 1, 1982, through June 30, 1983

Maximum Premium Ratio:	1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00																																																						
Size Group																																																																				
84	((.956 .945 .935 .926 .918 .911 .904 .899 .893 .887 .873 .862 .851 .827))	.954 .944 .935 .923 .915 .908 .902 .895 .890 .884 .871 .859 .848 .824	((.953 .943 .933 .921 .913 .906 .900 .892 .885 .879 .865 .852 .841 .816))	.952 .940 .930 .920 .911 .903 .896 .890 .883 .876 .862 .848 .837 .812	((.952 .939 .929 .918 .909 .901 .893 .886 .878 .871 .856 .842 .829 .805))	.951 .938 .927 .916 .905 .897 .891 .883 .875 .868 .853 .839 .825 .801	((.950 .937 .924 .914 .903 .896 .887 .879 .870 .862 .847 .832 .818 .794))	.947 .935 .922 .912 .901 .894 .884 .875 .868 .859 .844 .828 .814 .790	((.949 .934 .922 .909 .900 .890 .882 .872 .863 .854 .837 .822 .808 .782))	.946 .933 .919 .906 .895 .887 .878 .870 .861 .850 .834 .818 .803 .777	((.947 .930 .919 .906 .894 .884 .875 .864 .856 .846 .828 .812 .797 .771))	.944 .929 .917 .902 .892 .881 .871 .862 .853 .844 .825 .808 .793 .766	((.944 .928 .913 .900 .889 .879 .868 .859 .848 .837 .818 .800 .787 .760))	.943 .926 .911 .899 .886 .876 .865 .854 .845 .835 .814 .797 .781 .754	((.943 .925 .911 .896 .884 .872 .861 .851 .840 .828 .808 .790 .776 .749))	.942 .924 .908 .894 .882 .870 .859 .847 .836 .825 .804 .786 .770 .742	((.941 .921 .905 .892 .878 .868 .855 .843 .831 .819 .799 .780 .764 .738))	.938 .918 .903 .887 .875 .865 .851 .840 .827 .817 .794 .776 .757 .731	((.939 .918 .903 .888 .873 .861 .848 .835 .822 .810 .789 .770 .753 .727))	.936 .917 .899 .883 .870 .858 .844 .832 .819 .807 .784 .763 .747 .718	((.938 .916 .897 .882 .868 .854 .841 .826 .813 .800 .779 .759 .742 .716))	.935 .914 .894 .877 .865 .850 .838 .824 .809 .798 .774 .753 .735 .707	((.911 .893 .875 .863 .847 .832 .818 .804 .790 .768 .749 .731 .705))	.909 .891 .873 .858 .843 .830 .815 .801 .788 .763 .741 .724 .695	((.931 .908 .888 .872 .857 .841 .824 .810 .795 .781 .757 .736 .719 .694))	.927 .906 .887 .868 .853 .838 .823 .806 .791 .778 .753 .730 .712 .684	((.930 .903 .884 .865 .850 .834 .819 .800 .786 .771 .746 .725 .708 .682))	.926 .900 .881 .864 .847 .830 .814 .797 .781 .768 .740 .719 .699 .671	((.900 .879 .862 .845 .826 .811 .792 .777 .761 .735 .714 .698 .671))	.897 .877 .856 .840 .823 .805 .788 .772 .757 .729 .706 .687 .660	((.923 .897 .876 .855 .839 .819 .802 .783 .767 .751 .725 .703 .686 .660))	.922 .892 .871 .852 .835 .817 .797 .778 .762 .746 .718 .694 .676 .648	((.921 .892 .870 .852 .831 .811 .793 .773 .757 .741 .713 .691 .673 .649))	.917 .889 .868 .846 .827 .809 .787 .769 .752 .734 .707 .683 .664 .637	((.889 .866 .845 .823 .805 .785 .764 .747 .729 .701 .680 .663 .637))	.886 .862 .839 .820 .801 .781 .759 .741 .724 .695 .671 .651 .625	((.882 .860 .838 .819 .797 .775 .755 .737 .719 .690 .668 .652 .626))	.880 .858 .835 .812 .792 .772 .750 .731 .713 .683 .658 .640 .613	((.912 .880 .856 .834 .811 .789 .766 .745 .728 .708 .679 .658 .640 .616))	.907 .877 .852 .828 .807 .783 .763 .740 .720 .703 .670 .646 .628 .601	((.874 .850 .826 .803 .780 .757 .735 .714 .698 .668 .645 .628 .605))	.871 .845 .824 .799 .775 .754 .730 .709 .691 .659 .635 .616 .590	((.903 .866 .841 .816 .791 .765 .742 .723 .702 .686 .656 .634 .616 .590))	.897 .862 .835 .809 .787 .762 .737 .717 .695 .677 .647 .623 .603 .575	((.896 .862 .831 .802 .777 .753 .730 .708 .691 .672 .645 .623 .606 .578))	.895 .858 .825 .798 .772 .747 .725 .702 .683 .664 .634 .610 .591 .562	((.893 .852 .821 .791 .766 .741 .719 .697 .678 .661 .634 .612 .594 .564))	.888 .849 .815 .787 .760 .734 .709 .689 .670 .653 .622 .598 .579 .548	((.886 .844 .811 .780 .755 .728 .705 .683 .666 .650 .622 .599 .580 .550))	.885 .841 .805 .777 .749 .723 .698 .678 .656 .638 .611 .586 .566 .534	((.879 .836 .801 .770 .740 .716 .693 .672 .655 .637 .609 .587 .568 .534))	.877 .831 .795 .761 .733 .708 .685 .662 .644 .627 .596 .574 .553 .520	((.876 .827 .792 .757 .730 .705 .682 .661 .641 .626 .598 .575 .555 .521))	.870 .823 .785 .751 .723 .696 .671 .651 .633 .615 .585 .560 .540 .503	((.869 .819 .779 .746 .719 .691 .668 .650 .630 .615 .586 .562 .542 .505))	.867 .813 .775 .740 .711 .684 .660 .639 .618 .601 .572 .547 .525 .488	((.866 .810 .770 .737 .709 .681 .658 .637 .619 .601 .573 .550 .527 .490))	.859 .804 .765 .730 .701 .674 .649 .626 .607 .590 .561 .533 .512 .474	((.859 .801 .759 .727 .696 .670 .647 .626 .608 .590 .561 .535 .514 .476))	.856 .801 .755 .720 .686 .660 .637 .614 .595 .578 .546 .521 .497 .457	((.851 .792 .750 .717 .685 .660 .637 .615 .595 .579 .549 .524 .500 .461))	.848 .791 .746 .709 .676 .648 .623 .603 .584 .567 .534 .508 .484 .443	((.848 .783 .740 .706 .675 .646 .623 .601 .584 .567 .535 .509 .487 .445))	.840 .781 .735 .694 .664 .637 .612 .591 .569 .552 .520 .493 .469 .427	((.840 .774 .731 .692 .664 .636 .612 .590 .573 .554 .524 .496 .473 .432))	.837 .772 .726 .684 .654 .626 .600 .577 .558 .540 .507 .480 .455 .411	((.831 .765 .721 .682 .650 .625 .601 .579 .558 .542 .509 .484 .459 .417))	.828 .762 .710 .673 .639 .612 .586 .565 .545 .527 .495 .465 .440 .397

Maximum Premium Ratio:	1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00
50	(.822 .820	.756 .753	.711 .701	.672 .662	.640 .628	.614 .600	.587 .574	.565 .553	.547 .531	.528 .513	.497 .479	.470 .451	.444 .427	.403 .381
49	(.814 .810	.746 .743	.701 .690	.661 .652	.629 .616	.600 .589	.575 .563	.554 .539	.533 .519	.516 .500	.483 .467	.457 .436	.432 .411	.389 .367
48	(.811 .801	.737 .733	.688 .680	.651 .637	.618 .606	.589 .574	.565 .551	.542 .526	.521 .507	.504 .486	.471 .451	.442 .423	.417 .398	.375 .352
47	(.802 .792	.728 .724	.678 .669	.637 .626	.605 .591	.577 .563	.550 .536	.528 .515	.509 .492	.490 .473	.458 .439	.430 .408	.404 .382	.361 .338
46	(.794 .789	.719 .714	.667 .660	.626 .615	.594 .580	.564 .551	.539 .524	.516 .499	.495 .479	.478 .460	.443 .424	.415 .395	.390 .369	.349 .323
45	(.785 .780	.708 .699	.657 .649	.616 .604	.583 .568	.553 .536	.527 .509	.504 .487	.483 .464	.463 .445	.431 .410	.402 .380	.377 .354	.334 .310
44	(.777 .771	.699 .688	.647 .634	.606 .589	.568 .557	.541 .523	.513 .497	.490 .472	.468 .451	.451 .432	.416 .395	.388 .366	.362 .340	.322 .295
43	(.768 .761	.689 .679	.633 .623	.591 .578	.557 .542	.526 .512	.502 .485	.478 .459	.456 .436	.436 .417	.404 .381	.375 .351	.350 .325	.309 .283
42	(.759 .753	.680 .668	.622 .612	.580 .567	.546 .530	.514 .497	.486 .469	.463 .444	.442 .424	.423 .404	.390 .366	.361 .337	.336 .311	.296 .268
41	(.749 .743	.670 .659	.612 .601	.569 .555	.531 .514	.500 .484	.474 .456	.451 .431	.429 .407	.409 .388	.377 .354	.349 .322	.323 .297	.284 .256
40	(.740 .733	.655 .648	.596 .585	.555 .540	.520 .502	.488 .468	.460 .441	.436 .419	.414 .395	.397 .376	.362 .340	.334 .310	.311 .285	.271 .243
39	(.731 .724	.645 .637	.586 .574	.543 .527	.504 .490	.473 .455	.447 .428	.424 .403	.402 .379	.382 .359	.350 .325	.322 .297	.299 .272	.260 .230
38	(.721 .713	.635 .621	.575 .563	.532 .511	.493 .474	.461 .440	.432 .412	.409 .390	.387 .366	.370 .347	.336 .312	.311 .283	.287 .258	.250 .218
37	(.712 .704	.618 .610	.559 .545	.515 .498	.477 .461	.445 .427	.420 .399	.397 .374	.375 .354	.355 .332	.325 .298	.298 .270	.276 .246	.240 .208
36	(.696 .686	.607 .592	.547 .534	.500 .482	.464 .444	.433 .410	.405 .383	.381 .361	.363 .337	.343 .319	.313 .286	.287 .259	.266 .235	.230 .197
35	(.686 .676	.591 .581	.531 .517	.487 .470	.449 .427	.418 .398	.392 .370	.370 .345	.351 .325	.332 .304	.299 .273	.276 .245	.254 .224	.221 .188
34	(.668 .665	.580 .564	.514 .499	.472 .452	.436 .414	.405 .380	.377 .354	.355 .333	.337 .310	.318 .291	.289 .260	.266 .234	.244 .214	.213 .178
33	(.658 .647	.563 .551	.503 .486	.455 .435	.421 .398	.390 .368	.365 .341	.343 .316	.322 .297	.307 .280	.278 .248	.254 .223	.235 .201	.205 .170
32	(.641 .629	.545 .533	.486 .469	.442 .422	.404 .384	.377 .352	.350 .325	.328 .304	.310 .282	.295 .264	.267 .236	.243 .212	.225 .191	.196 .160
31	(.630 .617	.534 .516	.469 .450	.426 .404	.392 .368	.361 .338	.338 .312	.316 .288	.299 .269	.281 .252	.254 .222	.233 .200	.215 .181	.188 .151
30	(.612 .599	.517 .503	.457 .438	.410 .387	.376 .351	.350 .322	.322 .296	.304 .275	.285 .254	.269 .240	.243 .211	.223 .188	.206 .170	.180 .143
29	(.595 .580	.500 .485	.440 .421	.397 .374	.363 .337	.334 .306	.310 .283	.289 .260	.273 .241	.258 .225	.232 .199	.213 .177	.196 .160	.172 .134
28	(.577 .562	.483 .467	.423 .403	.381 .357	.348 .321	.319 .292	.295 .266	.278 .247	.258 .229	.245 .214	.222 .188	.203 .167	.187 .150	.166 .126
27	(.566 .550	.471 .449	.411 .390	.364 .339	.331 .308	.306 .276	.283 .254	.263 .232	.248 .215	.233 .201	.209 .174	.193 .156	.178 .141	.158 .119
26	(.549 .533	.454 .437	.394 .373	.352 .327	.319 .290	.290 .263	.268 .238	.250 .218	.236 .202	.222 .187	.199 .163	.182 .146	.169 .131	.151 .110
25	(.539 .521	.443 .420	.378 .355	.336 .309	.303 .273	.278 .245	.256 .221	.237 .203	.221 .187	.208 .174	.188 .151	.173 .135	.161 .122	.144 .102
24	(.523 .512	.426 .408	.366 .342	.319 .291	.290 .260	.262 .229	.240 .208	.224 .190	.209 .174	.197 .160	.178 .141	.163 .124	.152 .112	.136 .095
23	(.514 .502	.415 .391	.349 .325	.306 .278	.274 .242	.246 .216	.227 .193	.212 .174	.198 .162	.186 .148	.168 .129	.154 .115	.144 .103	.130 .087
22	(.512 .493	.400 .380	.332 .307	.289 .261	.258 .225	.233 .198	.213 .179	.197 .162	.185 .147	.174 .136	.158 .117	.145 .105	.136 .094	.124 .080
21	(.503 .484	.388 .362	.319 .294	.272 .242	.241 .212	.217 .185	.201 .164	.186 .149	.174 .136	.164 .125	.149 .108	.138 .097	.130 .087	.118 .075
20	(.484 .465	.363 .342	.302 .275	.259 .224	.228 .194	.207 .170	.189 .151	.176 .137	.166 .125	.155 .117	.143 .101	.133 .090	.125 .082	.115 .072
19	(.466 .446	.345 .322	.284 .256	.243 .211	.213 .177	.195 .157	.177 .140	.165 .126	.156 .116	.148 .107	.135 .094	.127 .085	.121 .077	.113 .068
18	(.441 .426	.327 .302	.266 .237	.226 .193	.201 .165	.180 .143	.166 .128	.156 .116	.147 .106	.141 .099	.130 .087	.123 .079	.117 .073	.109 .065
17	(.421 .398	.308 .283	.248 .217	.210 .175	.186 .149	.169 .130	.156 .116	.145 .105	.139 .097	.133 .090	.124 .079	.117 .073	.113 .068	.106 .061
16	(.394 .370	.289 .257	.231 .199	.197 .162	.174 .136	.158 .119	.146 .104	.137 .096	.131 .088	.125 .081	.118 .074	.113 .068	.109 .063	.104 .057
15	(.367 .349	.269 .236	.213 .180	.181 .145	.162 .121	.145 .104	.136 .094	.128 .085	.122 .078	.118 .074	.112 .067	.107 .062	.104 .058	.101 .054
14	(.340 .320	.245 .216	.200 .162	.169 .128	.148 .108	.135 .093	.126 .084	.120 .076	.115 .070	.112 .067	.106 .060	.103 .056	.101 .054	.098 .051
13	(.320 .290	.226 .191	.183 .144	.155 .116	.137 .097	.125 .082	.117 .073	.112 .067	.107 .062	.104 .059	.101 .054	.098 .052	.097 .050	.094 .048
12	(.286 .255	.207 .170	.166 .125	.142 .099	.126 .082	.115 .072	.108 .063	.104 .057	.100 .053	.098 .051	.095 .048	.094 .046	.093 .046	.092 .044
11	(.266 .234	.189 .151	.150 .112	.127 .087	.114 .071	.105 .061	.099 .053	.095 .049	.093 .046	.091 .044	.090 .042	.089 .041	.089 .041	.089 .041

Maximum Premium Ratio:	1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00	
Size Group															
10	((.238 <td>.171</td> <td>.138</td> <td>.118</td> <td>.108</td> <td>.100</td> <td>.095</td> <td>.093</td> <td>.091</td> <td>.090</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.171	.138	.118	.108	.100	.095	.093	.091	.090	.089	.089	.089	.089	.089))
	.205	.132	.097	.076	.062	.054	.049	.046	.044	.043	.041	.041	.041	.041	
9	((.212 <td>.154</td> <td>.127</td> <td>.110</td> <td>.102</td> <td>.096</td> <td>.093</td> <td>.091</td> <td>.090</td> <td>.090</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.154	.127	.110	.102	.096	.093	.091	.090	.090	.089	.089	.089	.089	.089))
	.177	.114	.084	.067	.055	.051	.046	.044	.042	.042	.041	.041	.041	.041	
8	((.192 <td>.141</td> <td>.117</td> <td>.104</td> <td>.096</td> <td>.094</td> <td>.091</td> <td>.090</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.141	.117	.104	.096	.094	.091	.090	.089	.089	.089	.089	.089	.089	.089))
	.149	.099	.074	.058	.051	.046	.044	.042	.042	.041	.041	.041	.041	.041	
7	((.167 <td>.125</td> <td>.108</td> <td>.098</td> <td>.094</td> <td>.091</td> <td>.090</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.125	.108	.098	.094	.091	.090	.089	.089	.089	.089	.089	.089	.089	.089))
	.129	.083	.063	.052	.046	.044	.042	.041	.041	.041	.041	.041	.041	.041	
6	((.148 <td>.115</td> <td>.101</td> <td>.094</td> <td>.091</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.115	.101	.094	.091	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089))
	.108	.071	.054	.047	.044	.042	.041	.041	.041	.041	.041	.041	.041	.041	
5	((.130 <td>.104</td> <td>.094</td> <td>.091</td> <td>.090</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.104	.094	.091	.090	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089))
	.089	.057	.048	.043	.042	.041	.041	.041	.041	.041	.041	.041	.041	.041	
4	((.114 <td>.096</td> <td>.091</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.096	.091	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089))
	.071	.051	.044	.042	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	
3	((.102 <td>.091</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.091	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089))
	.054	.044	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	
2	((.093 <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089))
	.045	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	
1	((.089 <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089</td> <td>.089))</td>	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089	.089))
	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	.041	

AMENDATORY SECTION (Amending Order 81-02, filed 1/30/81)

WAC 296-17-91902 TABLE III.

RETROSPECTIVE RATING PLAN B
BASIC PREMIUM RATIOS
AND LOSS CONVERSION FACTORS
Effective for the coverage period beginning
July 1, 1982, through June 30, 1983

Maximum Premium Ratio:	1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00
Size Group														
84	Basic Premium Ratio	((.999))	.997	((.996	.995	.993	.992	.991	.990	.988	.987	.984	.982	.979 .974))
		.998		.995	.993	.991	.990	.988	.986	.984	.983	.979	.976	.972 .965
	Loss Conversion Factor	((.001))	.003	((.004	.005	.007	.009	.010	.012	.014	.016	.017	.021	.024 .028 .035
		.002		.005	.007	.009	.010	.012	.014	.016	.017	.021	.024	.028 .035
83	Basic Premium Ratio	((.999	.997	.996	.994	.993	.992	.990	.989	.988	.986	.983	.981	.978 .972))
		.998	.996	.994	.993	.991	.989	.987	.985	.983	.981	.978	.974	.970 .963
	Loss Conversion Factor	((.001	.003	.004	.006	.007	.008	.010	.011	.013	.015	.017	.019	.022 .026 .030 .037
		.002	.004	.006	.007	.009	.011	.013	.015	.017	.019	.022	.026	.030 .037
82	Basic Premium Ratio	((.999	.997	.996	.994	.993	.991	.990	.988	.987	.985	.982	.979	.976 .970))
		.998	.996	.994	.992	.990	.988	.986	.984	.982	.980	.976	.972	.968 .960
	Loss Conversion Factor	((.001	.003	.004	.006	.007	.009	.010	.012	.014	.016	.018	.020	.024 .028 .032 .040
		.002	.004	.006	.008	.010	.012	.014	.016	.018	.020	.022	.026	.032 .040
81	Basic Premium Ratio	.998	((.997	.995	.994	.992	.991	.989	.987	.986	.984	.981	.978	.975 .968))
		.998	.996	.994	.991	.989	.987	.985	.983	.981	.979	.974	.970	.966 .957
	Loss Conversion Factor	.002	((.003	.005	.006	.008	.009	.011	.013	.014	.016	.019	.022	.025 .030 .034 .043
		.002	.004	.006	.009	.011	.013	.015	.017	.019	.021	.026	.030	.034 .043
80	Basic Premium Ratio	.998	((.997	.995	.993	.991	.990	.988	.986	.985	.983	.980	.976	.973 .966))
		.998	.995	.993	.991	.988	.986	.984	.982	.979	.977	.972	.968	.963 .954
	Loss Conversion Factor	.002	((.003	.005	.007	.009	.010	.012	.014	.015	.017	.020	.024	.027 .034 .046
		.002	.005	.007	.009	.012	.014	.016	.018	.021	.023	.028	.032	.037 .046
79	Basic Premium Ratio	.998	((.996	.994	.993	.991	.989	.987	.985	.983	.982	.978	.974	.970 .963))
		.998	.995	.993	.990	.988	.985	.983	.980	.978	.975	.970	.965	.960 .950
	Loss Conversion Factor	.002	((.004	.006	.007	.009	.011	.013	.015	.017	.018	.022	.026	.030 .035 .040 .050
		.002	.005	.007	.010	.012	.015	.017	.020	.022	.025	.030	.035	.040 .050
78	Basic Premium Ratio	((.998	.996	.994	.992	.990	.988	.986	.984	.982	.980	.976	.972	.968 .960))
		.997	.995	.992	.989	.987	.984	.981	.979	.976	.973	.968	.963	.957 .947
	Loss Conversion Factor	((.002	.004	.006	.008	.010	.012	.014	.016	.018	.020	.024	.028	.032 .040))
		.003	.005	.008	.011	.013	.016	.019	.021	.024	.027	.032	.037	.043 .053
77	Basic Premium Ratio	((.998	.996	.993	.991	.989	.987	.985	.982	.980	.978	.973	.969	.965 .956))
		.997	.994	.991	.989	.986	.983	.980	.977	.974	.971	.966	.960	.954 .943
	Loss Conversion Factor	((.002	.004	.007	.009	.011	.013	.015	.018	.020	.022	.027	.031	.035 .044))
		.003	.006	.009	.011	.014	.017	.020	.023	.026	.029	.034	.040	.046 .057
76	Basic Premium Ratio	((.998	.995	.993	.990	.988	.986	.983	.981	.979	.976	.971	.967	.962 .952))
		.997	.994	.991	.988	.985	.982	.978	.975	.972	.969	.963	.957	.951 .938
	Loss Conversion Factor	((.002	.005	.007	.010	.012	.014	.017	.019	.021	.024	.029	.033	.038 .048))
		.003	.006	.009	.012	.015	.018	.022	.025	.028	.031	.037	.043	.049 .062

Maximum Premium Ratio:		1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00
75	Basic Premium Ratio	((-.998	-.995	-.993	-.990	-.988	-.985	-.983	-.980	-.978	-.975	-.970	-.965	-.960	-.950))
	Loss Conversion Factor	((-.002	-.005	-.007	-.010	-.012	-.015	-.017	-.020	-.022	-.025	-.030	-.035	-.040	-.050))
74	Basic Premium Ratio	((-.997	-.995	-.992	-.990	-.987	-.984	-.982	-.979	-.977	-.974	-.969	-.964	-.958	-.948))
	Loss Conversion Factor	((-.003	-.005	-.008	-.010	-.013	-.016	-.018	-.021	-.023	-.026	-.031	-.036	-.042	-.052))
73	Basic Premium Ratio	((-.997	-.995	-.992	-.989	-.986	-.984	-.981	-.978	-.975	-.973	-.967	-.962	-.956	-.945))
	Loss Conversion Factor	((-.003	-.005	-.008	-.011	-.014	-.016	-.019	-.023	-.025	-.027	-.033	-.038	-.044	-.055))
72	Basic Premium Ratio	((-.997	-.994	-.991	-.989	-.986	-.983	-.980	-.977	-.974	-.971	-.966	-.960	-.954	-.943))
	Loss Conversion Factor	((-.003	-.006	-.009	-.011	-.014	-.017	-.020	-.023	-.026	-.029	-.034	-.040	-.046	-.057))
71	Basic Premium Ratio	((-.997	-.994	-.988	-.988	-.985	-.982	-.979	-.976	-.973	-.970	-.964	-.958	-.952	-.940))
	Loss Conversion Factor	((-.003	-.006	-.012	-.012	-.015	-.018	-.021	-.024	-.027	-.030	-.036	-.042	-.048	-.060))
70	Basic Premium Ratio	((-.997	-.994	-.990	-.987	-.984	-.981	-.978	-.974	-.971	-.968	-.962	-.955	-.949	-.936))
	Loss Conversion Factor	((-.003	-.006	-.010	-.013	-.016	-.019	-.022	-.026	-.029	-.032	-.038	-.045	-.051	-.064))
69	Basic Premium Ratio	((-.997	-.993	-.990	-.986	-.983	-.980	-.976	-.973	-.970	-.966	-.959	-.953	-.946	-.932))
	Loss Conversion Factor	((-.003	-.007	-.010	-.014	-.017	-.020	-.024	-.027	-.030	-.034	-.041	-.047	-.054	-.068))
68	Basic Premium Ratio	((-.996	-.993	-.989	-.986	-.982	-.978	-.975	-.971	-.968	-.964	-.957	-.950	-.942	-.928))
	Loss Conversion Factor	((-.004	-.007	-.011	-.014	-.018	-.022	-.025	-.029	-.032	-.036	-.043	-.050	-.058	-.072))
67	Basic Premium Ratio	((-.996	-.992	-.988	-.985	-.981	-.977	-.973	-.969	-.965	-.961	-.954	-.946	-.938	-.923))
	Loss Conversion Factor	((-.004	-.008	-.012	-.015	-.019	-.023	-.027	-.031	-.035	-.039	-.046	-.054	-.062	-.077))
66	Basic Premium Ratio	((-.996	-.992	-.988	-.983	-.979	-.975	-.971	-.967	-.963	-.959	-.950	-.942	-.934	-.917))
	Loss Conversion Factor	((-.004	-.008	-.012	-.017	-.021	-.025	-.029	-.033	-.037	-.041	-.050	-.058	-.066	-.083))
65	Basic Premium Ratio	((-.996	-.991	-.987	-.982	-.978	-.973	-.969	-.964	-.960	-.955	-.946	-.937	-.929	-.911))
	Loss Conversion Factor	((-.004	-.009	-.013	-.018	-.022	-.027	-.031	-.036	-.040	-.045	-.054	-.063	-.071	-.089))
64	Basic Premium Ratio	((-.995	-.990	-.985	-.981	-.976	-.971	-.966	-.961	-.956	-.951	-.942	-.932	-.922	-.903))
	Loss Conversion Factor	((-.005	-.010	-.015	-.019	-.024	-.029	-.034	-.039	-.044	-.049	-.058	-.068	-.078	-.097))
63	Basic Premium Ratio	((-.995	-.989	-.984	-.979	-.973	-.968	-.963	-.957	-.952	-.947	-.936	-.925	-.915	-.893))
	Loss Conversion Factor	((-.005	-.011	-.016	-.021	-.027	-.032	-.037	-.043	-.048	-.053	-.064	-.075	-.085	-.107))
62	Basic Premium Ratio	((-.994	-.988	-.982	-.977	-.971	-.965	-.959	-.953	-.947	-.941	-.930	-.918	-.906	-.883))
	Loss Conversion Factor	((-.006	-.012	-.018	-.023	-.029	-.035	-.041	-.047	-.053	-.059	-.070	-.082	-.094	-.117))
61	Basic Premium Ratio	((-.993	-.987	-.980	-.974	-.967	-.961	-.954	-.948	-.941	-.934	-.921	-.908	-.895	-.869))
	Loss Conversion Factor	((-.007	-.013	-.020	-.026	-.033	-.039	-.046	-.052	-.059	-.066	-.079	-.092	-.105	-.131))
60	Basic Premium Ratio	((-.993	-.985	-.978	-.970	-.963	-.956	-.948	-.941	-.933	-.926	-.911	-.896	-.882	-.852))
	Loss Conversion Factor	((-.007	-.015	-.022	-.030	-.037	-.044	-.052	-.059	-.067	-.074	-.089	-.104	-.118	-.148))
59	Basic Premium Ratio	((-.991	-.983	-.974	-.966	-.957	-.949	-.940	-.932	-.923	-.915	-.898	-.880	-.863	-.829))
	Loss Conversion Factor	((-.009	-.017	-.026	-.034	-.043	-.051	-.060	-.068	-.077	-.085	-.102	-.120	-.137	-.171))
58	Basic Premium Ratio	((-.990	-.980	-.970	-.960	-.950	-.940	-.929	-.919	-.909	-.899	-.879	-.859	-.839	-.798))
	Loss Conversion Factor	((-.010	-.020	-.030	-.040	-.050	-.060	-.071	-.081	-.091	-.101	-.121	-.141	-.161	-.202))

Maximum Premium Ratio:		1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00
Size Group		<u>.013</u>	<u>.025</u>	<u>.038</u>	<u>.050</u>	<u>.063</u>	<u>.075</u>	<u>.088</u>	<u>.100</u>	<u>.113</u>	<u>.125</u>	<u>.150</u>	<u>.175</u>	<u>.200</u>	<u>.250</u>
57	Basic Premium Ratio	(.989	.978	.967	.956	.946	.935	.924	.913	.902	.891	.869	.847	.826	.782))
	Loss Conversion Factor	(.011	.022	.033	.044	.054	.065	.076	.087	.098	.109	.131	.153	.174	.218))
		<u>.014</u>	<u>.027</u>	<u>.041</u>	<u>.055</u>	<u>.068</u>	<u>.082</u>	<u>.096</u>	<u>.109</u>	<u>.123</u>	<u>.137</u>	<u>.164</u>	<u>.192</u>	<u>.219</u>	<u>.274</u>
56	Basic Premium Ratio	(.988	.976	.965	.953	.941	.929	.918	.906	.894	.882	.859	.835	.812	.765))
	Loss Conversion Factor	(.012	.024	.035	.047	.059	.071	.082	.094	.106	.118	.141	.165	.188	.235))
		<u>.015</u>	<u>.030</u>	<u>.045</u>	<u>.060</u>	<u>.075</u>	<u>.090</u>	<u>.105</u>	<u>.120</u>	<u>.135</u>	<u>.150</u>	<u>.180</u>	<u>.210</u>	<u>.240</u>	<u>.299</u>
55	Basic Premium Ratio	(.987	.975	.962	.950	.937	.924	.912	.899	.887	.874	.849	.824	.798	.748))
	Loss Conversion Factor	(.013	.025	.038	.050	.063	.076	.088	.101	.113	.126	.151	.176	.202	.252))
		<u>.017</u>	<u>.033</u>	<u>.050</u>	<u>.067</u>	<u>.083</u>	<u>.100</u>	<u>.117</u>	<u>.133</u>	<u>.150</u>	<u>.167</u>	<u>.200</u>	<u>.233</u>	<u>.267</u>	<u>.333</u>
54	Basic Premium Ratio	(.987	.973	.960	.946	.933	.919	.906	.892	.879	.866	.839	.812	.785	.731))
	Loss Conversion Factor	(.013	.027	.040	.054	.067	.081	.094	.108	.121	.134	.161	.188	.215	.269))
		<u>.018</u>	<u>.036</u>	<u>.053</u>	<u>.071</u>	<u>.089</u>	<u>.107</u>	<u>.125</u>	<u>.142</u>	<u>.160</u>	<u>.178</u>	<u>.214</u>	<u>.249</u>	<u>.285</u>	<u>.356</u>
53	Basic Premium Ratio	(.985	.971	.956	.942	.927	.913	.898	.884	.869	.855	.826	.797	.768	.710))
	Loss Conversion Factor	(.015	.029	.044	.058	.073	.087	.102	.116	.131	.145	.174	.203	.232	.290))
		<u>.019</u>	<u>.038</u>	<u>.057</u>	<u>.076</u>	<u>.095</u>	<u>.114</u>	<u>.133</u>	<u>.152</u>	<u>.171</u>	<u>.190</u>	<u>.228</u>	<u>.266</u>	<u>.304</u>	<u>.380</u>
52	Basic Premium Ratio	(.984	.969	.953	.937	.922	.906	.891	.875	.859	.844	.812	.781	.750	.687))
	Loss Conversion Factor	(.016	.031	.047	.063	.078	.094	.109	.125	.141	.156	.188	.219	.250	.313))
		<u>.020</u>	<u>.040</u>	<u>.061</u>	<u>.081</u>	<u>.101</u>	<u>.121</u>	<u>.142</u>	<u>.162</u>	<u>.182</u>	<u>.202</u>	<u>.243</u>	<u>.283</u>	<u>.324</u>	<u>.405</u>
51	Basic Premium Ratio	(.983	.967	.950	.933	.917	.900	.883	.867	.850	.833	.800	.767	.733	.667))
	Loss Conversion Factor	(.017	.033	.050	.067	.083	.100	.117	.133	.150	.167	.200	.233	.267	.333))
		<u>.022</u>	<u>.043</u>	<u>.065</u>	<u>.087</u>	<u>.108</u>	<u>.130</u>	<u>.152</u>	<u>.173</u>	<u>.195</u>	<u>.217</u>	<u>.260</u>	<u>.304</u>	<u>.347</u>	<u>.434</u>
50	Basic Premium Ratio	(.982	.964	.946	.928	.910	.892	.874	.857	.839	.821	.785	.749	.713	.641))
	Loss Conversion Factor	(.018	.036	.054	.072	.090	.108	.126	.143	.161	.179	.215	.251	.287	.359))
		<u>.023</u>	<u>.046</u>	<u>.070</u>	<u>.093</u>	<u>.116</u>	<u>.139</u>	<u>.162</u>	<u>.185</u>	<u>.209</u>	<u>.232</u>	<u>.278</u>	<u>.325</u>	<u>.371</u>	<u>.464</u>
49	Basic Premium Ratio	(.981	.962	.943	.924	.904	.885	.866	.847	.828	.809	.771	.732	.694	.618))
	Loss Conversion Factor	(.019	.038	.057	.076	.096	.115	.134	.153	.172	.191	.229	.268	.306	.382))
		<u>.025</u>	<u>.049</u>	<u>.074</u>	<u>.099</u>	<u>.124</u>	<u>.148</u>	<u>.173</u>	<u>.198</u>	<u>.223</u>	<u>.247</u>	<u>.297</u>	<u>.346</u>	<u>.396</u>	<u>.495</u>
48	Basic Premium Ratio	(.980	.959	.939	.918	.898	.878	.857	.837	.817	.796	.755	.715	.674	.592))
	Loss Conversion Factor	(.020	.041	.061	.082	.102	.122	.143	.163	.183	.204	.245	.285	.326	.408))
		<u>.027</u>	<u>.053</u>	<u>.080</u>	<u>.106</u>	<u>.133</u>	<u>.159</u>	<u>.186</u>	<u>.212</u>	<u>.239</u>	<u>.265</u>	<u>.318</u>	<u>.371</u>	<u>.425</u>	<u>.531</u>
47	Basic Premium Ratio	(.978	.956	.935	.913	.891	.869	.847	.825	.804	.782	.738	.695	.651	.564))
	Loss Conversion Factor	(.022	.044	.065	.087	.109	.131	.153	.175	.196	.218	.262	.305	.349	.436))
		<u>.028</u>	<u>.057</u>	<u>.085</u>	<u>.114</u>	<u>.142</u>	<u>.170</u>	<u>.199</u>	<u>.227</u>	<u>.255</u>	<u>.284</u>	<u>.341</u>	<u>.397</u>	<u>.454</u>	<u>.568</u>
46	Basic Premium Ratio	(.977	.953	.930	.907	.883	.860	.837	.813	.790	.767	.720	.673	.627	.533))
	Loss Conversion Factor	(.023	.047	.070	.093	.117	.140	.163	.187	.210	.233	.280	.327	.373	.467))
		<u>.030</u>	<u>.061</u>	<u>.091</u>	<u>.122</u>	<u>.152</u>	<u>.183</u>	<u>.213</u>	<u>.244</u>	<u>.274</u>	<u>.305</u>	<u>.366</u>	<u>.427</u>	<u>.488</u>	<u>.610</u>
45	Basic Premium Ratio	(.975	.950	.925	.900	.875	.850	.826	.801	.776	.751	.701	.651	.601	.502))
	Loss Conversion Factor	(.025	.050	.075	.100	.125	.150	.174	.199	.224	.249	.299	.349	.399	.498))
		<u>.033</u>	<u>.065</u>	<u>.098</u>	<u>.131</u>	<u>.163</u>	<u>.196</u>	<u>.229</u>	<u>.261</u>	<u>.294</u>	<u>.327</u>	<u>.392</u>	<u>.457</u>	<u>.523</u>	<u>.653</u>
44	Basic Premium Ratio	(.973	.947	.920	.893	.866	.840	.813	.786	.759	.733	.679	.626	.572	.465))
	Loss Conversion Factor	(.027	.053	.080	.107	.134	.160	.187	.214	.241	.267	.321	.374	.428	.535))
		<u>.035</u>	<u>.070</u>	<u>.106</u>	<u>.141</u>	<u>.176</u>	<u>.211</u>	<u>.246</u>	<u>.281</u>	<u>.317</u>	<u>.352</u>	<u>.422</u>	<u>.492</u>	<u>.563</u>	<u>.703</u>
43	Basic Premium Ratio	(.971	.942	.913	.885	.856	.827	.798	.769	.740	.711	.654	.596	.538	.423))
	Loss Conversion Factor	(.029	.058	.087	.115	.144	.173	.202	.231	.260	.289	.346	.404	.462	.577))
		<u>.038</u>	<u>.075</u>	<u>.113</u>	<u>.151</u>	<u>.188</u>	<u>.226</u>	<u>.264</u>	<u>.302</u>	<u>.339</u>	<u>.377</u>	<u>.452</u>	<u>.528</u>	<u>.603</u>	<u>.754</u>
42	Basic Premium Ratio	(.969	.938	.907	.877	.846	.815	.784	.753	.722	.692	.630	.568	.507	.383))
	Loss Conversion Factor	(.031	.062	.093	.123	.154	.185	.216	.247	.278	.308	.370	.432	.493	.617))
		<u>.041</u>	<u>.081</u>	<u>.122</u>	<u>.162</u>	<u>.203</u>	<u>.244</u>	<u>.284</u>	<u>.325</u>	<u>.365</u>	<u>.406</u>	<u>.487</u>	<u>.569</u>	<u>.650</u>	<u>.812</u>
41	Basic Premium Ratio	(.967	.934	.901	.867	.834	.801	.768	.735	.702	.669	.602	.536	.470	.337))
	Loss Conversion Factor	(.033	.066	.099	.133	.166	.199	.232	.265	.298	.331	.398	.464	.530	.663))
		<u>.043</u>	<u>.087</u>	<u>.130</u>	<u>.174</u>	<u>.217</u>	<u>.261</u>	<u>.304</u>	<u>.348</u>	<u>.391</u>	<u>.435</u>	<u>.522</u>	<u>.609</u>	<u>.696</u>	<u>.870</u>
40	Basic Premium Ratio	(.965	.929	.894	.858	.823	.787	.752	.716	.681	.645	.574	.504	.433	.291))
	Loss Conversion Factor	(.035	.071	.106	.142	.177	.213	.248	.284	.319	.355	.426	.496	.567	.709))

Maximum Premium Ratio:		1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00
Size Group		.047	.094	.140	.187	.234	.281	.328	.375	.421	.468	.562	.655	.749	.936
39	Basic Premium Ratio	(.962	.924	.886	.847	.809	.771	.733	.695	.657	.618	.542	.466	.390	.237))
	Loss Conversion Factor	(.950	.900	.850	.800	.750	.700	.650	.600	.550	.500	.400	.300	.200	.000
		(.038	.076	.114	.153	.191	.229	.267	.305	.343	.382	.458	.534	.610	.763))
		.050	.100	.150	.200	.250	.300	.350	.400	.450	.500	.600	.700	.800	1.000
38	Basic Premium Ratio	(.959	.918	.877	.837	.796	.755	.714	.673	.632	.591	.510	.428	.346	.183))
	Loss Conversion Factor	(.946	.893	.839	.785	.732	.678	.624	.571	.517	.464	.356	.249	.142	.000
		(.041	.082	.123	.163	.204	.245	.286	.327	.368	.409	.490	.572	.654	.817))
		.054	.107	.161	.215	.268	.322	.376	.429	.483	.536	.644	.751	.858	.976
37	Basic Premium Ratio	(.956	.913	.869	.826	.782	.739	.695	.652	.608	.565	.478	.391	.304	.130))
	Loss Conversion Factor	(.942	.884	.826	.769	.711	.653	.595	.537	.479	.421	.306	.190	.074	.000
		(.044	.087	.131	.174	.218	.261	.305	.348	.392	.435	.522	.609	.696	.870))
		.058	.116	.174	.231	.289	.347	.405	.463	.521	.579	.694	.810	.926	.953
36	Basic Premium Ratio	(.953	.907	.860	.814	.767	.721	.674	.628	.581	.535	.442	.349	.255	.069))
	Loss Conversion Factor	(.938	.876	.815	.753	.691	.629	.568	.506	.444	.382	.259	.135	.012	.000
		(.047	.093	.140	.186	.233	.279	.326	.372	.419	.465	.558	.651	.745	.931))
		.062	.124	.185	.247	.309	.371	.432	.494	.556	.618	.741	.865	.988	.933
35	Basic Premium Ratio	(.950	.900	.850	.800	.750	.700	.650	.600	.550	.500	.400	.300	.200	.000
	Loss Conversion Factor	(.934	.868	.801	.735	.669	.603	.536	.470	.404	.338	.205	.073	.000	.000
		(.050	.100	.150	.200	.250	.300	.350	.400	.450	.500	.600	.700	.800	1.000))
		.066	.132	.199	.265	.331	.397	.464	.530	.596	.662	.795	.927	.978	.915
34	Basic Premium Ratio	(.947	.893	.840	.787	.733	.680	.627	.574	.520	.467	.360	.254	.147	.000
	Loss Conversion Factor	(.929	.857	.786	.715	.643	.572	.500	.429	.358	.286	.144	.001	.000	.000
		(.053	.107	.160	.213	.267	.320	.373	.426	.480	.533	.640	.746	.853	.982))
		.071	.143	.214	.285	.357	.428	.500	.571	.642	.714	.856	.999	.957	.898
33	Basic Premium Ratio	(.943	.886	.829	.772	.715	.657	.600	.543	.486	.429	.315	.201	.087	.000
	Loss Conversion Factor	(.923	.845	.768	.691	.613	.536	.458	.381	.304	.226	.072	.000	.000	.000
		(.057	.114	.171	.228	.285	.343	.400	.457	.514	.571	.685	.799	.913	.970))
		.077	.155	.232	.309	.387	.464	.542	.619	.696	.774	.928	.974	.937	.884
32	Basic Premium Ratio	(.939	.877	.816	.754	.693	.631	.570	.508	.447	.385	.263	.140	.017	.000
	Loss Conversion Factor	(.916	.831	.747	.662	.578	.493	.409	.324	.240	.155	.000	.000	.000	.000
		(.061	.123	.184	.246	.307	.369	.430	.492	.553	.615	.737	.860	.983	.952))
		.084	.169	.253	.338	.422	.507	.591	.676	.760	.845	.996	.951	.917	.870
31	Basic Premium Ratio	(.933	.867	.800	.734	.667	.601	.534	.468	.401	.335	.202	.069	.000	.000
	Loss Conversion Factor	(.909	.819	.728	.637	.546	.456	.365	.274	.183	.093	.000	.000	.000	.000
		(.067	.133	.200	.266	.333	.399	.466	.532	.599	.665	.798	.931	(.986	.936))
		.091	.181	.272	.363	.454	.544	.635	.726	.817	.907	.973	.900	.856	.000
30	Basic Premium Ratio	(.927	.855	.782	.710	.637	.565	.492	.420	.347	.275	.130	.000	.000	.000
	Loss Conversion Factor	(.899	.799	.698	.597	.497	.396	.295	.195	.094	.000	.000	.000	.000	.000
		(.073	.145	.218	.290	.363	.435	.508	.580	.653	.725	.870	.999	.966	.925))
		.101	.201	.302	.403	.503	.604	.705	.805	.906	1.000	.950	.913	.883	.844
29	Basic Premium Ratio	(.922	.844	.766	.687	.609	.531	.453	.375	.297	.218	.062	.000	.000	.000
	Loss Conversion Factor	(.890	.781	.671	.561	.451	.342	.232	.122	.013	.000	.000	.000	.000	.000
		(.078	.156	.234	.313	.391	.469	.547	.625	.703	.782	.938	.977	.953	.912))
		.110	.219	.329	.439	.549	.658	.768	.878	.987	.975	.927	.894	.869	.833
28	Basic Premium Ratio	(.913	.827	.740	.654	.567	.481	.394	.308	.221	.134	.000	.000	.000	.000
	Loss Conversion Factor	(.880	.759	.639	.518	.398	.277	.157	.036	.000	.000	.000	.000	.000	.000
		(.087	.173	.260	.346	.433	.519	.606	.692	.779	.866	.991	.957	.935	.899))
		.120	.241	.361	.482	.602	.723	.843	.964	.978	.950	.907	.876	.854	.822
27	Basic Premium Ratio	(.905	.811	.716	.621	.526	.432	.337	.242	.148	.053	.000	.000	.000	.000
	Loss Conversion Factor	(.866	.733	.599	.465	.332	.198	.065	.000	.000	.000	.000	.000	.000	.000
		(.095	.189	.284	.379	.474	.568	.663	.758	.852	.947	.976	.944	.920	.890))
		.134	.267	.401	.535	.668	.802	.935	.985	.953	.927	.889	.861	.841	.813
26	Basic Premium Ratio	(.895	.791	.686	.582	.477	.373	.268	.164	.059	.000	.000	.000	.000	.000
	Loss Conversion Factor	(.856	.712	.568	.424	.279	.135	.000	.000	.000	.000	.000	.000	.000	.000
		(.105	.209	.314	.418	.523	.627	.732	.836	.941	.990	.954	.925	.906	.880))
		.144	.288	.432	.576	.721	.865	.995	.959	.929	.906	.871	.847	.828	.803
25	Basic Premium Ratio	(.887	.773	.660	.546	.433	.320	.206	.093	.000	.000	.000	.000	.000	.000
	Loss Conversion Factor	(.837	.673	.510	.347	.183	.020	.000	.000	.000	.000	.000	.000	.000	.000
		(.113	.227	.340	.454	.567	.680	.794	.907	.994	.974	.933	.		

Maximum Premium Ratio:		1.05	1.10	1.15	1.20	1.25	1.30	1.35	1.40	1.45	1.50	1.60	1.70	1.80	2.00
Size Group		.747	.738	.736	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735
2	Basic Premium Ratio	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000
	Loss Conversion Factor	((.809	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805)
		.739	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735
1	Basic Premium Ratio	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000	.000
	Loss Conversion Factor	((.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805	.805)
		.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735	.735

WSR 82-01-101
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 23, 1981]

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 refusal of training or employment, amending WAC 388-57-064.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.22.110.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 22, 1981

By: David A. Hogan
 Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend: WAC 388-57-064.

Purpose of the rule or rule change is to bring rules into compliance with federal regulations.

Statutory Authority: RCW 74.22.110.

Summary of the Rule or Rule Change: The new regulation requires that an individual who failed or refused to participate in WIN/E&T, terminated or refused to accept employment, or reduced earnings be sanctioned for a three "payment-month" sanction period for a first offense and a six "payment-month" sanction period for subsequent failures, refusals, terminations or reductions.

Person or Persons Responsible for the Drafting, Implementation and Enforcement of the Rule: Mick Determan, Program Manager, Division of Income Assistance, Mailstop: OB-31C, Phone: 3-4381.

These rules are necessary as a result of a federal law, 29 CFR Part 56 and 45 CFR Part 224.

AMENDATORY SECTION (Amending Order 1433, filed 9/21/79)

WAC 388-57-064 REFUSAL OF TRAINING OR EMPLOYMENT OR REDUCTION OF EARNINGS UNDER WIN WITHOUT GOOD CAUSE--((DEREGISTRATION)) DEREGISTRATION SANCTION AND REACCEPTANCE TO WIN. (1) ((An individual who has been deregistered because of failure to accept employment or to participate in the WIN program without good cause may again register for WIN, provided the sanction period set by DES has elapsed since deregistration and the individual has given evidence to DES of willingness to participate.

(2) Reacceptance in the work incentive program may be denied where the termination action was the result of the individual's disruptive behavior or of criminal or other activities which presented a hazard to the staff or other participants.

(3) Reacceptance may also be denied where DES determines that the individual's sixty-day counseling was not successful and that readmission would be disruptive to the orderly administration of the activity.) A mandatory WIN registrant who has been found to have failed or refused without good cause to participate or has terminated employment, or has refused to accept employment or has reduced earnings shall be sanctioned as follows:

(a) For the first occurrence, the individual shall be deregistered and have his or her needs removed from the grant for three payment-months beginning the first day of the month in which the sanctioned individual's needs are removed;

(b) For the second and subsequent occurrences, the individual shall be deregistered and have his or her needs removed from the grant for six payment-months beginning the first day of the month in which the sanctioned individual's needs are removed.

(2) A voluntary registrant who has failed or refused to participate without good cause shall be sanctioned by deregistration from WIN without removing the individual's needs from the grant as follows:

(a) For the first occurrence, the individual shall be deregistered for three payment-months beginning the first day of the month such action can be taken;

(b) For the second and subsequent occurrences, the individual shall be deregistered for six payment-months beginning the first day of the month such action can be taken.

(3) Implementation of this sanction is not governed by effective date rules in chapter 33 WAC.

(4) Assistance unit payments shall be determined in accordance with WAC 388-57-061.

(5) The department shall determine WIN status when a defacto failure or refusal to participate in WIN or termination of employment or refusal to accept employment or reduction in earnings is verified.

(6) The WIN staff shall exhaust efforts toward conciliatory resolution of disputes between the WIN staff and the registrant before issuing a notice of intended deregistration.

(7) The following conditions when verified shall constitute good cause for refusal of an offer of employment or refusal to continue employment:

(a) Physical, mental or emotional inability of the individual to satisfactorily perform the work required;

(b) Inability of the individual to get to and from the job without undue cost or hardship to him or her;

(c) The nature of the work would be hazardous to the individual;

(d) The wages do not meet any applicable minimum wage requirements and are not customary for such work in the community;

(e) The job is available because of labor dispute;

(f) Adequate child care is not available to the single parent AFDC household.

WSR 82-01-102
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 23, 1981]

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 method of rate determination, amending WAC 388-96-719.

It is the intention of the secretary to adopt these rules on an emergency basis effective January 1, 1982.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 Olympia, WA 98504

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that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.09.120.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 23, 1981

By: David A. Hogan
 Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend WAC 388-96-719.

The purpose of this rule change is to modify nursing home medicaid reimbursement inflation adjustment rates for 1982 and 1983.

The reason this change is necessary is to conform the regulation to Substitute House Bill 760, section 8(12).

Statutory Authority: RCW 74.09.120.

Summary of Rule Change: Current version: Provides for inflation rate adjustment of 5.2 percent for January 1, 1982 rate setting and 4.35 percent for July 1, 1982 and January 1, 1983 rate setting. Amended version: Lowers inflation rate adjustment to 4.25 percent for January 1, 1982 rate setting and 3.25 percent for July 1, 1982 and January 1, 1983 rate setting.

The Person Responsible for Drafting, Implementing and Enforcing the Rule is: Taylor Dennen, Manager, Rate Management Program, Bureau for Nursing Home Affairs, MS OB-31, (206) 753-3477, Scan 234-3477.

This rule change is not the result of federal laws, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 1669, filed 7/15/81)

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) (a) Adjustments for inflation will be:

(i) 5.0 percent for July 1, 1981 rate setting;

(ii) ~~((5-2))~~ 4.25 percent for January 1, 1982 rate setting; and

(iii) ~~((4-35))~~ 3.25 percent for July 1, 1982 and January 1, 1983 rate setting.

(b) 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.

WSR 82-01-103
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 23, 1981]

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 Overpayment—Repayment, amending chapter 388-44 WAC.

It is the intention of the secretary to adopt these rules on an emergency basis as soon as possible.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33C
 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, Washington, Phone (206) 753-7015, by January 13, 1982. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, January 27, 1982, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, February 3, 1982, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 10:00 a.m., Wednesday, January 27, 1982, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: December 17, 1981

By: David A. Hogan
 Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Amend chapter 388-44 WAC.

Purpose of the rule or rule change is to implement the federal requirement that each state attempt recovery of all AFDC and refugee assistance overpayments.

Statutory Authority: RCW 74.08.090.

Summary of the Rule Change: WAC 388-44-010, Overpayment—Defined: This section specifies that overpayments include: Payments made pending a fair hearing when the fair hearing decision subsequently finds against the client, payments made during the ten day advance notice period when the client is ineligible for payment, and continued payments received by the recipient because the appropriate ten day advance notice period extends into the next month; WAC 388-44-035, Overpayment—Amount: This section specifies how the AFDC or refugee assistance overpayment amount will be determined, with child care work expenses incurred before and after October 1, 1981 treated differently. Work expenses incurred after October 1, 1981 will not be deductible in determining net overpayments due the department. For all assistance categories, underpayments that are not negated by being budgeted against an overpayment will be paid to current recipients upon discovery; underpayments to former recipients will not be paid unless ordered by a court decision or a fair hearing; WAC 388-44-050, Overpayment—Relationship to Underpayment: This section has minor editorial changes; WAC 388-44-110, Overpayment—Liability of Payee:

This section clarifies policies regarding overpayment liabilities for general assistance clients and for AFDC and refugee assistance clients. Assistance overpayments may be recovered from the assistance unit which was overpaid, any assistance unit of which a member of the overpaid assistance unit has subsequently become a member, or any individual members of the overpaid assistance unit whether or not currently a recipient; WAC 388-44-115, Verification of Overpayment: This section specifies additional information in the letter sent a recipient or payee whose liability for an overpayment has been established; WAC 388-44-125, Repayment of Overpayment from Current Recipients: This section clarifies policies concerning resources or income sources available for repayment of overpayments from current recipients. Current recipients are required to pay all overpayments except those department-caused overpayments where recovery would be inequitable. A mandatory grant deduction will be used to liquidate the overpayment. In addition, this section clarifies policies for voluntary grant deductions; WAC 388-44-127, Repayment of Overpayment Resulting from Department Error: This section has minor editorial changes; WAC 388-44-130, Repayment of Overpayment from Former Recipients: This section clarifies the policies in effect for repayment of overpayments from former recipients. The Financial Recovery Office is specified as the office responsible for establishing a repayment schedule; WAC 388-44-145, Involuntary Repayment of Overpayment—Mandatory Grant Deduction: This section requires the recipients to repay all overpayments from future grants except those department-cause overpayments where recovery would be inequitable. Monthly deductions shall be limited so that the deduction shall not exceed ten percent of the recipient's total monthly assistance payment unless the recipient requests a larger deduction in writing.

Person or Persons Responsible for the Drafting, Implementation, and Enforcement of the Rule: Joan Gross, Program Manager, Division of Income Assistance, Mailstop: OB-31C, Phone: 753-4913.

These rules were necessary as a result of a change in federal regulations, 45 CFR 233.20(a)(13).

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-010 OVERPAYMENT—DEFINED. (1) "Overpayment" means any grant or medical assistance paid to a person ((who is)) not eligible or grant or medical assistance paid to an eligible person in excess of the amount ((he/she)) the person was eligible to receive.

(2) An overpayment includes:

- (a) Vendor payments for medical care provided during a period when the individual was not eligible for public assistance~~((:))~~,
- (b) Payments made pending a fair hearing when the fair hearing decision subsequently finds against the client,
- (c) Payments made during the ten day advance notice period when the client is ineligible for payment, and
- (d) Continued payments received by the recipient because the appropriate ten day advance period extends into the next month.

(3) Funeral expenses paid by the department are an overpayment to the extent the value of the estate is not used as a resource in determining eligibility. However, the department's funeral expense payment is not repayable when the estate consists only of assets (resources) which are exempt in determining eligibility for public assistance for the surviving spouse and/or dependents.

AMENDATORY SECTION (Amending Order 1638, filed 4/15/81)

WAC 388-44-035 OVERPAYMENT—AMOUNT. (1) The amount of ~~((the))~~ overpayment ~~((to an individual))~~ shall be determined as follows:

(a) If assistance is obtained as a result of a willful act of the recipient to deceive the department, the overpayment shall be one hundred twenty-five percent of the amount of assistance, including medical care, to which ~~((he/she))~~ the assistance unit was not entitled.

(b) If no willful act to deceive is involved, the overpayment shall be the amount of assistance, including medical care, to which ~~((he/she))~~ the assistance unit was not entitled.

(c) To determine the amount to which ~~((he/she))~~ the assistance unit was not entitled in (a) and (b) of this subsection the overpayment shall be reduced ~~((by))~~:

(i) By the amount of assistance that the ~~((recipient))~~ assistance unit would have been eligible to receive during the period of ineligibility from any other category of assistance.

(ii) For overpayments incurred in months prior to October 1, 1981, only the amount of any child care paid by a recipient while earning unreported wages in the amount ~~((which))~~ the department would have paid if the employment and child care had been properly reported. For AFDC or refugee assistance overpayments incurred after October 1, 1981, there will be no allowable work expenses computed in determining the amount of an overpayment resulting from unreported wages. For general assistance overpayments incurred after October 1, 1981, the amount of any child care paid by a recipient while earning unreported wages in the amount the department would have paid if the employment and child care had been properly reported.

(iii) By the amount of child support, paid by the absent parent for the month of overpayment, in excess of the amount of assistance ~~((to which))~~ the ~~((individual))~~ assistance unit was actually entitled.

(2) When establishing an overpayment for a period of time containing both overpayments and underpayments any overpayment ~~((in any month prior to the effective date of the latest recomputation of grant))~~ shall be reduced by the amount of any underpayment ~~((in any month prior to the effective date of the latest recomputation))~~.

(3) Underpayments, not negated by being budgeted against an overpayment established at the same time, will be paid to recipients upon discovery. Underpayments to former recipients will not be paid unless specifically ordered by a decision of the courts or a fair hearing.

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 539, filed 3/31/71)

WAC 388-44-050 OVERPAYMENT—RELATIONSHIP TO UNDERPAYMENT. ~~((It is possible to overpay one recipient in an assistance unit while another in the same unit is underpaid, or to overpay in one requirement and underpay in another.))~~ The assistance unit's over- or underpayment is the net amount or difference between ~~((the two))~~ any incorrect payments or computations. Over- or underpayment in one assistance unit shall not be credited to any other assistance unit.

AMENDATORY SECTION (Amending Order 539, filed 3/31/71)

WAC 388-44-110 OVERPAYMENT—LIABILITY OF PAYEE. (1) ~~((Liability for an overpayment shall follow the payee of the grant as an individual. The overpayment account receivable is established in the name of the payee and all further action (monthly deduction from grant, suspension of grant, claim against estate, etc.) is taken against that individual.))~~ Overpayments may be recovered from:

- (a) The assistance unit which was overpaid;
- (b) Any assistance unit of which a member of the overpaid assistance unit has subsequently become a member, or
- (c) Any individual members of the overpaid assistance unit whether or not currently a recipient.

(2) The exception to this rule is the individual acting as payee only and deriving no financial benefit from the payment of assistance. In such instance the overpayment account receivable is established in the name of the person who received the financial benefit of the payment of assistance.

~~((2))~~ Joint liability for an overpayment results when all of the following factors are present: overpayment is the result of fraud, collusion is shown between the payee and another party who received a financial

benefit as a result of the overpayment. In these instances the overpayment account receivable is established in the name of both parties. Subsequent action is taken against the parties either jointly or individually.))

(3) There shall be no liability placed upon recipients of nonfraudulent general assistance overpayments when the department determines that the cost of collection exceeds the amount recoverable. The department has determined that the cost of collection exceeds the amount recoverable when the total overpayment being established is fifty dollars or less.

AMENDATORY SECTION (Amending Order 539, filed 3/31/71)

WAC 388-44-115 VERIFICATION OF OVERPAYMENT. (1) When an apparent overpayment has occurred, the department shall attempt to verify all pertinent information in the case. ~~((It))~~ The department shall attempt to contact the recipient and request an explanation of the circumstances surrounding the apparent overpayment.

(2) If the recipient does not respond or fails to cooperate, the department shall make an independent determination, based on all available information, that an overpayment either has or has not occurred.

(3) When an overpayment has been verified, the department shall take appropriate action to secure repayment as prescribed by WAC 388-44-125 through WAC 388-44-160. Any such action shall be consistent with departmental rules on notification of suspension, termination, or reduction of grant.

(4) A letter shall be sent to any recipient or payee whose liability for an overpayment has been established. ~~((This))~~ The letter shall include the following information:

- (a) The amount of the overpayment,
- (b) The circumstances which brought about the overpayment,
- (c) The dates on which overpayment occurred,
- (d) An explanation of the method of repayment and the effect of the overpayment on future grant payments,

~~((fd))~~ (e) A determination that fraud is or is not involved,
~~((fe))~~ (f) A statement that overpayments ~~((and any penalties for fraud))~~ are debts due the state,

~~((ff))~~ (g) A computation of the amount due the state,
~~((fg))~~ (h) A ~~((request))~~ statement that the ~~((person contact the office of reimbursements to discuss the method of repayment))~~ financial recovery office is responsible for establishing repayment schedules when recoupment is not subject to a mandatory deduction from the current grant,

~~((th))~~ (i) A statement of the right to a fair hearing.
(5) A letter notifying a person of a fraud overpayment must include the following statements in addition to ~~((those))~~ the items in subsection (4) of this section:

(a) Property of the debtor will be subject to collection action after the debtor terminates from public assistance.

(b) Property will be subject to lien and foreclosure, distraint and seizure, and sale or order to withhold and deliver.

(c) Net proceeds of subsection (5)(a) and (b) of this section will be applied to satisfy the overpayment debt.

(d) Action to collect the debt as in subsection (5)(a) and (b) of this section is lawful after ninety days from the debtors termination from public assistance or receipt of the notice of debt, whichever is later.

(6) A person who has incurred a fraud overpayment shall be notified of that debt by:

- (a) Personal service, or
- (b) Certified mail, return receipt requested, addressee only.
- (7) Personal service may be made by:
- (a) An employee of DSHS.

(b) The sheriff of the county in which the recipient of public assistance resides. When service is made by the sheriff, an affidavit of service on the county's form will routinely be furnished by the sheriff.

(c) Any other person eighteen years of age or older who is competent to be a witness in the action.

(8) Personal service can be made by delivering a copy of the overpayment letter as follows:

(a) If to a minor, to such minor personally, and also to his or her father, mother, guardian, or if there is none within the state, then to any person having the care, custody or control of such minor or who is the payee of the minor's grant, or with whom he or she resides or in whose service he or she is employed.

(b) If to any person for whom a guardian has been appointed for any cause, then to such guardian.

(c) If to a company or corporation, to the president or other head of the company or corporation, secretary, cashier, or managing agent

thereof or the secretary, stenographer or office assistant of the president or other head of the company or corporation, secretary, cashier or managing agent.

(d) In all other cases, to the debtor personally or by leaving a copy of the letter at the residence of the debtor's usual abode with some person of suitable age and discretion residing therein.

(e) If joint liability exists, each debtor shall be provided a copy, except only one copy need be sent to spouses living together.

(f) Out-of-state service shall be the same as personal service within the state.

(g) Refusal of such notice by the debtor is proof of notice to the debtor of the debt owed.

(9) Nothing in this section precludes the department from recovering ~~((fraud))~~ overpayments by deduction from subsequent assistance payments.

AMENDATORY SECTION (Amending Order 539, filed 3/31/71)

WAC 388-44-125 REPAYMENT OF OVERPAYMENT FROM CURRENT RECIPIENTS. (1) Repayment of an overpayment shall be made by the individual or the overpaid assistance unit from ~~((his))~~ resources or income, or ~~((in certain cases))~~ by deductions from subsequent grants, or as a result of civil or criminal action initiated by the department or the prosecutor, and/or from ~~((his))~~ an estate upon death.

(2) Deleted.

(3) In determining whether a person or assistance unit is financially able to make repayment, ~~((the individual))~~ he, she, or they, except when fraud is involved, ~~((is))~~ are not asked to mortgage ~~((his))~~ the home or personal property which ~~((he))~~ is ~~((using))~~ being used, or make a loan on ~~((his))~~ life insurance, in order to secure cash to repay the department.

(4) A public assistance money grant may not be reduced to recover overpayments of medical assistance, food coupons, or food commodities.

(5) The recipient is required to pay all overpayments except where recovery is determined to be inequitable under WAC 388-44-127(2). A mandatory grant deduction will be used to liquidate the overpayment.

(6) An additional deduction from subsequent grants can be made if the recipient so requests in writing specifying the amount of the monthly deduction. Voluntary grant deductions may be discontinued or modified at any time upon written request from the recipient.

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 1596, filed 2/5/81)

WAC 388-44-127 REPAYMENT OF OVERPAYMENT RESULTING FROM DEPARTMENT ERROR. (1) Overpayments resulting from department error ~~((shall not be used as the basis for a))~~ are debts due the state and are subject to mandatory grant deduction ~~((When such overpayment is verified, the amount of the overpayment becomes a debt due the state only if relief from liability may not be granted to a recipient or former recipient pursuant to this section))~~ except where recovery is determined to be inequitable.

(2) When ~~((such))~~ an overpayment is discovered, and before liability is imposed, the CSO must first determine that recovery would not be inequitable. Recovery shall be deemed inequitable if:

(a) The department admitted or stated to the recipient or to the recipient's authorized representative that the recipient was entitled in whole or in part to the moneys or services overpaid, or acted in a manner which would reasonably lead that recipient to believe that he or she was eligible to receive in whole or in part the moneys or services overpaid; and

(b) The recipient retained or accepted the moneys or services overpaid on the faith of such an admission, statement, act or omission; upon which he or she had a right to rely; and

(c) The recipient would suffer an injury if the department were allowed to repudiate ~~((its))~~ the department's admission, statement, act or omission.

"Injury," as used in this section includes the imposition of liability for repayment of a debt due the state.

(3) If recovery would be inequitable, the recipient shall not be liable for repayment; the overpayment shall not be a debt due the state, and the recipient shall be so informed.

(4) If recovery would not be inequitable, the recipient shall be notified that he or she is liable for repayment of the debt and the overpayment is subject to a mandatory deduction from the current grant. ~~((He or she))~~ The recipient shall also be informed as to the specific reasons why recovery would not be inequitable, including a copy of this rule, and as to his or her right to contest such decision.

(5) Department decisions made pursuant to this section shall be subject to fair hearing review in accordance with the procedures set forth in chapter 388-08 WAC and appropriate findings and conclusions shall be made on all of the factors made pertinent in this section.

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-130 ((VOLUNTARY)) REPAYMENT OF OVERPAYMENT FROM FORMER RECIPIENTS. ~~((+))~~ Overpayments are debts due the state. Collection of such debts shall be effected by the department according to established rules and procedures. A former recipient continues to be liable for overpayment debts incurred while he or she was a recipient, until such time as the debt is paid in full or charged off as uncollectible by the secretary and the attorney general. The financial recovery office shall be responsible for establishing a repayment schedule for former recipients.

~~((Whenever possible, repayment by a recipient or former recipient should be voluntary, resulting from a common understanding between the department and the debtor.~~

~~((2) The possibility of immediate repayment shall be discussed, if possible, with the individual at the time the overpayment is discovered. If the individual has sufficient funds available and is willing to repay all or part of the amount due, collection is effected and the situation summarized in the case record.~~

~~((3) When an overpayment is the result of departmental error or nonfraudulent recipient action and the recipient desires to repay from future assistance grants, a voluntary grant deduction may be used to liquidate the overpayment. Before such plan is established, the local office must explain to the recipient that this overpayment is not collectible under the mandatory deduction rules in WAC 388-44-145 and that a voluntary deduction cannot be made unless the recipient so requests in writing specifying the amount of the monthly deduction. Voluntary grant deductions may be discontinued or modified at any time upon written request from the recipient.~~

~~((4) If a former recipient is not able to repay in full immediately but can pay in installments or at some future date, the individual shall be requested to sign a written agreement in duplicate confirming the plan. A copy of the agreement shall be given to the individual. The agreement may be modified at any time if justified by extenuating circumstances. Necessary controls shall be established to insure that repayment plans are complied with.))~~

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-140 ((INVOLUNTARY REPAYMENT)) RESPONSIBILITY FOR RECOVERY OF OVERPAYMENT. (1) The local office shall be responsible for effecting ~~((involuntary))~~ repayment of overpayments from current recipients when ~~((such))~~ repayments are to be made by grant deduction as specified in WAC 388-44-145.

(2) The ~~((reimbursement section))~~ financial recovery office and the attorney general shall be responsible for effecting ~~((involuntary))~~ repayment of overpayments from former recipients.

~~((3) Except in cases involving substantiated fraud, it is the policy of the department not to seek involuntary repayment from a former recipient whose income and resources do not exceed departmental standards for determining public assistance eligibility.))~~

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

WAC 388-44-145 INVOLUNTARY REPAYMENT OF OVERPAYMENT—MANDATORY GRANT DEDUCTION. (1) An overpayment shall be recouped by mandatory deduction from future continuing assistance grants ~~((only when the department has made a determination that the overpayment resulted from recipient fraud as defined in WAC 388-44-020))~~ except as modified by WAC 388-44-127.

(2) If an overpayment is ~~((the result of recipient fraud))~~ subject to recovery by mandatory recoupment and if the recipient has cash, bank accounts, or marketable securities ~~((which))~~ he or she refuses to use in full or partial satisfaction of an overpayment, a monthly deduction of up to one hundred percent of future grant(s) shall be established until

such time as the amount of the grant(s) the recipient would be otherwise eligible to receive equals the value of the cash, bank accounts, or marketable securities which have been withheld.

(3) When deductions have been made pursuant to subsection (2) of this section and the recipient still owes money, or when subsection (2) of this section does not apply,

(a) The department shall, on a case-by-case basis, limit the amount of the monthly deduction so (~~as not to cause undue hardship~~) the deduction shall not exceed ten percent of the recipient's total monthly (~~requirements~~) assistance payment unless the recipient voluntarily requests a larger deduction in writing.

(b) Deleted.

(c) Deleted.

(d) When a recipient is in a nursing home, intermediate care facility, or hospital, a monthly deduction may be made against the clothing and incidental grant to the recipient. A monthly deduction shall not be made against the vendor payment to the nursing home or intermediate care facility.

(e) The grant shall be suspended when the monthly deduction is equal to or more than the grant which would have been paid had no overpayment occurred.

~~((f) A deduction shall not be made from a noncontinuing general assistance employable grant to liquidate an overpayment.))~~

(4) ~~((A letter confirming the repayment plan shall be sent to the recipient. The letter shall state))~~ Whenever there is a grant deduction, the client shall be informed in writing of the ~~((percentage))~~ amount of the monthly ~~((requirements to be deducted))~~ deduction. ~~((It))~~ The notification shall state the amount of the current grant before and after the deduction is made, the date the deduction begins, the total amount of overpayment to be recouped by grant deduction, and the approximate number of months the deduction will be made.

(5) Mandatory deductions from public assistance grants shall recoup no more than one hundred percent of the amount of assistance that the individual was ineligible to receive.

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

~~WAC 388-44-150~~ INVOLUNTARY REPAYMENT OF OVERPAYMENT—LIEN ON PROPERTY. When the department determines that fraud is involved in an overpayment, the filing of a lien against property owned by the individual shall be the responsibility of the ~~((reimbursement section))~~ financial recovery office.

AMENDATORY SECTION (Amending Order 1596, filed 2/5/81)

~~WAC 388-44-250~~ GIFTS, BEQUESTS BY WILL, CONTRIBUTIONS. (1) The department may accept gifts, bequests or contributions in cash or otherwise from persons, associations, or corporations.

(2) The ~~((CSO))~~ CSO shall not accept a gift or contribution from a person eligible for public assistance.

(3) A recipient of public assistance or any other person desiring information or assistance regarding the preparation of a will shall be advised to contact an attorney of his or her choice or the local legal aid society.

WSR 82-01-104

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-236—Filed December 23, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use shellfish rules.

I, Rolland A. Schmitt, 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 in this order is necessary to protect small razor clams from wastage.

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

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

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

APPROVED AND ADOPTED December 22, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-47-36000B RAZOR CLAMS—AREAS AND SEASONS Notwithstanding the provisions of WAC 220-57-360, effective immediately through 12:01 A.M. February 1, 1982 it is unlawful to take, dig for or possess razor clams taken for personal use from any beaches in Razor Clam Areas 1, 2 and 3.

WSR 82-01-105

PROPOSED RULES

LIQUOR CONTROL BOARD

[Filed December 23, 1981]

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 WAC 314-12-010, License does not grant vested right;

that such agency will at 9:30 a.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070, and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 9:30 a.m., Wednesday, January 27, 1982, Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 23, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-12-010, License Does Not Grant Vested Right.

Description of Purpose: To establish that it is a lack of good faith for a licensee as well as an applicant to misrepresent facts to the board.

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary of Rule: The Liquor Control Board will be allowed to look at misrepresentation of fact in correspondence with licensees as well as an applicant for a license.

Reason Supporting Proposed Action: In the past, through a technicality, there was no prohibition against licensees misrepresenting facts and information to the Liquor Control Board.

The Following Agency Personnel are Responsible for Drafting, Implementation and Enforcement of this Rule: Ray Hensel, Supervisor of Licenses, 1025 E. Union Avenue, Olympia, WA 98504, 753-6259, (Scan) 234-6259.

Person or Organization Proposing Rule: This rule change was proposed by the board.

Agency Comments: This rule change will include licensees as well as applicants.

This rule change was not made necessary as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Rule 1, filed 6/13/63)

WAC 314-12-010 LICENSE DOES NOT GRANT VESTED RIGHT ~~((RULE 1))~~. The issuance of any license by the board shall not be construed as granting a vested right in any of the privileges so conferred, and a misrepresentation of fact found to have been made by the applicant or a licensee shall be deemed a lack of good faith and shall constitute good and sufficient cause for the disapproval of ~~((such))~~ an application or the revocation or suspension of said license by the board.

WSR 82-01-106
PROPOSED RULES
LIQUOR CONTROL BOARD
 [Filed December 23, 1981]

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 WAC 314-44-005, Agent's license required—Eligible employers defined—Certain classes limited—Bona fide entity defined—Prohibited practices;

that such agency will at 1:30 p.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070, and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 1:30

p.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 23, 1981

By: Leroy M. Hittle
 Chairman

STATEMENT OF PURPOSE

Title: WAC 314-44-005, Agents's License Required—Eligible Employers Defined—Certain Classes Limited—Bona Fide Entity Defined—Prohibited Practices.

Description of Purpose: The petitioner has proposed that the existing rule be amended to: Delete the requirement that any person contacting retail licensees in good-will activities on behalf of liquor manufacturers, importers, or wholesalers be the holder of an agent's license under the provisions of RCW 66.24.310. Delete the current limitation on the number of agent's licenses which may be issued to representatives acting on behalf of certain classes of eligible employers. Delete the definition of a bona fide business entity which is entitled to employ licensed agents.

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary of Rule: WAC 314-44-005 sets forth the statutory requirements for an agent's license; specifies the specific types of eligible employers for whom accredited representatives may be issued agent's licenses; provides that United States wineries located outside the state of Washington may employ no more than four licensed agents; and that a distiller, manufacturer, importer, or distributor of spirituous liquor, or foreign produced beer or wine may employ no more than two licensed agents; defines a bona fide entity for the purpose of establishing what would constitute an eligible employer of licensed agents; and imposes certain restrictions on the activities of licensed agents. The specific sections of WAC 314-44-005 presently in effect which the petitioner proposes be amended were enacted for the purpose of implementing the Laws of 1975-76 2nd ex. sess., chapter 74, section 1. This legislation provided for an expansion of the classes of eligible employers which could employ licensed agents by including an out-of-state holder of wine certificate of approval and a distiller, manufacturer or distributor of spirituous liquor or foreign produced beer or wine. (These types of companies had previously not been eligible to employ licensed agents.) The legislation further provided that the board could, for the purpose of maintaining an orderly market, limit the number of agent's licenses issued for representation of specific classes of eligible employers. The rule was adopted in accord with legislative provisions and pursuant to input from the affected industry and board staff.

Reasons Supporting Proposed Action: The petitioner states that because of the fact it is a multiple brand company selling within the state of Washington to distinctively different classes of licensees 112 different viable brands with approximately 350 different labels they are unable to adequately address all sales and marketing needs with the limited number of licensed agents they

can presently employ. Furthermore, it is stated that at the present time the petitioner knows of no other open state which restricts the number of representatives a supplier of alcoholic beverages may have in that state. They believe this lack of restriction has not in any instance resulted in chaotic market conditions. They further state that the lack of restriction on the number of sales licensees in other states has actually stimulated competition with resultant benefit to the consumers. The petitioner believes that there are a number of benefits which would accrue to the state itself if the restriction on the number of agents was removed. Primarily, they are stating that it would provide for a healthy, competitive environment within the state of Washington.

The following Agency Personnel are Responsible for Drafting, Implementation and Enforcement of this Rule:
 Jim Halstrom, Supervisor of
 Manufacturers/Importers/Wholesalers Division, 1025
 East Union, Olympia, WA 98504, 753-6273.

Person or Organization Proposing Rule: This rule was proposed as a result of a petition from United Vintners, Inc.

Agency Comments: The board believes that the petitioners' comments, the identified issue, and the proposed changes apparently have sufficient merit that the proposal is deserving of serious consideration. Therefore, the board has acted to initiate rule-making procedures and anticipates that all affected segments of the industry will avail themselves of the opportunity to set forth their arguments on behalf of, or in opposition to, the rule changes.

This rule change was not made necessary as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 46, filed 6/9/76)

~~WAC 314-44-005 AGENT'S LICENSE REQUIRED—ELIGIBLE EMPLOYERS DEFINED—CERTAIN CLASSES LIMITED—BONA FIDE ENTITY DEFINED—PROHIBITED PRACTICES. ((RULE 11))~~ (1) No person shall canvass for, solicit, receive or take orders for the purchase or sale of any liquor, or act as the agent for the purchase or sale of liquor, ~~((nor contact any licensees of the board in goodwill activities,))~~ unless such person is holder of an agent's license as provided in RCW 66.24.310, and this regulation.

(2) An agent's license may be issued to the accredited representative of a person, firm, or corporation holding a certificate of approval issued pursuant to RCW 66.24.270 or 66.24.206, a beer wholesaler's license, a brewer's license, a beer importer's license, a domestic winery license, a wine importer's license, or a wine wholesaler's license within the state of Washington, or the accredited representative of a distiller, manufacturer, importer, or distributor of spirituous liquor, or foreign produced beer or wine. A person, firm, or corporation so qualified, is herein defined to be an eligible employer. Such employer shall apply to the board for such an agent's license for his accredited representatives on application forms prescribed and furnished by the board.

~~(3) ((Pursuant to the authority provided in RCW 66.24.310(2)), certain specific classes of eligible employers are herein limited to a maximum number of licensed agents for each bona fide business entity, subject to the following provisions: An out-of-state holder of a wine certificate of approval, issued pursuant to RCW 66.24.206—a maximum of four licensed agents; and, a distiller, manufacturer, importer, or distributor of spirituous liquor, or foreign produced beer or wine—a maximum of two licensed agents.~~

~~(a) For the purpose of this regulation, a bona fide entity is defined as an actual, clearly identifiable operating business, independently conducted by an individual, partnership, association, company, or corporation. This definition is not to be construed as authorizing such firms~~

~~to use added trade names, or other assumed or adopted business identities as a means of obtaining additional agents' licenses.~~

~~(b)) Every firm which applies for an agent's license under the provisions of this section shall furnish the board with satisfactory proof that such firm is in fact a bona fide business entity.~~

(4) Only the licensed agent of a distiller, manufacturer, importer, or distributor of spirituous liquor may contact retail licensees in goodwill activities when such contacts pertain to spirituous liquor products.

(5) No distiller, manufacturer, importer, wholesaler or distributor of liquor, or agent thereof, shall solicit either in person, by mail or otherwise, any liquor vendor or employee of the board, except the purchasing agent thereof, for the purpose or with the intent of furthering the sale of a particular brand or brands of merchandise as against another brand or brands of merchandise.

(6) No distiller, manufacturer, importer, wholesaler or distributor of liquor, or agent thereof, shall visit any state liquor store or agency except for the purpose of making a purchase in the usual manner, as any other customer, and such person shall not enter any warehouse, store or agency of the board for the purpose of sales promotion or to secure information regarding inventory or any other matter relating to sales.

(7) No distiller, manufacturer, importer, wholesaler, or distributor of liquor, or agent thereof, shall give or offer to any employee of the board any entertainment, gratuity or other consideration for the purpose of inducing or promoting the sale of merchandise.

(8) No distiller, manufacturer, importer, wholesaler, or distributor, or agent thereof, shall allow, pay or rebate, directly or indirectly, any cash or merchandise to any retail licensee to induce or promote the sale of liquor, including the payment of tips to such licensees or their employees and the purchasing of drinks "for the house". Such persons, firms and licensees must operate in conformity with WAC 314-12-140, RCW 66.28.010, RCW 66.28.040, and other applicable laws and rules.

(9) Upon the infraction of any law or regulation by any distiller, manufacturer, importer, wholesaler, distributor, or agent, the board may, in addition to imposing other penalties as prescribed by law, remove such firm's products from the sales list of the board, and/or prohibit the sale of any brand or brands of beer or wine involved as provided in RCW 66.28.030.

(10) Upon the termination of the employment of a licensed agent, his employer shall immediately notify the board and with such notice return to the board the agent's license issued to such person.

WSR 82-01-107
PROPOSED RULES
LIQUOR CONTROL BOARD
 [Filed December 23, 1981]

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 WAC 314-12-035, Furnishing of information and/or documentation to the board—Oath required—Form of affidavits;

that such agency will at 2:00 p.m., Wednesday, January 27, 1982, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 27, 1982, and/or orally at 2:00 p.m., Wednesday, January 27, 1982, in the Office of the

Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: December 23, 1981

By: Bill Burkett
Secretary

STATEMENT OF PURPOSE

Title: WAC 314-12-035, Furnishing of Information and/or Documentation to the Board—Oath Required—Form of Affidavit.

Description of Purpose: To provide that persons submitting information to the board in connection with applications or investigations concerning the operation of licensed premises shall be certified under oath by the person submitting the information as being true, correct and complete. The filing of a false affidavit with the board will constitute second degree perjury under RCW 9A.72.030.

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary of Rule: WAC 314-12-035 requires applicants for licenses to certify under oath the truth, correctness and completeness of any information or documentation furnished to the board in connection with license applications. Also provided is that information furnished in connection with board investigations shall be furnished under the same oath. The form of affidavits required in connection with the submission of information to the board is specified as part of this rule. Failure or refusal to submit requested documentation will be good and sufficient cause for denial of an application or revocation of an existing license. The rule also establishes a requirement that any person providing books, records or other documents to the board pursuant to RCW 66.08.130 and 66.08.140 shall do so under oath. A form of affidavit is also provided for this purpose. The rule, in the form of affidavit required, gives notice that knowingly furnishing false information or documentation to the board constitutes second degree perjury under RCW 9A.72.030, which is a Class C felony.

Reasons Supporting Proposed Action: The board currently has only administrative recourse against applicants or licensees who knowingly make false or misleading statements in applications and/or documents furnished or who conceal the interest of other persons in their licensed business. Therefore, the only penalty for making such false or misleading submissions is a revocation of license. In many cases those persons who have the most to gain from making a false or misleading statement regarding their financial resources or other business relationships are also those who can most easily afford a suspension or cancellation of their license. This rule would make it possible to impose criminal sanctions for misrepresentations made knowingly to the board. Licensees who are charged with allowing unauthorized use of their licenses (i.e. with having hidden interests in their licensed businesses) often claim that the undisclosed business relationship was not understood as being prohibited or as needing approval by the board. It is also often claimed that the gravity of making false or misleading statements was not fully realized. This rule, and the required oath which it would authorize, would assure

that license applicants are aware that all business relationships must be disclosed and that the consequence of making false or misleading statements could be criminal prosecution. In summary, it is felt that this rule and the required oath which it would authorize would be very affective as a preventive enforcement tool by dissuading most persons who might otherwise be inclined to make false or misleading statements. Additionally, it is felt that the rule would be useful as a corrective enforcement tool in those situations where there currently may be hidden interests in existing licensed businesses.

The Following Agency Personnel are Responsible for Drafting, Implementation and Enforcement of this Rule: Bob Obenland, Chief Enforcement Officer, Capitol Plaza Building, Olympia, Washington, 753-6270; Gary Gilbert, Assistant Chief Enforcement Officer, Same Location, 753-6274; Dave Goyette, Enforcement Program Supervisor, Same Location, 753-4972; and Ray Hensel, License Division Supervisor, Same Location, 753-6259.

Person or Organization Proposing Rule: This rule was proposed by the board.

Agency Comments: This rule should be effective in preventing and/or eliminating interests in licensed premises by those persons who, for one reason or another, are not qualified to hold licenses in their own names. Thus, it will be of material assistance in administering and/or enforcing RCW 66.24.010.

This rule was not made necessary as a result of federal law or federal or state court action.

NEW SECTION

WAC 314-12-035 FURNISHING OF INFORMATION AND/OR DOCUMENTATION TO THE BOARD—OATH REQUIRED—FORM OF AFFIDAVIT. (1) In order to facilitate the administration and/or enforcement of RCW 66.24.010, licensees, applicants for licenses, or the agents or representatives thereof shall furnish to the Board copies of all documents affecting the ownership and/or proposed operation of the premises licensed or sought to be licensed. These documents shall be furnished with the original license application, with any application for transfer of license, and at such other times as may be requested by the Board. Licensees, applicants for licenses, or the agents or representatives thereof, shall furnish along with these documents a signed written summary of any oral agreements which affect the ownership and/or proposed operation of the premises licensed, or sought to be licensed. Failure or refusal to furnish said requested documentation will be good and sufficient cause for denial of any application in support of which the documentation was requested, and will be good and sufficient cause for revocation of any license held by a licensee who fails or refuses to furnish the said requested documentation.

(2) Written information and/or documentation requested by the Board from any person for the purpose of administering and/or enforcing RCW 66.24.010 shall be submitted to the Board along with an affidavit in the form provided in subsection (3) or (4) hereof, whichever is appropriate, which shall be signed by the person submitting the information, given under oath subject to the penalties of perjury, and certifying that all information and/or documentation being furnished is true, accurate and complete.

(3) Where the person furnishing information and/or documentation to the Board is a licensee, an applicant for a license, or the agent or representative of such a licensee or applicant, the affidavit referenced in subsection (2) above shall be in the following form:

"AFFIDAVIT OF LICENSEE, APPLICANT FOR LICENSE OR AGENT OR REPRESENTATIVE THEREOF, CONCERNING DOCUMENTATION OF OWNERSHIP INTERESTS IN LICENSED PREMISES AND/OR BUSINESS

I, _____, having been duly sworn upon oath depose and say:

That I have read the following specifically identified application and/or documents which are herewith submitted by me to the Board through its authorized representative for the purpose of inducing official action by the Board:

(List application by date and documents by type and date)

That I am authorized to submit the application and/or documents on behalf of the licensee or applicant for a license, as the case may be.

That to the best of my knowledge all of the information on said specifically identified application and/or documents is true, accurate and complete.

That there are no oral agreements of any kind whatsoever which modify the provisions of the said specifically identified application and/or documents other than those which are fully disclosed in the said application and/or documents.

That the true identity of all persons or other entities who do, or will, have an interest in the business licensed, or sought to be licensed, have been fully disclosed to the Board; all such interests being fully described in the said application and/or documents whether such interests result from open loans, mortgages, conditional sales contracts, silent partnerships, trusts, or from any other source whatsoever except open trade accounts incurred in the ordinary course of business.

That I am aware that RCW 9A.72.030 provides that it is a crime (Class C Felony) for a person, with intent to mislead a public servant in the performance of his duty, to make under an oath required or authorized by law a materially false statement, knowing it to be false.

Name _____

Title _____
Sole Proprietor, Corporate Officer Shareholder, Partner, Manager, Agent, Etc.

Date _____

SUBSCRIBED AND SWORN TO Before me this ___ day of ___ 1981.

Notary Public in and for the State of _____ residing at _____."

(4) Where the person furnishing information and/or documentation to the Board is some person other than a licensee or applicant for a license, and the person is not acting as the agent or representative of such a licensee or applicant, the affidavit referenced in subsection (2) above shall be in the following form:

"AFFIDAVIT OF PERSON OTHER THAN A LICENSEE, OR APPLICANT FOR A LICENSE, RELATING TO INFORMATION AND/OR DOCUMENTATION FURNISHED TO THE BOARD

I, _____, having been duly sworn upon oath depose and say:

That I have read the following specifically identified documents which are herewith submitted by me to the Board through its authorized representative for the purpose of inducing official action by the Board:

(List documents by type and date)

That to the best of my knowledge all of the information on said specifically identified documents is true, accurate and complete.

That there are no oral agreements of any kind whatsoever which modify the provisions of the said specifically identified documents other than those which are fully disclosed in the said specifically identified documents.

That I am aware that RCW 9A.72.030 provides that it is a crime (Class C Felony) for a person, with intent to mislead a public servant in the performance of his duty, to make under an oath required or authorized by law a materially false statement, knowing it to be false.

Name _____

Title _____
Sole Proprietor, Corporate Officer Shareholder, Partner, Manager, Agent, Etc.

Date _____

SUBSCRIBED AND SWORN TO Before me this ___ day of ___ 1981.

Notary Public in and for the State of _____ residing at _____."

(5) For the purpose of effectively obtaining information concerning any matter relating to the administration or enforcement of Title 66 RCW, any person providing books, records, or other documents to a person appointed in writing by the Board pursuant to RCW 66.08.130 and RCW 66.08.140 for the purposes specified in those statutes, shall provide the Board at the same time with an affidavit in the following form:

"AFFIDAVIT OF PERSON PROVIDING BOOKS, RECORDS OR OTHER DOCUMENTS FOR INSPECTION BY THE BOARD PURSUANT TO RCW 66.08.130 OR RCW 66.08.140

I, _____, having been duly sworn upon oath depose and say:

That I have produced the following specifically identified books, records and other documents for inspection by the Board, through its authorized representative, in compliance with RCW 66.08.130 and/or RCW 66.08.140:

(List books, records or other documents by type and date)

That I am aware of no other books, records or documents which come within the purview of the request made for production under RCW 66.08.130 or RCW 66.08.140 other than those which have been produced, except the following:

(Insert "none" or describe the other books, records or documents)

That to the best of my knowledge all of the documents which I have provided to the authorized representative of the Board are true, correct, and complete, except the following:

(Insert "none" or identify specific documents and describe in what manner they are untrue, incorrect, or incomplete)

That to the best of my knowledge there are no oral agreements of any kind whatsoever which modify the provisions of any of the books, records and/or other documents produced by me other than those which are summarized below:

(Insert "none" or summarize each and every such oral agreement)

WSR 82-01-110
PROPOSED RULES
JAIL COMMISSION
[Filed December 23, 1981]

That I am aware that RCW 9A.72.030 provides that it is a crime (Class C Felony) for a person, with intent to mislead a public servant in the performance of his duty, to make under an oath required or authorized by law a materially false statement, knowing it to be false.

Name _____

Title _____

Sole Proprietor, Corporate Officer Shareholder, Partner, Manager, Agent, Etc.

Date _____

SUBSCRIBED AND SWORN TO Before me this ____ day of ____ 1981.

Notary Public in and for the State of _____ residing at _____."

WSR 82-01-108
WITHDRAWAL OF PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 23, 1981]

The board's Notice of Intention to Adopt, Amend, or Repeal Rules dated December 10, 1981, and bearing Notice No. WSR 82-01-021, is hereby withdrawn.

It is the board's intention to file a new Notice of Intention to Adopt, Amend, or Repeal WAC 314-12-035.

WSR 82-01-109
WITHDRAWAL OF PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed December 23, 1981]

The board's Notice of Intention to Adopt, Amend, or Repeal Rules dated November 13, 1981 and bearing Notice No. WSR 81-23-022 is hereby withdrawn. This action is taken pursuant to RCW 34.04.048, and for the reason that, through an administrative oversight, it appears notice was not mailed to all persons who had made timely request for notice of the board's rule-making proceedings and that it appears there is not time now remaining prior to the hearing date within which this may be done.

It is the board's intention to file a new Notice of Intention to Adopt, Amend, or Repeal WAC 314-12-010.

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Jail Commissions intends to adopt, amend, or repeal rules concerning amendments to provisions of chapter 289-20 WAC, jail health and welfare custodial care standards, which impose health appraisal data collection requirements, designating such procedures as advisory rather than mandatory;

that such agency will at 10:00 a.m., Friday, January 29, 1982, in the Hyatt Motor Inn, 17001 Pacific Highway South, Seattle, WA, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 70.48.050(1) and 70.48.070(4).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to January 22, 1981, and/or orally at 10:00 a.m., Friday, January 29, 1982, Hyatt Motor Inn, 17001 Pacific Highway South, Seattle, WA.

Dated: December 23, 1981
By: George Edensword-Breck
Director

STATEMENT OF PURPOSE

Title: Amendments to provisions of chapter 289-20 WAC, jail health and welfare custodial standards, which impose health appraisal data collection requirements, designating such procedures as advisory rather than mandatory.

The amendment to WAC 289-20-205 designates the inclusion of a health appraisal data collection in the responsible physician, written health care policies and procedures for detention or correctional facilities, as advisory. The amendments to WAC 289-20-210 revise references to specific aspects of such a health appraisal data collection to be advisory rather than mandatory. These amendments are proposed as a result of continuing review of the custodial care standards to insure that mandatory standards reflect the minimum requirements of statutory or case law in accordance with RCW 70.48.050(1)(a) and respond to a request for review of these provisions by the Legislative Budget Committee.

Under the supervision of the State Jail Commission, its director, George Edensword-Breck, is responsible for the drafting, implementation, and enforcement of chapter 289-20 WAC, 110 East 4th, Room 223, Mailstop GB-12, Olympia, WA 98504, (206) 753-5790.

The rule amendments are proposed by the State Jail Commission at the recommendation of its Standards Committee.

At this time, the commission has no comments or recommendations regarding these amendments.

These amendments have no specific federal law or state or federal court action mandate.

AMENDATORY SECTION (Amending Order 10, filed 3/18/81)WAC 289-20-205 HEALTH CARE POLICIES AND PROCEDURES. (DETENTION AND CORRECTIONAL FACILITIES.)

(1) Written standard operating procedures approved by the responsible physician and governing unit or official designated by it shall consist of but not be limited to the following:

- (a) Receiving screening;
- (b) Health appraisal data collection; WAC 289-20-205(1)(b) ADVISORY

- (c) Nonemergency medical services;
- (d) Deciding the emergency nature of illness or injury;
- (e) Availability of dental referral examination, and treatment;
- (f) Provision of medical and dental prostheses;
- (g) First aid;
- (h) Notification of next of kin or legal guardian in case of serious illness, injury or death;

- (i) Providing chronic care;
- (j) Providing convalescent care;
- (k) Providing medical preventive maintenance; WAC 289-20-205(1)(k) ADVISORY

(l) Screening, referral and care of mentally ill and retarded inmates, and prisoners under the influence of alcohol and other drugs;

- (m) Implementing the special medical program;
- (n) Delousing procedures;
- (o) Detoxification procedures; and
- (p) Pharmaceuticals.

(2) The work of qualified medical personnel shall be governed by written job descriptions which shall be approved by the responsible physician.

WAC 289-20-210 HEALTH SCREENING. (DETENTION AND CORRECTIONAL FACILITIES.) (1) Receiving screening shall be performed on all prisoners upon admission to the facility before being placed in the general population or housing area, and the findings recorded on a printed screening form approved by the jail commission. The screening shall include inquiry into:

- (a) Current illnesses and health problems including those specific to women;
- (b) Medications taken and special health requirements;
- (c) Screening of other health problems designated by the responsible physician;
- (d) Behavioral observation, including state of consciousness and mental status;
- (e) Notation of body deformities, trauma markings, bruises, lesions, ease of movement, jaundice, and other physical characteristics;
- (f) Condition of skin and body orifices, including rashes and infestations; and
- (g) Disposition/referral of inmates to qualified medical personnel on an emergency basis.

(2) The health appraisal data collection ~~((shall))~~ should be completed for each prisoner within fourteen days after admission to the facility in accordance with the adopted standard operating procedures: PROVIDED, That this subsection does not apply to prisoners who are able to receive medical care in the community. WAC 289-20-210(2) ADVISORY

(3) Such health appraisal ~~((shall))~~ should include, at a minimum, a physical assessment by a licensed health care provider, recording of vital signs and a general review of mental status: PROVIDED, That such appraisal is not intended to be a standard "annual physical" but rather such minimum physical and mental status review as is necessary to detect any major problems. As appropriate, laboratory and diagnostic tests to detect communicable disease, including venereal diseases and tuberculosis, and other tests and appraisals ~~((shall))~~ should be included within such appraisal. WAC 289-20-210(3) ADVISORY

(4) Health history and vital signs ~~((shall))~~ should be collected by medically trained or qualified medical personnel who are properly licensed, registered or certified as appropriate to their qualifications to practice. Collections of all other health appraisal data ~~((shall))~~ should be performed only by qualified medical personnel. Review of the results of the medical examination, tests, and identification of problems ~~((shall))~~ should be made by a physician or designated qualified medical personnel. All health appraisal data ~~((shall))~~ should be recorded on the health data forms approved by the responsible physician. WAC 289-20-210(4) ADVISORY

Table of WAC Sections Affected

KEY TO TABLE

Symbols:

- AMD = Amendment of existing section
- NEW = New section not previously codified
- REP = Repeal of existing section
- AM/DE = Amendment and Decodification of existing section
- RECOD = Recodification of previously codified section
- REMOV = Removal of rule pursuant to RCW 34.04.050(5)
- RES = Restoration of section to previous form
- REVIEW = Review of previously adopted rule

Suffixes:

- P = Proposed action
- C = Continuance of previous proposal
- E = Emergency action
- W = Withdrawal of proposed action
- No suffix means permanent action

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits show the sequence of the document within the issue.

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1-12-950	NEW	81-14-021	16-200-002	REP-P	81-15-084	16-230-675	AMD-E	81-08-036
1-13-005	AMD-P	81-11-069	16-200-002	REP	81-18-058	16-231-020	AMD-P	81-02-047
1-13-005	AMD	81-14-021	16-200-006	REP-P	81-15-084	16-231-020	AMD-W	81-03-067
1-13-010	AMD-P	81-11-069	16-200-006	REP	81-18-058	16-231-020	AMD-P	81-03-070
1-13-010	AMD	81-14-021	16-200-007	REP-P	81-15-084	16-231-025	AMD-P	81-02-047
1-13-020	AMD-P	81-11-069	16-200-007	REP	81-18-058	16-231-025	AMD-W	81-03-067
1-13-020	AMD	81-14-021	16-200-805	NEW-E	81-14-068	16-231-025	AMD-P	81-03-070
1-13-030	AMD-P	81-11-069	16-200-805	NEW-P	81-15-084	16-231-040	NEW-E	81-07-043
1-13-030	AMD	81-14-021	16-200-805	NEW	81-18-058	16-231-115	AMD-P	81-02-045
1-13-032	AMD-P	81-11-069	16-200-880	REP-P	81-15-084	16-231-115	AMD-W	81-03-065
1-13-032	AMD	81-14-021	16-200-880	REP	81-18-058	16-231-115	AMD-P	81-03-068
1-13-033	AMD-P	81-11-069	16-212-020	AMD-E	81-20-037	16-231-115	AMD-E	81-07-042
1-13-033	AMD	81-14-021	16-212-020	AMD-P	81-21-072	16-231-115	AMD	81-07-044
1-13-034	NEW-P	81-11-069	16-212-020	AMD	81-24-066	16-231-120	AMD-P	81-02-045
1-13-034	NEW	81-14-021	16-212-030	AMD-E	81-20-037	16-231-120	AMD-W	81-03-065
1-13-035	AMD-P	81-11-069	16-212-030	AMD-P	81-21-072	16-231-120	AMD-P	81-03-068
1-13-035	AMD	81-14-021	16-212-030	AMD	81-24-066	16-231-120	AMD-E	81-07-042
1-13-130	AMD-P	81-11-069	16-212-050	AMD-E	81-20-037	16-231-120	AMD	81-07-044
1-13-130	AMD	81-14-021	16-212-050	AMD-P	81-21-072	16-231-125	AMD-P	81-02-045
1-13-190	AMD-P	81-11-069	16-212-050	AMD	81-24-066	16-231-125	AMD-W	81-03-065
1-13-190	AMD	81-14-021	16-212-060	AMD-E	81-20-037	16-231-125	AMD-P	81-03-068
1-13-210	AMD-P	81-11-069	16-212-060	AMD-P	81-21-072	16-231-125	AMD-E	81-07-042
1-13-210	AMD	81-14-021	16-212-060	AMD	81-24-066	16-231-125	AMD	81-07-044
1-13-910	AMD-P	81-11-069	16-212-065	AMD-E	81-20-037	16-231-130	AMD-P	81-02-045
1-13-910	AMD	81-14-021	16-212-065	AMD-P	81-21-072	16-231-130	AMD-W	81-03-065
1-13-950	NEW-P	81-11-069	16-212-065	AMD	81-24-066	16-231-130	AMD-P	81-03-068
1-13-950	NEW	81-14-021	16-212-070	AMD-E	81-20-037	16-231-140	AMD-E	81-07-042
4-04-180	AMD-P	81-22-079	16-212-070	AMD-P	81-21-072	16-232-010	AMD-P	81-02-046

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16-232-010	AMD-W	81-03-066	16-316-710	REP-P	81-12-052	34-04-040	NEW-P	81-04-068
16-232-010	AMD-P	81-03-069	16-316-710	REP	81-15-032	34-04-050	NEW-P	81-04-068
16-232-010	AMD-E	81-07-040	16-316-715	AMD-P	81-12-052	34-04-060	NEW-P	81-04-068
16-232-010	AMD	81-07-041	16-316-715	AMD	81-15-032	34-04-070	NEW-P	81-04-068
16-232-025	AMD-P	81-02-046	16-316-717	NEW-P	81-12-052	34-04-080	NEW-P	81-04-068
16-232-025	AMD-W	81-03-066	16-316-717	NEW	81-15-032	34-04-090	NEW-P	81-04-068
16-232-025	AMD-P	81-03-069	16-316-719	NEW-P	81-12-052	34-04-100	NEW-P	81-04-068
16-232-045	NEW-E	81-07-040	16-316-719	NEW	81-15-032	34-04-110	NEW-P	81-04-068
16-304-050	AMD-P	81-08-057	16-316-721	NEW-P	81-12-052	34-04-120	NEW-P	81-04-068
16-304-050	AMD	81-11-020	16-316-721	NEW	81-15-032	34-06-010	NEW-P	81-04-068
16-316-230	AMD-P	81-08-055	16-316-723	NEW-P	81-12-052	36-12-110	AMD	81-05-005
16-316-230	AMD	81-11-023	16-316-723	NEW	81-15-032	36-12-190	AMD	81-05-005
16-316-310	AMD-P	81-08-059	16-316-724	NEW-P	81-12-052	36-12-200	AMD	81-05-005
16-316-310	AMD	81-11-021	16-316-724	NEW	81-15-032	36-12-250	AMD	81-05-005
16-316-315	AMD-P	81-08-059	16-316-725	REP-P	81-12-052	36-12-260	AMD	81-05-005
16-316-315	AMD-E	81-08-062	16-316-725	REP	81-15-032	36-12-270	AMD	81-05-005
16-316-315	AMD	81-11-021	16-316-726	REP-P	81-12-052	36-12-480	AMD	81-05-005
16-316-326	AMD-P	81-08-059	16-316-726	REP	81-15-032	50-44-010	NEW-E	81-22-009
16-316-326	AMD	81-11-021	16-316-728	REP-P	81-12-052	50-44-010	NEW-P	81-22-073
16-316-440	AMD-P	81-08-056	16-316-728	REP	81-15-032	50-44-020	NEW-E	81-22-009
16-316-440	AMD	81-11-019	16-316-790	AMD-P	81-08-054	50-44-020	NEW-P	81-22-073
16-316-470	AMD-P	81-12-052	16-316-790	AMD	81-11-018	50-44-030	NEW-E	81-22-009
16-316-470	AMD	81-15-032	16-316-800	AMD-P	81-08-054	50-44-030	NEW-P	81-22-073
16-316-472	AMD-P	81-12-052	16-316-800	AMD	81-11-018	50-44-040	NEW-E	81-22-009
16-316-472	AMD	81-15-032	16-316-820	AMD-P	81-08-054	50-44-040	NEW-P	81-22-073
16-316-474	AMD-E	81-11-015	16-316-820	AMD	81-11-018	51-12	AMD-P	81-12-033
16-316-474	AMD-P	81-12-052	16-316-900	REP-P	81-12-052	67-14-060	NEW-P	81-24-053
16-316-474	AMD	81-15-032	16-316-900	REP	81-15-032	67-30-005	NEW-P	81-17-081
16-316-476	REP-P	81-12-052	16-316-905	REP-P	81-12-052	67-30-040	NEW-P	81-24-052
16-316-476	REP	81-15-032	16-316-905	REP	81-15-032	67-30-080	NEW-P	81-17-081
16-316-478	REP-P	81-12-052	16-316-910	AMD-E	81-11-015	67-30-090	NEW-P	81-17-081
16-316-478	REP	81-15-032	16-316-910	REP-P	81-12-052	67-30-100	NEW-P	81-17-081
16-316-482	REP-P	81-12-052	16-316-910	REP	81-15-032	67-30-110	NEW-P	81-17-081
16-316-482	REP	81-15-032	16-316-915	REP-P	81-12-052	67-30-120	NEW-P	81-17-081
16-316-484	AMD-P	81-12-052	16-316-915	REP	81-15-032	67-30-125	NEW-P	81-17-081
16-316-484	AMD	81-15-032	16-316-920	REP-P	81-12-052	67-30-150	NEW-P	81-17-081
16-316-486	AMD-P	81-12-052	16-316-920	REP	81-15-032	67-30-180	NEW-P	81-17-081
16-316-486	AMD	81-15-032	16-316-925	REP-P	81-12-052	67-30-185	NEW-P	81-17-081
16-316-520	REP-P	81-12-052	16-316-925	REP	81-15-032	67-30-190	NEW-P	81-17-081
16-316-520	REP	81-15-032	16-316-930	REP-P	81-12-052	67-30-310	NEW-P	81-17-081
16-316-530	AMD-E	81-11-015	16-316-930	REP	81-15-032	67-30-320	NEW-P	81-17-081
16-316-530	REP-P	81-12-052	16-316-935	REP-P	81-12-052	67-32-150	AMD-P	81-03-049
16-316-530	REP	81-15-032	16-316-935	REP	81-15-032	67-32-150	AMD	81-07-001
16-316-535	REP-P	81-12-052	16-316-940	REP-P	81-12-052	67-32-180	AMD	81-03-048
16-316-535	REP	81-15-032	16-316-940	REP	81-15-032	67-32-310	AMD-P	81-03-049
16-316-540	REP-P	81-12-052	16-528-040	AMD-P	81-20-075	67-32-310	AMD	81-07-001
16-316-540	REP	81-15-032	16-561-040	AMD	81-09-003	67-32-910	AMD-P	81-03-049
16-316-545	REP-P	81-12-052	16-565-041	NEW-P	81-16-076	67-32-910	AMD	81-07-001
16-316-545	REP	81-15-032	16-565-041	NEW	81-19-109	82-24-130	AMD-P	81-07-056
16-316-550	REP-P	81-12-052	16-608-001	NEW	81-05-010	82-24-130	AMD	81-10-021
16-316-550	REP	81-15-032	16-608-010	NEW	81-05-010	82-28-050	AMD-P	81-06-073
16-316-555	REP-P	81-12-052	16-608-020	NEW	81-05-010	82-28-050	AMD-P	81-09-010
16-316-555	REP	81-15-032	16-620-100	AMD-P	81-15-091	82-28-050	AMD	81-10-020
16-316-560	REP-P	81-12-052	16-620-100	AMD	81-19-026	82-28-050	AMD-E	81-10-051
16-316-560	REP	81-15-032	16-620-210	AMD-P	81-15-091	82-28-06001	AMD-P	81-06-073
16-316-565	REP-P	81-12-052	16-620-210	AMD	81-19-026	82-28-06001	AMD-P	81-09-010
16-316-565	REP	81-15-032	16-620-210	AMD-P	81-24-051	82-28-06001	AMD	81-10-020
16-316-570	AMD-P	81-12-052	16-620-255	REP-P	81-24-051	82-28-06001	AMD-E	81-10-051
16-316-570	AMD	81-15-032	16-620-280	AMD-P	81-24-051	82-28-080	AMD-P	81-06-073
16-316-572	NEW-P	81-12-052	16-620-290	AMD-P	81-24-051	82-28-080	AMD-P	81-09-010
16-316-572	NEW	81-15-032	16-620-300	AMD-P	81-24-051	82-28-080	AMD	81-10-020
16-316-660	AMD-P	81-08-058	16-620-310	REP-P	81-24-051	82-28-080	AMD-E	81-10-051
16-316-660	AMD	81-11-022	16-620-340	AMD-P	81-24-051	82-28-230	AMD-E	81-10-051
16-316-690	REP-P	81-12-052	16-620-360	REP-P	81-24-051	98-12-020	NEW-P	81-02-055
16-316-690	REP	81-15-032	16-750-010	AMD-P	81-02-041	98-12-020	NEW	81-07-013
16-316-695	REP-P	81-12-052	16-750-010	AMD	81-07-039	98-16-010	NEW-P	81-02-055
16-316-695	REP	81-15-032	24-12-010	AMD-P	81-11-030	98-16-010	NEW	81-07-013
16-316-700	AMD-E	81-11-015	24-12-010	AMD	81-16-011	98-16-020	NEW-P	81-02-055
16-316-700	REP-P	81-12-052	34-02-010	NEW-P	81-04-068	98-16-020	NEW	81-07-013
16-316-700	REP	81-15-032	34-02-020	NEW-P	81-04-068	98-16-030	NEW-P	81-02-055
16-316-701	NEW-P	81-12-052	34-02-030	NEW-P	81-04-068	98-16-030	NEW	81-07-013
16-316-701	NEW	81-15-032	34-04-010	NEW-P	81-04-068	98-20-010	NEW-P	81-02-055
16-316-705	REP-P	81-12-052	34-04-020	NEW-P	81-04-068	98-20-010	NEW	81-07-013
16-316-705	REP	81-15-032	34-04-030	NEW-P	81-04-068	98-70	NEW	81-24-026

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98-70-010	NEW-P	81-19-090	106-160-006	REP-P	81-18-050	118-03-270	NEW	81-15-012
98-70-010	NEW	81-24-026	106-160-006	REP	81-22-051	118-03-270	NEW-E	81-15-013
106-116-040	AMD-P	81-18-050	113-12-200	NEW-P	81-04-020	118-03-290	NEW-E	81-09-051
106-116-040	AMD	81-22-051	113-12-200	NEW-P	81-06-045	118-03-290	NEW-P	81-11-067
106-116-042	AMD-P	81-04-050	113-12-200	NEW-P	81-09-054	118-03-290	NEW	81-15-012
106-116-042	AMD	81-08-010	113-12-200	NEW	81-13-002	118-03-290	NEW-E	81-15-013
106-116-050	AMD-P	81-04-050	114-12-010	REP	81-05-004	118-03-310	NEW-E	81-09-051
106-116-050	AMD	81-08-010	114-12-011	NEW	81-05-004	118-03-310	NEW-P	81-11-067
106-116-102	AMD-P	81-04-050	114-12-020	REP	81-05-004	118-03-310	NEW	81-15-012
106-116-102	AMD	81-08-010	114-12-021	NEW	81-05-004	118-03-310	NEW-E	81-15-013
106-116-201	AMD-P	81-04-050	114-12-030	REP	81-05-004	118-03-330	NEW-E	81-09-051
106-116-201	AMD	81-08-010	114-12-031	NEW	81-05-004	118-03-330	NEW-P	81-11-067
106-116-201	AMD-P	81-18-050	114-12-040	REP	81-05-004	118-03-330	NEW	81-15-012
106-116-201	AMD	81-22-051	114-12-041	NEW	81-05-004	118-03-330	NEW-E	81-15-013
106-116-202	AMD-P	81-18-050	114-12-041	AMD-P	81-19-123	118-10-010	NEW-P	81-10-040
106-116-202	AMD	81-22-051	114-12-041	AMD	81-22-078	118-10-010	NEW-P	81-13-007
106-116-203	AMD-P	81-18-050	118-03-010	NEW-E	81-09-051	118-10-010	NEW	81-15-015
106-116-203	AMD	81-22-051	118-03-010	NEW-P	81-11-067	118-10-020	NEW-P	81-10-040
106-116-204	AMD-P	81-04-050	118-03-010	NEW	81-15-012	118-10-020	NEW-P	81-13-007
106-116-204	AMD	81-08-010	118-03-010	NEW-E	81-15-013	118-10-020	NEW	81-15-015
106-116-205	AMD-P	81-04-050	118-03-030	NEW-E	81-09-051	118-10-030	NEW-P	81-10-040
106-116-205	AMD	81-08-010	118-03-030	NEW-P	81-11-067	118-10-030	NEW-P	81-13-007
106-116-205	AMD-P	81-18-050	118-03-030	NEW	81-15-012	118-10-030	NEW	81-15-015
106-116-205	AMD	81-22-051	118-03-030	NEW-E	81-15-013	130-16-010	NEW-P	82-01-089
106-116-207	AMD-P	81-18-050	118-03-050	NEW-E	81-09-051	130-16-020	NEW-P	82-01-089
106-116-207	AMD	81-22-051	118-03-050	NEW-P	81-11-067	130-16-030	NEW-P	82-01-089
106-116-211	AMD-P	81-18-050	118-03-050	NEW	81-15-012	130-16-040	NEW-P	82-01-089
106-116-211	AMD	81-22-051	118-03-050	NEW-E	81-15-013	130-16-050	NEW-P	82-01-089
106-116-214	AMD-P	81-18-050	118-03-070	NEW-E	81-09-051	130-16-060	NEW-P	82-01-089
106-116-214	AMD	81-22-051	118-03-070	NEW-P	81-11-067	130-16-070	NEW-P	82-01-089
106-116-303	AMD-P	81-18-050	118-03-070	NEW	81-15-012	130-16-080	NEW-P	82-01-089
106-116-303	AMD	81-22-051	118-03-070	NEW-E	81-15-013	130-16-090	NEW-P	82-01-089
106-116-304	AMD-P	81-04-050	118-03-090	NEW-E	81-09-051	131-16-011	AMD-P	81-24-065
106-116-304	AMD	81-08-010	118-03-090	AMD-E	81-09-065	131-16-015	AMD-P	81-24-065
106-116-304	AMD-P	81-18-050	118-03-090	AMD-P	81-11-067	131-16-061	AMD-P	81-24-065
106-116-304	AMD	81-22-051	118-03-090	NEW	81-15-012	131-28-025	AMD-E	81-14-022
106-116-305	AMD-P	81-04-050	118-03-090	NEW-E	81-15-013	131-28-025	AMD-P	81-16-071
106-116-305	AMD	81-08-010	118-03-110	NEW-E	81-09-051	131-28-025	AMD	81-19-060
106-116-305	AMD-P	81-18-050	118-03-110	NEW-P	81-11-067	131-28-026	AMD-E	81-14-022
106-116-305	AMD	81-22-051	118-03-110	NEW	81-15-012	131-28-026	AMD-P	81-16-071
106-116-306	AMD-P	81-04-050	118-03-110	NEW-E	81-15-013	131-28-026	AMD	81-19-060
106-116-306	AMD	81-08-010	118-03-130	NEW-E	81-09-051	131-32-010	NEW-P	81-11-062
106-116-306	AMD-P	81-18-050	118-03-130	NEW-P	81-11-067	131-32-010	NEW-E	81-12-006
106-116-306	AMD	81-22-051	118-03-130	NEW	81-15-012	131-32-010	NEW	81-14-023
106-116-311	AMD-P	81-18-050	118-03-130	NEW-E	81-15-013	131-32-020	NEW-P	81-11-062
106-116-311	AMD	81-22-051	118-03-150	NEW-E	81-09-051	131-32-020	NEW-E	81-12-006
106-116-403	AMD-P	81-04-050	118-03-150	AMD-E	81-09-065	131-32-020	NEW	81-14-023
106-116-403	AMD	81-08-010	118-03-150	AMD-P	81-11-067	131-36-010	NEW-E	81-14-024
106-116-403	AMD-P	81-18-050	118-03-150	NEW	81-15-012	131-36-010	NEW-P	81-16-021
106-116-403	AMD	81-22-051	118-03-150	NEW-E	81-15-013	131-36-010	NEW	81-19-113
106-116-404	AMD-P	81-18-050	118-03-170	NEW-E	81-09-051	131-36-050	NEW-P	81-16-021
106-116-404	AMD	81-22-051	118-03-170	AMD-E	81-09-065	131-36-050	NEW	81-19-113
106-116-501	AMD-P	81-18-050	118-03-170	AMD-P	81-11-067	131-36-100	NEW-E	81-14-024
106-116-501	AMD	81-22-051	118-03-170	NEW	81-15-012	131-36-100	NEW-P	81-16-021
106-116-513	AMD-P	81-04-050	118-03-170	NEW-E	81-15-013	131-36-100	NEW	81-19-113
106-116-513	AMD	81-08-010	118-03-190	NEW-E	81-09-051	131-36-150	NEW-E	81-14-024
106-116-514	AMD-P	81-04-050	118-03-190	NEW-P	81-11-067	131-36-150	NEW-P	81-16-021
106-116-514	AMD	81-08-010	118-03-190	NEW	81-15-012	131-36-150	NEW	81-19-113
106-116-514	AMD-P	81-18-050	118-03-190	NEW-E	81-15-013	131-36-200	NEW-E	81-14-024
106-116-514	AMD	81-22-051	118-03-210	NEW-E	81-09-051	131-36-200	NEW-P	81-16-021
106-116-515	AMD-P	81-04-050	118-03-210	NEW-P	81-11-067	131-36-200	NEW	81-19-113
106-116-515	AMD	81-08-010	118-03-210	NEW	81-15-012	131-36-250	NEW-E	81-14-024
106-116-515	AMD-P	81-18-050	118-03-210	NEW-E	81-15-013	131-36-250	NEW-P	81-16-021
106-116-515	AMD	81-22-051	118-03-230	NEW-E	81-09-051	131-36-250	NEW	81-19-113
106-116-521	AMD-P	81-04-050	118-03-230	AMD-E	81-09-065	131-36-300	NEW-E	81-14-024
106-116-521	AMD	81-08-010	118-03-230	AMD-P	81-11-067	131-36-300	NEW-P	81-16-021
106-116-603	AMD-P	81-04-050	118-03-230	NEW	81-15-012	131-36-300	NEW	81-19-113
106-116-603	AMD	81-08-010	118-03-230	NEW-E	81-15-013	132A-104-005	REP-P	81-06-031
106-116-603	AMD-P	81-18-050	118-03-250	NEW-E	81-09-051	132A-104-005	REP	81-10-039
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132B-12-345	REP	81-10-008	132F-104-813	AMD-P	81-10-062	132H-160-310	AMD	81-11-013
132B-12-348	REP-P	81-04-005	132F-104-813	AMD-P	81-11-056	132H-160-430	AMD-P	81-08-066
132B-12-348	REP	81-10-008	132F-104-813	AMD	81-14-073	132H-160-430	AMD	81-11-013
132B-12-351	REP-P	81-04-005	132F-104-814	AMD-P	81-07-008	132H-160-480	REP-P	81-08-066
132B-12-351	REP	81-10-008	132F-104-814	AMD-P	81-10-062	132H-160-480	REP	81-11-013
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132B-12-360	REP	81-10-008	132F-104-815	AMD	81-14-073	132J-116-050	AMD-P	81-09-062
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132C-10-095	REP	82-01-008	132F-104-819	AMD	81-14-073	132J-160-020	AMD-P	81-22-072
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132C-132-030	REP	82-01-008	132F-136-040	AMD	81-12-008	132J-160-045	NEW-P	81-22-072
132C-132-040	REP-P	81-21-052	132F-136-050	AMD-P	81-07-023	132J-160-045	NEW-W	81-24-011
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132C-132-100	REP	82-01-008	132H-116-610	AMD-P	81-24-045	132L-26-010	AMD	81-13-021
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132M-113-025	NEW-P	81-10-054	132M-150-012	REP-P	81-10-054	132M-168-050	REP-P	81-10-054
132M-113-025	NEW	81-22-076	132M-150-012	REP	81-22-076	132M-168-050	REP	81-22-076
132M-113-030	NEW-W	81-04-026	132M-150-015	REP-W	81-04-026	132P-28-010	REP-E	81-19-093
132M-113-030	NEW-P	81-10-054	132M-150-015	REP-P	81-10-054	132P-28-010	REP-P	81-20-021
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132M-113-035	NEW	81-22-076	132M-150-018	REP	81-22-076	132P-28-020	REP	81-24-046
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132M-113-040	NEW-P	81-10-054	132M-150-021	REP-P	81-10-054	132P-28-030	REP-P	81-20-021
132M-113-040	NEW	81-22-076	132M-150-021	REP	81-22-076	132P-28-030	REP	81-24-046
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132M-115-010	NEW-P	81-10-054	132M-150-027	REP	81-22-076	132P-28-050	REP	81-24-046
132M-115-010	NEW	81-22-076	132M-150-030	REP-W	81-04-026	132P-28-055	REP-E	81-19-093
132M-115-020	NEW-W	81-04-026	132M-150-030	REP-P	81-10-054	132P-28-055	REP-P	81-20-021
132M-115-020	NEW-P	81-10-054	132M-150-030	REP	81-22-076	132P-28-055	REP	81-24-046
132M-115-020	NEW	81-22-076	132M-150-033	REP-W	81-04-026	132P-28-070	REP-E	81-19-093
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132M-115-030	NEW-P	81-10-054	132M-150-033	REP	81-22-076	132P-28-070	REP	81-24-046
132M-115-030	NEW	81-22-076	132M-150-036	REP-W	81-04-026	132P-28-080	REP-E	81-19-093
132M-115-040	NEW-W	81-04-026	132M-150-036	REP-P	81-10-054	132P-28-080	REP-P	81-20-021
132M-115-040	NEW-P	81-10-054	132M-150-036	REP	81-22-076	132P-28-080	REP	81-24-046
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132M-116-010	AMD-P	81-10-054	132M-150-039	REP	81-22-076	132P-32-020	REP-P	81-12-031
132M-116-010	AMD	81-22-076	132M-150-042	REP-W	81-04-026	132P-32-020	REP	82-01-079
132M-120-060	AMD-W	81-04-026	132M-150-042	REP-P	81-10-054	132P-32-030	REP-P	81-12-031
132M-120-060	REP-P	81-10-054	132M-150-042	REP	81-22-076	132P-32-030	REP	82-01-079
132M-120-060	REP	81-22-076	132M-150-045	REP-W	81-04-026	132P-32-040	REP-P	81-12-031
132M-120-070	AMD-W	81-04-026	132M-150-045	REP-P	81-10-054	132P-32-040	REP	82-01-079
132M-120-070	AMD-P	81-10-054	132M-150-045	REP	81-22-076	132P-32-045	REP-P	81-12-031
132M-120-070	AMD	81-22-076	132M-150-048	REP-W	81-04-026	132P-32-045	REP	82-01-079
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132M-120-090	AMD-W	81-04-026	132M-150-048	REP	81-22-076	132P-32-050	REP	82-01-079
132M-120-090	REP-P	81-10-054	132M-150-051	REP-W	81-04-026	132P-32-055	REP-P	81-12-031
132M-120-090	REP	81-22-076	132M-150-051	REP-P	81-10-054	132P-32-055	REP	82-01-079
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132M-136-010	REP-P	81-10-054	132M-150-054	REP-W	81-04-026	132P-32-060	REP	82-01-079
132M-136-010	REP	81-22-076	132M-150-054	REP-P	81-10-054	132P-32-070	REP-P	81-12-031
132M-136-020	AMD-W	81-04-026	132M-150-054	REP	81-22-076	132P-32-070	REP	82-01-079
132M-136-020	AMD-P	81-10-054	132M-150-057	REP-W	81-04-026	132P-32-080	REP-P	81-12-031
132M-136-020	AMD	81-22-076	132M-150-057	REP-P	81-10-054	132P-32-080	REP	82-01-079
132M-136-030	AMD-W	81-04-026	132M-150-057	REP	81-22-076	132P-32-090	REP-P	81-12-031
132M-136-040	REP-W	81-04-026	132M-150-060	REP-W	81-04-026	132P-32-090	REP	82-01-079
132M-136-040	REP-P	81-10-054	132M-150-060	REP-P	81-10-054	132P-32-100	REP-P	81-12-031
132M-136-040	REP	81-22-076	132M-150-060	REP	81-22-076	132P-32-100	REP	82-01-079
132M-136-050	AMD-W	81-04-026	132M-150-063	REP-W	81-04-026	132P-32-110	REP-P	81-12-031
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132M-136-060	AMD-P	81-10-054	132M-150-063	REP	81-22-076	132P-32-120	REP-P	81-12-031
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132P-33-030	NEW	82-01-079	132Q-04-200	AMD	82-01-034	132W-149-026	REP	81-17-044
132P-33-040	NEW-P	81-12-031	132Q-88-010	REP-P	81-22-011	132W-149-030	REP-P	81-13-036
132P-33-040	NEW	82-01-079	132Q-88-010	REP	82-01-035	132W-149-030	REP	81-17-044
132P-33-050	NEW-P	81-12-031	132Q-88-020	REP-P	81-22-011	132W-149-040	REP-P	81-13-036
132P-33-050	NEW	82-01-079	132Q-88-020	REP	82-01-035	132W-149-040	REP	81-17-044
132P-33-060	NEW-P	81-12-031	132Q-88-030	REP-P	81-22-011	132W-149-050	REP-P	81-13-036
132P-33-060	NEW	82-01-079	132Q-88-030	REP	82-01-035	132W-149-050	REP	81-17-044
132P-33-070	NEW-P	81-12-031	132Q-88-040	REP-P	81-22-011	132W-149-070	REP-P	81-13-036
132P-33-070	NEW	82-01-079	132Q-88-040	REP	82-01-035	132W-149-070	REP	81-17-044
132P-33-080	NEW-P	81-12-031	132Q-88-050	REP-P	81-22-011	132W-149-080	REP-P	81-13-036
132P-33-080	NEW	82-01-079	132Q-88-050	REP	82-01-035	132W-149-080	REP	81-17-044
132P-33-090	NEW-P	81-12-031	132Q-88-060	REP-P	81-22-011	132W-149-090	REP-P	81-13-036
132P-33-090	NEW	82-01-079	132Q-88-060	REP	82-01-035	132W-149-090	REP	81-17-044
132P-33-100	NEW-P	81-12-031	132Q-88-070	REP-P	81-22-011	132W-149-100	REP-P	81-13-036
132P-33-100	NEW	82-01-079	132Q-88-070	REP	82-01-035	132W-149-100	REP	81-17-044
132P-33-110	NEW-P	81-12-031	132Q-88-070	REP-P	81-22-011	132W-149-110	REP-P	81-13-036
132P-33-110	NEW	82-01-079	132Q-88-080	REP	82-01-035	132W-149-110	REP	81-17-044
132P-33-120	NEW-P	81-12-031	132Q-88-090	REP-P	81-22-011	132W-149-120	REP-P	81-13-036
132P-33-120	NEW	82-01-079	132Q-88-090	REP	82-01-035	132W-149-120	REP	81-17-044
132P-33-130	NEW-P	81-12-031	132Q-88-100	REP-P	81-22-011	132W-149-130	REP-P	81-13-036
132P-33-130	NEW	82-01-079	132Q-88-100	REP	82-01-035	132W-149-130	REP	81-17-044
132P-33-140	NEW-P	81-12-031	132Q-88-110	REP-P	81-22-011	132Y-20	AMD-P	81-17-011
132P-33-140	NEW	82-01-079	132Q-88-110	REP	82-01-035	132Y-20-010	NEW-P	81-14-043
132P-33-150	NEW-P	81-12-031	132Q-88-120	REP-P	81-22-011	132Y-20-010	NEW	81-17-041
132P-33-150	NEW	82-01-079	132Q-88-120	REP	82-01-035	132Y-100	AMD-P	81-17-012
132P-33-160	NEW-P	81-12-031	132Q-88-130	REP-P	81-22-011	132Y-100-001	NEW-P	81-14-044
132P-33-160	NEW	82-01-079	132Q-88-130	REP	82-01-035	132Y-100-001	NEW	81-17-042
132P-33-170	NEW-P	81-12-031	132S-12-055	NEW-P	81-09-001	132Y-100-004	NEW-P	81-14-044
132P-33-170	NEW	82-01-079	132S-12-055	NEW	81-13-023	132Y-100-004	NEW	81-17-042
132P-33-180	NEW-P	81-12-031	132V-22-010	AMD-E	81-03-047	132Y-100-008	NEW-P	81-14-044
132P-33-180	NEW	82-01-079	132V-22-010	AMD-P	81-03-061	132Y-100-008	NEW	81-17-042
132P-33-190	NEW-P	81-12-031	132V-22-010	AMD	81-08-002	132Y-100-012	NEW-P	81-14-044
132P-33-190	NEW	82-01-079	132V-22-020	AMD-E	81-03-047	132Y-100-012	NEW	81-17-042
132P-33-200	NEW-P	81-12-031	132V-22-020	AMD-P	81-03-061	132Y-100-016	NEW-P	81-14-044
132P-33-200	NEW	82-01-079	132V-22-020	AMD	81-08-002	132Y-100-016	NEW	81-17-042
132P-33-210	NEW-P	81-12-031	132V-22-030	AMD-E	81-03-047	132Y-100-020	NEW-P	81-14-044
132P-33-210	NEW	82-01-079	132V-22-030	AMD-P	81-03-061	132Y-100-020	NEW	81-17-042
132P-33-220	NEW-P	81-12-031	132V-22-030	AMD	81-08-002	132Y-100-024	NEW-P	81-14-044
132P-33-220	NEW	82-01-079	132V-22-040	AMD-E	81-03-047	132Y-100-024	NEW	81-17-042
132P-33-230	NEW-P	81-12-031	132V-22-040	AMD-P	81-03-061	132Y-100-028	NEW-P	81-14-044
132P-33-230	NEW	82-01-079	132V-22-040	AMD	81-08-002	132Y-100-028	NEW	81-17-042
132P-33-240	NEW-P	81-12-031	132V-22-050	AMD-E	81-03-047	132Y-100-032	NEW-P	81-14-044
132P-33-240	NEW	82-01-079	132V-22-050	AMD-P	81-03-061	132Y-100-032	NEW	81-17-042
132P-33-250	NEW-P	81-12-031	132V-22-050	AMD	81-08-002	132Y-100-036	NEW-P	81-14-044
132P-33-250	NEW	82-01-079	132V-22-060	AMD-E	81-03-047	132Y-100-036	NEW	81-17-042
132P-33-260	NEW-P	81-12-031	132V-22-060	AMD-P	81-03-061	132Y-100-040	NEW-P	81-14-044
132P-33-260	NEW	82-01-079	132V-22-060	AMD	81-08-002	132Y-100-040	NEW	81-17-042
132P-33-270	NEW-P	81-12-031	132V-22-100	AMD-E	81-03-047	132Y-100-044	NEW-P	81-14-044
132P-33-270	NEW	82-01-079	132V-22-100	AMD-P	81-03-061	132Y-100-044	NEW	81-17-042
132P-33-280	NEW-P	81-12-031	132V-22-100	AMD	81-08-002	132Y-100-048	NEW-P	81-14-044
132P-33-280	NEW	82-01-079	132V-22-200	AMD-E	81-03-047	132Y-100-048	NEW	81-17-042
132P-33-290	NEW-P	81-12-031	132V-22-200	AMD-P	81-03-061	132Y-100-052	NEW-P	81-14-044
132P-33-290	NEW	82-01-079	132V-22-200	AMD	81-08-002	132Y-100-052	NEW	81-17-042
132P-33-300	NEW-P	81-12-031	132W-116-010	AMD-E	81-17-043	132Y-100-056	NEW-P	81-14-044
132P-33-300	NEW	82-01-079	132W-116-010	AMD-P	81-21-034	132Y-100-056	NEW	81-17-042
132P-33-310	NEW-P	81-12-031	132W-116-010	AMD	82-01-080	132Y-100-060	NEW-P	81-14-044
132P-33-310	NEW	82-01-079	132W-116-020	AMD-E	81-17-043	132Y-100-060	NEW	81-17-042
132P-33-320	NEW-P	81-12-031	132W-116-020	AMD-P	81-21-034	132Y-100-064	NEW-P	81-14-044
132P-33-320	NEW	82-01-079	132W-116-020	AMD	82-01-080	132Y-100-064	NEW	81-17-042
132P-33-330	NEW-P	81-12-031	132W-116-050	AMD-E	81-17-043	132Y-100-068	NEW-P	81-14-044
132P-33-330	NEW	82-01-079	132W-116-050	AMD-P	81-21-034	132Y-100-068	NEW	81-17-042
132P-33-340	NEW-P	81-12-031	132W-116-050	AMD	82-01-080	132Y-100-072	NEW-P	81-14-044
132P-33-340	NEW	82-01-079	132W-116-065	NEW-E	81-17-043	132Y-100-072	NEW	81-17-042
132P-33-350	NEW-P	81-12-031	132W-116-065	NEW-P	81-21-034	132Y-100-076	NEW-P	81-14-044
132P-33-350	NEW	82-01-079	132W-116-065	NEW	82-01-080	132Y-100-076	NEW	81-17-042
132Q-04-040	AMD-P	81-22-050	132W-149-010	AMD-P	81-13-036	132Y-100-080	NEW-P	81-14-044
132Q-04-040	AMD	82-01-032	132W-149-010	AMD	81-17-044	132Y-100-080	NEW	81-17-042
132Q-04-068	NEW-P	81-22-030	132W-149-020	REP-P	81-13-036	132Y-100-084	NEW-P	81-14-044
132Q-04-068	NEW	82-01-033	132W-149-020	REP	81-17-044	132Y-100-084	NEW	81-17-042
132Q-04-086	NEW-P	81-13-039	132W-149-022	REP-P	81-13-036	132Y-100-088	NEW-P	81-14-044
132Q-04-086	NEW-P	81-18-034	132W-149-022	REP	81-17-044	132Y-100-088	NEW	81-17-042
132Q-04-200	AMD-P	81-13-039	132W-149-024	REP-P	81-13-036	132Y-100-092	NEW-P	81-14-044
132Q-04-200	AMD-P	81-18-034	132W-149-024	REP	81-17-044	132Y-100-092	NEW	81-17-042
132Q-04-200	AMD-P	81-22-030	132W-149-026	REP-P	81-13-036	132Y-100-096	NEW-P	81-14-044

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132Y-100-096	NEW	81-17-042	137-08-130	NEW-P	81-24-077	137-24-120	NEW-W	81-20-072
132Y-100-100	NEW-P	81-14-044	137-08-140	NEW-P	81-15-092	137-24-130	NEW-P	81-15-092
132Y-100-100	NEW	81-17-042	137-08-140	NEW-W	81-20-072	137-24-130	NEW-W	81-20-072
132Y-100-104	NEW-P	81-14-044	137-08-140	NEW-P	81-24-077	137-24-140	NEW-P	81-15-092
132Y-100-104	NEW	81-17-042	137-08-150	NEW-P	81-15-092	137-24-140	NEW-W	81-20-072
132Y-100-108	NEW-P	81-14-044	137-08-150	NEW-W	81-20-072	137-24-150	NEW-P	81-15-092
132Y-100-108	NEW	81-17-042	137-08-150	NEW-P	81-24-077	137-24-150	NEW-W	81-20-072
132Y-100-112	NEW-P	81-14-044	137-08-160	NEW-P	81-15-092	137-24-160	NEW-P	81-15-092
132Y-100-112	NEW	81-17-042	137-08-160	NEW-W	81-20-072	137-24-160	NEW-W	81-20-072
132Y-100-116	NEW-P	81-14-044	137-08-160	NEW-P	81-24-077	137-28-010	NEW-P	81-15-092
132Y-100-116	NEW	81-17-042	137-08-170	NEW-P	81-15-092	137-28-010	NEW-W	81-20-072
132Y-100-120	NEW-P	81-14-044	137-08-170	NEW-W	81-20-072	137-28-020	NEW-P	81-15-092
132Y-100-120	NEW	81-17-042	137-08-180	NEW-P	81-24-077	137-28-020	NEW-W	81-20-072
132Y-136-001	NEW-P	81-22-074	137-08-180	NEW-P	81-15-092	137-28-030	NEW-P	81-15-092
132Y-136-101	NEW-P	81-22-074	137-08-180	NEW-W	81-20-072	137-28-030	NEW-W	81-20-072
132Y-136-201	NEW-P	81-22-074	137-08-180	NEW-P	81-24-077	137-28-040	NEW-P	81-15-092
132Y-136-204	NEW-P	81-22-074	137-12-010	NEW-P	81-14-080	137-28-040	NEW-W	81-20-072
132Y-136-208	NEW-P	81-22-074	137-12-010	NEW-E	81-14-081	137-28-050	NEW-P	81-15-092
132Y-136-212	NEW-P	81-22-074	137-12-010	NEW	81-19-001	137-28-050	NEW-W	81-20-072
132Y-136-216	NEW-P	81-22-074	137-12-020	NEW-P	81-14-080	137-28-060	NEW-P	81-15-092
132Y-136-220	NEW-P	81-22-074	137-12-020	NEW-E	81-14-081	137-28-060	NEW-W	81-20-072
132Y-136-224	NEW-P	81-22-074	137-12-020	NEW	81-19-001	137-28-070	NEW-P	81-15-092
132Y-136-228	NEW-P	81-22-074	137-12-030	NEW-P	81-14-080	137-28-070	NEW-W	81-20-072
132Y-136-232	NEW-P	81-22-074	137-12-030	NEW-E	81-14-081	137-28-080	NEW-P	81-15-092
132Y-136-236	NEW-P	81-22-074	137-12-030	NEW	81-19-001	137-28-080	NEW-W	81-20-072
132Y-136-301	NEW-P	81-22-074	137-12-040	NEW-P	81-14-080	137-28-090	NEW-P	81-15-092
132Y-136-304	NEW-P	81-22-074	137-12-040	NEW-E	81-14-081	137-28-090	NEW-W	81-20-072
132Y-136-401	NEW-P	81-22-074	137-12-040	NEW	81-19-001	137-28-100	NEW-P	81-15-092
132Y-136-404	NEW-P	81-22-074	137-12-050	NEW-P	81-14-080	137-28-100	NEW-W	81-20-072
132Y-175-001	NEW-P	81-22-075	137-12-050	NEW-E	81-14-081	137-28-110	NEW-P	81-15-092
132Y-175-001	NEW-W	81-24-030	137-12-050	NEW	81-19-001	137-28-110	NEW-W	81-20-072
137-04-010	NEW-P	81-15-092	137-12-060	NEW-P	81-14-080	137-28-120	NEW-P	81-15-092
137-04-010	NEW-W	81-20-072	137-12-060	NEW-E	81-14-081	137-28-120	NEW-W	81-20-072
137-04-010	NEW-P	81-24-077	137-12-060	NEW	81-19-001	137-28-130	NEW-P	81-15-092
137-04-015	NEW-P	81-24-077	137-12-070	NEW-P	81-14-080	137-28-130	NEW-W	81-20-072
137-04-020	NEW-P	81-15-092	137-12-070	NEW-E	81-14-081	137-28-140	NEW-P	81-15-092
137-04-020	NEW-W	81-20-072	137-12-070	NEW	81-19-001	137-28-140	NEW-W	81-20-072
137-04-020	NEW-P	81-24-077	137-12-080	NEW-P	81-14-080	137-28-150	NEW-P	81-15-092
137-04-030	NEW-P	81-24-077	137-12-080	NEW-E	81-14-081	137-28-150	NEW-W	81-20-072
137-08-010	NEW-P	81-15-092	137-12-080	NEW	81-19-001	137-28-160	NEW-P	81-15-092
137-08-010	NEW-W	81-20-072	137-12-090	NEW-P	81-14-080	137-28-160	NEW-W	81-20-072
137-08-010	NEW-P	81-24-077	137-12-090	NEW-E	81-14-081	137-28-170	NEW-P	81-15-092
137-08-020	NEW-P	81-15-092	137-12-090	NEW	81-19-001	137-28-170	NEW-W	81-20-072
137-08-020	NEW-W	81-20-072	137-20-010	NEW-P	81-15-092	137-28-180	NEW-P	81-15-092
137-08-020	NEW-P	81-24-077	137-20-010	NEW-W	81-20-072	137-28-180	NEW-W	81-20-072
137-08-030	NEW-P	81-15-092	137-20-020	NEW-P	81-15-092	137-28-190	NEW-P	81-15-092
137-08-030	NEW-W	81-20-072	137-20-020	NEW-W	81-20-072	137-28-190	NEW-W	81-20-072
137-08-040	NEW-P	81-15-092	137-20-030	NEW-P	81-15-092	137-28-200	NEW-P	81-15-092
137-08-040	NEW-W	81-20-072	137-20-030	NEW-W	81-20-072	137-28-200	NEW-W	81-20-072
137-08-050	NEW-P	81-15-092	137-20-040	NEW-P	81-15-092	137-28-210	NEW-P	81-15-092
137-08-050	NEW-W	81-20-072	137-20-040	NEW-W	81-20-072	137-28-210	NEW-W	81-20-072
137-08-060	NEW-P	81-15-092	137-24-010	NEW-P	81-15-092	137-28-220	NEW-P	81-15-092
137-08-060	NEW-W	81-20-072	137-24-010	NEW-W	81-20-072	137-28-220	NEW-W	81-20-072
137-08-060	NEW-P	81-24-077	137-24-020	NEW-P	81-15-092	137-28-230	NEW-P	81-15-092
137-08-070	NEW-P	81-15-092	137-24-020	NEW-W	81-20-072	137-28-230	NEW-W	81-20-072
137-08-070	NEW-W	81-20-072	137-24-030	NEW-P	81-15-092	137-28-240	NEW-P	81-15-092
137-08-070	NEW-P	81-24-077	137-24-030	NEW-W	81-20-072	137-28-240	NEW-W	81-20-072
137-08-080	NEW-P	81-15-092	137-24-040	NEW-P	81-15-092	137-28-250	NEW-P	81-15-092
137-08-080	NEW-W	81-20-072	137-24-040	NEW-W	81-20-072	137-28-250	NEW-W	81-20-072
137-08-080	NEW-P	81-24-077	137-24-050	NEW-P	81-15-092	137-28-260	NEW-P	81-15-092
137-08-090	NEW-P	81-15-092	137-24-050	NEW-W	81-20-072	137-28-260	NEW-W	81-20-072
137-08-090	NEW-W	81-20-072	137-24-060	NEW-P	81-15-092	137-28-270	NEW-P	81-15-092
137-08-090	NEW-P	81-24-077	137-24-060	NEW-W	81-20-072	137-28-270	NEW-W	81-20-072
137-08-100	NEW-P	81-15-092	137-24-070	NEW-P	81-15-092	137-28-280	NEW-P	81-15-092
137-08-100	NEW-W	81-20-072	137-24-070	NEW-W	81-20-072	137-28-280	NEW-W	81-20-072
137-08-100	NEW-P	81-24-077	137-24-080	NEW-P	81-15-092	137-32-010	NEW-P	81-15-092
137-08-110	NEW-P	81-15-092	137-24-080	NEW-W	81-20-072	137-32-010	NEW-W	81-20-072
137-08-110	NEW-W	81-20-072	137-24-090	NEW-P	81-15-092	137-32-020	NEW-P	81-15-092
137-08-110	NEW-P	81-24-077	137-24-090	NEW-W	81-20-072	137-32-020	NEW-W	81-20-072
137-08-120	NEW-P	81-15-092	137-24-100	NEW-P	81-15-092	137-32-030	NEW-P	81-15-092
137-08-120	NEW-W	81-20-072	137-24-100	NEW-W	81-20-072	137-32-030	NEW-W	81-20-072
137-08-120	NEW-P	81-24-077	137-24-110	NEW-P	81-15-092	137-32-040	NEW-P	81-15-092
137-08-130	NEW-P	81-15-092	137-24-110	NEW-W	81-20-072	137-32-040	NEW-W	81-20-072
137-08-130	NEW-W	81-20-072	137-24-120	NEW-P	81-15-092	137-32-050	NEW-P	81-15-092

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
173-302-320	REP-P	81-20-085	173-303-670	NEW-P	81-20-085	180-08-010	REP	81-16-026
173-302-330	REP-P	81-20-085	173-303-700	NEW-P	81-20-085	180-08-020	REP-P	81-13-003
173-302-340	REP-P	81-20-085	173-303-800	NEW-P	81-20-085	180-08-020	REP	81-16-026
173-302-350	REP-P	81-20-085	173-303-801	NEW-P	81-20-085	180-08-030	REP-P	81-13-003
173-302-360	REP-P	81-20-085	173-303-805	NEW-P	81-20-085	180-08-030	REP	81-16-026
173-302-370	REP-P	81-20-085	173-303-810	NEW-P	81-20-085	180-08-040	REP-P	81-13-003
173-302-380	REP-P	81-20-085	173-303-815	NEW-P	81-20-085	180-08-040	REP	81-16-026
173-302-390	REP-P	81-20-085	173-303-820	NEW-P	81-20-085	180-08-050	REP-P	81-13-003
173-303	NEW-C	82-01-024	173-303-825	NEW-P	81-20-085	180-08-050	REP	81-16-026
173-303	NEW-C	82-01-047	173-303-830	NEW-P	81-20-085	180-08-060	REP-P	81-13-003
173-303-010	NEW-P	81-20-085	173-303-840	NEW-P	81-20-085	180-08-060	REP	81-16-026
173-303-020	NEW-P	81-20-085	173-303-845	NEW-P	81-20-085	180-08-070	REP-P	81-13-003
173-303-030	NEW-P	81-20-085	173-303-900	NEW-P	81-20-085	180-08-070	REP	81-16-026
173-303-040	NEW-P	81-20-085	173-303-910	NEW-P	81-20-085	180-08-080	REP-P	81-13-003
173-303-045	NEW-P	81-20-085	173-303-9901	NEW-P	81-20-085	180-08-080	REP	81-16-026
173-303-050	NEW-P	81-20-085	173-303-9902	NEW-P	81-20-085	180-08-090	REP-P	81-13-003
173-303-060	NEW-P	81-20-085	173-303-9903	NEW-P	81-20-085	180-08-090	REP	81-16-026
173-303-070	NEW-P	81-20-085	173-303-9904	NEW-P	81-20-085	180-08-100	REP-P	81-13-003
173-303-071	NEW-P	81-20-085	173-303-9905	NEW-P	81-20-085	180-08-100	REP	81-16-026
173-303-080	NEW-P	81-20-085	173-303-9906	NEW-P	81-20-085	180-08-110	REP-P	81-13-003
173-303-081	NEW-P	81-20-085	173-303-9907	NEW-P	81-20-085	180-08-110	REP	81-16-026
173-303-082	NEW-P	81-20-085	173-400-110	AMD	81-03-002	180-08-120	REP-P	81-13-003
173-303-083	NEW-P	81-20-085	173-422	AMD-C	81-24-032	180-08-120	REP	81-16-026
173-303-084	NEW-P	81-20-085	173-422-040	AMD-P	81-19-121	180-08-130	REP-P	81-13-003
173-303-090	NEW-P	81-20-085	173-422-050	AMD-P	81-19-121	180-08-130	REP	81-16-026
173-303-100	NEW-P	81-20-085	173-422-060	AMD-P	81-19-121	180-08-140	REP-P	81-13-003
173-303-101	NEW-P	81-20-085	173-422-070	AMD-P	81-19-121	180-08-140	REP	81-16-026
173-303-102	NEW-P	81-20-085	173-422-080	AMD-P	81-19-121	180-08-230	REP-P	81-13-003
173-303-103	NEW-P	81-20-085	173-422-090	AMD-P	81-19-121	180-08-230	REP	81-16-026
173-303-104	NEW-P	81-20-085	173-422-100	AMD-P	81-19-121	180-08-240	REP-P	81-13-003
173-303-110	NEW-P	81-20-085	173-422-110	AMD-P	81-19-121	180-08-240	REP	81-16-026
173-303-120	NEW-P	81-20-085	173-422-130	AMD-P	81-19-121	180-08-250	REP-P	81-13-003
173-303-130	NEW-P	81-20-085	173-422-140	AMD-P	81-19-121	180-08-250	REP	81-16-026
173-303-140	NEW-P	81-20-085	173-422-160	AMD-P	81-19-121	180-08-260	REP-P	81-13-003
173-303-145	NEW-P	81-20-085	173-422-170	AMD-P	81-19-121	180-08-260	REP	81-16-026
173-303-150	NEW-P	81-20-085	173-490-020	AMD	81-03-003	180-08-270	REP-P	81-13-003
173-303-160	NEW-P	81-20-085	173-490-040	AMD	81-03-003	180-08-270	REP	81-16-026
173-303-170	NEW-P	81-20-085	173-490-203	AMD	81-03-003	180-08-280	REP-P	81-13-003
173-303-180	NEW-P	81-20-085	173-511-010	NEW	81-04-028	180-08-280	REP	81-16-026
173-303-190	NEW-P	81-20-085	173-511-020	NEW	81-04-028	180-08-290	REP-P	81-13-003
173-303-200	NEW-P	81-20-085	173-511-030	NEW	81-04-028	180-08-290	REP	81-16-026
173-303-210	NEW-P	81-20-085	173-511-040	NEW	81-04-028	180-08-300	REP-P	81-13-003
173-303-220	NEW-P	81-20-085	173-511-050	NEW	81-04-028	180-08-300	REP	81-16-026
173-303-230	NEW-P	81-20-085	173-511-060	NEW	81-04-028	180-08-310	REP-P	81-13-003
173-303-240	NEW-P	81-20-085	173-511-070	NEW	81-04-028	180-08-310	REP	81-16-026
173-303-250	NEW-P	81-20-085	173-511-080	NEW	81-04-028	180-08-320	REP-P	81-13-003
173-303-260	NEW-P	81-20-085	173-511-090	NEW	81-04-028	180-08-320	REP	81-16-026
173-303-270	NEW-P	81-20-085	173-511-100	NEW	81-04-028	180-08-330	REP-P	81-13-003
173-303-275	NEW-P	81-20-085	173-515	NEW-P	81-09-020	180-08-330	REP	81-16-026
173-303-280	NEW-P	81-20-085	173-515	NEW-P	81-13-009	180-08-340	REP-P	81-13-003
173-303-290	NEW-P	81-20-085	173-515-010	NEW	81-16-003	180-08-340	REP	81-16-026
173-303-300	NEW-P	81-20-085	173-515-020	NEW	81-16-003	180-08-350	REP-P	81-13-003
173-303-310	NEW-P	81-20-085	173-515-030	NEW	81-16-003	180-08-350	REP	81-16-026
173-303-320	NEW-P	81-20-085	173-515-040	NEW	81-16-003	180-08-360	REP-P	81-13-003
173-303-330	NEW-P	81-20-085	173-515-050	NEW	81-16-003	180-08-360	REP	81-16-026
173-303-340	NEW-P	81-20-085	173-515-060	NEW	81-16-003	180-08-370	REP-P	81-13-003
173-303-350	NEW-P	81-20-085	173-515-070	NEW	81-16-003	180-08-370	REP	81-16-026
173-303-360	NEW-P	81-20-085	173-515-080	NEW	81-16-003	180-08-380	REP-P	81-13-003
173-303-370	NEW-P	81-20-085	173-515-090	NEW	81-16-003	180-08-380	REP	81-16-026
173-303-380	NEW-P	81-20-085	173-515-100	NEW	81-16-003	180-08-390	REP-P	81-13-003
173-303-390	NEW-P	81-20-085	173-530-940	AMD-P	81-17-072	180-08-390	REP	81-16-026
173-303-395	NEW-P	81-20-085	173-530-940	AMD	81-20-041	180-08-400	REP-P	81-13-003
173-303-400	NEW-P	81-20-085	174-116-115	AMD-P	81-15-016	180-08-400	REP	81-16-026
173-303-500	NEW-P	81-20-085	174-116-115	AMD	81-19-092	180-08-410	REP-P	81-13-003
173-303-510	NEW-P	81-20-085	174-136-130	NEW-P	81-08-032	180-08-410	REP	81-16-026
173-303-520	NEW-P	81-20-085	174-136-130	NEW	81-12-019	180-08-420	REP-P	81-13-003
173-303-575	NEW-P	81-20-085	174-136-140	NEW	81-12-019	180-08-420	REP	81-16-026
173-303-600	NEW-P	81-20-085	174-136-140	NEW-P	81-08-032	180-08-430	REP-P	81-13-003
173-303-610	NEW-P	81-20-085	174-162-305	NEW-P	81-10-060	180-08-430	REP	81-16-026
173-303-620	NEW-P	81-20-085	174-162-305	NEW-P	81-13-048	180-08-440	REP-P	81-13-003
173-303-630	NEW-P	81-20-085	174-162-305	NEW	81-15-017	180-08-440	REP	81-16-026
173-303-640	NEW-P	81-20-085	180-08-005	NEW-P	81-13-003	180-08-450	REP-P	81-13-003
173-303-650	NEW-P	81-20-085	180-08-005	NEW	81-16-026	180-08-450	REP	81-16-026
173-303-660	NEW-P	81-20-085	180-08-010	REP-P	81-13-003	180-08-460	REP-P	81-13-003

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
180-08-460	REP	81-16-026	180-46-015	AMD	81-12-023	180-56-310	REP	81-08-028
180-08-470	REP-P	81-13-003	180-46-030	AMD-P	81-08-050	180-56-315	REP-P	81-04-045
180-08-470	REP	81-16-026	180-46-030	AMD	81-12-023	180-56-315	REP	81-08-028
180-08-480	REP-P	81-13-003	180-46-045	AMD-P	81-08-050	180-56-320	REP-P	81-04-045
180-08-480	REP	81-16-026	180-46-045	AMD	81-12-023	180-56-320	REP	81-08-028
180-08-490	REP-P	81-13-003	180-46-060	REP-P	81-08-050	180-56-325	REP-P	81-04-045
180-08-490	REP	81-16-026	180-46-060	REP	81-12-023	180-56-325	REP	81-08-028
180-08-500	REP-P	81-13-003	180-46-065	NEW-P	81-08-050	180-56-330	REP-P	81-04-045
180-08-500	REP	81-16-026	180-46-065	NEW	81-12-023	180-56-330	REP	81-08-028
180-08-510	REP-P	81-13-003	180-48-010	REP-P	81-16-023	180-56-335	REP-P	81-04-045
180-08-510	REP	81-16-026	180-48-010	REP	81-19-104	180-56-335	REP	81-08-028
180-08-520	REP-P	81-13-003	180-55-005	NEW-P	81-04-044	180-56-340	REP-P	81-04-045
180-08-520	REP	81-16-026	180-55-005	NEW	81-08-027	180-56-340	REP	81-08-028
180-08-530	REP-P	81-13-003	180-55-010	NEW-P	81-04-044	180-56-345	REP-P	81-04-045
180-08-530	REP	81-16-026	180-55-010	NEW	81-08-027	180-56-345	REP	81-08-028
180-08-540	REP-P	81-13-003	180-55-015	NEW-P	81-04-044	180-56-350	REP-P	81-04-045
180-08-540	REP	81-16-026	180-55-015	NEW	81-08-027	180-56-350	REP	81-08-028
180-08-550	REP-P	81-13-003	180-55-020	NEW-P	81-04-044	180-56-355	REP-P	81-04-045
180-08-550	REP	81-16-026	180-55-020	NEW	81-08-027	180-56-355	REP	81-08-028
180-08-560	REP-P	81-13-003	180-55-025	NEW-P	81-04-044	180-56-360	REP-P	81-04-045
180-08-560	REP	81-16-026	180-55-025	NEW	81-08-027	180-56-360	REP	81-08-028
180-08-570	REP-P	81-13-003	180-55-030	NEW-P	81-04-044	180-56-365	REP-P	81-04-045
180-08-570	REP	81-16-026	180-55-030	NEW	81-08-027	180-56-365	REP	81-08-028
180-08-580	REP-P	81-13-003	180-55-035	NEW-P	81-04-044	180-56-370	REP-P	81-04-045
180-08-580	REP	81-16-026	180-55-035	NEW	81-08-027	180-56-370	REP	81-08-028
180-08-590	REP-P	81-13-003	180-55-040	NEW-P	81-04-044	180-56-375	REP-P	81-04-045
180-08-590	REP	81-16-026	180-55-040	NEW	81-08-027	180-56-375	REP	81-08-028
180-16-220	AMD-P	81-04-046	180-55-045	NEW-P	81-04-044	180-56-380	REP-P	81-04-045
180-16-220	AMD	81-08-026	180-55-045	NEW	81-08-027	180-56-380	REP	81-08-028
180-20-106	AMD-P	81-16-022	180-55-050	NEW-P	81-04-044	180-63	REP-P	81-16-024
180-20-106	AMD	81-19-103	180-55-050	NEW	81-08-027	180-63	REP	81-19-105
180-30-300	REP-P	81-20-090	180-55-055	NEW-P	81-04-044	180-68-010	REP-P	81-16-025
180-30-300	REP	81-24-022	180-55-055	NEW	81-08-027	180-68-010	REP	81-19-106
180-30-305	REP-P	81-20-090	180-55-060	NEW-P	81-04-044	180-68-045	REP-P	81-16-025
180-30-305	REP	81-24-022	180-55-060	NEW	81-08-027	180-68-045	REP	81-19-106
180-30-310	REP-P	81-20-090	180-55-065	NEW-P	81-04-044	180-68-050	REP-P	81-16-025
180-30-310	REP	81-24-022	180-55-065	NEW	81-08-027	180-68-050	REP	81-19-106
180-30-315	REP-P	81-20-090	180-55-070	NEW-P	81-04-044	180-68-100	REP-P	81-16-025
180-30-315	REP	81-24-022	180-55-070	NEW	81-08-027	180-68-100	REP	81-19-106
180-30-320	REP-P	81-20-090	180-55-075	NEW-P	81-04-044	180-75-070	AMD-P	81-08-051
180-30-320	REP	81-24-022	180-55-075	NEW	81-08-027	180-78-025	AMD-P	81-08-052
180-30-325	REP-P	81-20-090	180-55-080	NEW-P	81-04-044	180-78-025	AMD	81-12-024
180-30-325	REP	81-24-022	180-55-080	NEW	81-08-027	180-78-027	NEW-P	81-08-052
180-30-330	REP-P	81-20-090	180-55-085	NEW-P	81-04-044	180-78-027	NEW	81-12-024
180-30-330	REP	81-24-022	180-55-085	NEW	81-08-027	180-78-050	AMD-P	81-08-052
180-30-335	REP-P	81-20-090	180-55-090	NEW-P	81-04-044	180-78-050	AMD	81-12-024
180-30-335	REP	81-24-022	180-55-090	NEW	81-08-027	180-78-057	NEW-P	81-08-052
180-33-005	NEW-P	81-20-092	180-55-095	NEW-P	81-04-044	180-78-057	NEW	81-12-024
180-33-005	NEW	81-24-049	180-55-095	NEW	81-08-027	180-79-065	AMD-P	81-08-053
180-33-010	NEW-P	81-20-092	180-55-100	NEW-P	81-04-044	180-79-065	AMD	81-12-025
180-33-010	NEW	81-24-049	180-55-100	NEW	81-08-027	180-79-120	AMD-P	81-08-053
180-33-015	NEW-P	81-20-092	180-55-105	NEW-P	81-04-044	180-79-120	AMD	81-12-025
180-33-015	NEW	81-24-049	180-55-105	NEW	81-08-027	180-79-125	AMD-P	81-08-053
180-33-020	NEW-P	81-20-092	180-55-110	NEW-P	81-04-044	180-79-125	AMD	81-12-025
180-33-020	NEW	81-24-049	180-55-110	NEW	81-08-027	180-79-150	AMD-P	81-08-053
180-33-025	NEW-P	81-20-092	180-55-115	NEW-P	81-04-044	180-79-150	AMD	81-12-025
180-33-025	NEW	81-24-049	180-55-115	NEW	81-08-027	180-79-230	AMD-P	81-08-053
180-33-030	NEW-P	81-20-092	180-55-120	NEW-P	81-04-044	180-79-230	AMD	81-12-025
180-33-030	NEW	81-24-049	180-55-120	NEW	81-08-027	180-79-245	AMD-P	81-08-053
180-33-035	NEW-P	81-20-092	180-55-125	NEW-P	81-04-044	180-79-245	AMD	81-12-025
180-33-035	NEW	81-24-049	180-55-125	NEW	81-08-027	180-90-130	AMD-P	81-24-050
180-33-040	NEW-P	81-20-092	180-55-130	AMD-P	81-24-024	180-90-140	AMD-P	81-24-050
180-33-040	NEW	81-24-049	180-55-130	NEW-P	81-04-044	180-90-160	AMD-P	81-24-050
180-33-045	NEW-P	81-20-092	180-55-135	NEW	81-08-027	182-08-111	AMD	81-03-014
180-33-045	NEW	81-24-049	180-55-135	NEW-P	81-04-044	182-08-300	NEW	81-03-014
180-33-050	NEW-P	81-20-092	180-56-230	AMD-P	81-24-023	192-12-025	NEW-E	81-19-100
180-33-050	NEW	81-24-049	180-56-305	REP-P	81-04-045	192-12-025	NEW-P	81-20-084
180-33-055	NEW-P	81-20-092	180-56-305	REP	81-08-028	192-12-025	NEW	81-23-010
180-33-055	NEW	81-24-049	180-56-305	REP	81-04-045	192-12-070	AMD-P	81-20-084
180-33-060	NEW-P	81-20-092	180-56-306	REP-P	81-08-028	192-12-070	AMD	81-23-010
180-33-060	NEW	81-24-049	180-56-306	REP	81-04-045	192-16-030	NEW-E	81-09-067
180-44-030	REP-P	81-08-049	180-56-307	REP-P	81-04-045	192-16-030	NEW-P	81-10-065
180-44-030	REP	81-12-022	180-56-307	REP	81-08-028	192-16-030	NEW	81-13-016
180-46-015	AMD-P	81-08-050	180-56-310	REP-P	81-04-045	192-16-033	NEW-E	81-09-067

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
192-16-033	NEW-P	81-10-065	196-24-090	NEW	82-01-064	204-16-030	REP	81-18-008
192-16-033	NEW	81-13-016	196-24-095	NEW-P	81-20-093	204-16-040	REP-P	81-13-001
192-16-036	NEW-E	81-09-067	196-24-095	NEW	82-01-064	204-16-040	REP	81-18-008
192-16-036	NEW-P	81-10-065	196-28-010	REP-P	81-20-093	204-16-050	REP-P	81-13-001
192-16-036	NEW	81-13-016	196-28-010	REP	82-01-064	204-16-050	REP	81-18-008
192-16-040	NEW-E	81-09-067	198-12-020	AMD-P	81-15-023	204-16-060	REP-P	81-13-001
192-16-040	NEW-P	81-10-065	198-12-020	AMD	81-19-024	204-16-060	REP	81-18-008
192-16-040	NEW	81-13-016	198-12-030	AMD-P	81-15-023	204-20	AMD-P	81-17-001
192-16-042	NEW-E	81-09-067	198-12-030	AMD	81-19-024	204-20-010	REP-P	81-13-001
192-16-042	NEW-P	81-10-065	198-12-050	AMD-P	81-15-023	204-20-010	REP	81-18-008
192-16-042	NEW	81-13-016	198-12-050	AMD	81-19-024	204-20-020	REP-P	81-13-001
192-16-045	NEW-E	81-09-067	198-12-060	AMD-P	81-15-023	204-20-020	REP	81-18-008
192-16-045	NEW-P	81-10-065	198-12-060	AMD-W	81-18-033	204-20-030	REP-P	81-13-001
192-16-045	NEW	81-13-016	198-12-130	AMD-P	81-15-023	204-20-030	REP	81-18-008
192-16-047	NEW-E	81-09-067	198-12-130	AMD	81-19-024	204-20-040	REP-P	81-13-001
192-16-047	NEW-P	81-10-065	198-12-140	AMD-P	81-15-023	204-20-040	REP	81-18-008
192-16-047	NEW	81-13-016	198-12-140	AMD	81-19-024	204-20-050	REP-P	81-13-001
196-12-010	AMD-P	81-20-093	204-08	AMD-P	81-17-001	204-20-050	REP	81-18-008
196-12-010	AMD	82-01-064	204-08-100	AMD-P	81-13-001	204-20-060	REP-P	81-13-001
196-12-020	AMD-P	81-20-093	204-08-100	AMD	81-18-008	204-20-060	REP	81-18-008
196-12-020	AMD	82-01-064	204-10	AMD-P	81-17-001	204-20-070	REP-P	81-13-001
196-12-030	AMD-P	81-20-093	204-10-010	NEW-P	81-13-001	204-20-070	REP	81-18-008
196-12-030	AMD	82-01-064	204-10-010	NEW	81-18-008	204-20-080	REP-P	81-13-001
196-12-031	REP-P	81-20-093	204-10-020	NEW-P	81-13-001	204-20-080	REP	81-18-008
196-12-031	REP	82-01-064	204-10-020	NEW	81-18-008	204-20-090	REP-P	81-13-001
196-12-050	AMD-P	81-20-093	204-10-030	NEW-P	81-13-001	204-20-090	REP	81-18-008
196-12-050	AMD	82-01-064	204-10-030	NEW	81-18-008	204-20-100	REP-P	81-13-001
196-12-060	AMD-P	81-20-093	204-10-040	NEW-P	81-13-001	204-20-100	REP	81-18-008
196-12-060	AMD	82-01-064	204-10-040	NEW	81-18-008	204-20-110	REP-P	81-13-001
196-12-070	REP-P	81-20-093	204-10-050	NEW-P	81-13-001	204-20-110	REP	81-18-008
196-12-070	REP	82-01-064	204-10-050	NEW	81-18-008	204-20-120	REP-P	81-13-001
196-12-075	REP-P	81-20-093	204-10-060	NEW-P	81-13-001	204-20-120	REP	81-18-008
196-12-075	REP	82-01-064	204-10-060	NEW	81-18-008	204-20-130	REP-P	81-13-001
196-12-080	REP-P	81-20-093	204-10-070	NEW-P	81-13-001	204-20-130	REP	81-18-008
196-12-080	REP	82-01-064	204-10-070	NEW	81-18-008	204-20-140	REP-P	81-13-001
196-12-085	AMD-P	81-20-093	204-10-080	NEW-P	81-13-001	204-20-140	REP	81-18-008
196-12-085	AMD	82-01-064	204-10-080	NEW	81-18-008	204-20-150	REP-P	81-13-001
196-16-005	AMD-P	81-20-093	204-10-090	NEW-P	81-13-001	204-20-150	REP	81-18-008
196-16-005	AMD	82-01-064	204-10-090	NEW	81-18-008	204-22	NEW-P	81-17-001
196-16-007	AMD-P	81-20-093	204-10-100	NEW-P	81-13-001	204-22	NEW-P	81-18-006
196-16-007	AMD	82-01-064	204-10-100	NEW	81-18-008	204-22-010	NEW-P	81-13-001
196-16-010	AMD-P	81-20-093	204-10-110	NEW-P	81-13-001	204-22-020	NEW-P	81-13-001
196-16-010	AMD	82-01-064	204-10-110	NEW	81-18-008	204-22-030	NEW-P	81-13-001
196-16-020	AMD-P	81-20-093	204-10-120	NEW-P	81-13-001	204-22-040	NEW-P	81-13-001
196-16-020	AMD	82-01-064	204-10-120	NEW	81-18-008	204-22-050	NEW-P	81-13-001
196-16-031	AMD-P	81-20-093	204-10-130	NEW-P	81-13-001	204-24	AMD-P	81-10-001
196-16-031	AMD	82-01-064	204-10-130	NEW	81-18-008	204-24	REP-P	81-17-001
196-16-050	REP-P	81-20-093	204-10-140	NEW-P	81-13-001	204-24	REP-P	81-18-006
196-16-050	REP	82-01-064	204-10-140	NEW	81-18-008	204-24-020	REP-P	81-13-001
196-16-055	REP-P	81-20-093	204-10-150	NEW-P	81-13-001	204-24-050	AMD-E	81-06-036
196-16-055	REP	82-01-064	204-10-150	NEW	81-18-008	204-24-050	AMD	81-10-038
196-20-010	AMD-P	81-20-093	204-12	AMD-P	81-17-001	204-24-070	REP-P	81-13-001
196-20-010	AMD	82-01-064	204-12-001	REP-P	81-13-001	204-36-060	AMD	81-04-043
196-20-030	AMD-P	81-20-093	204-12-001	REP	81-18-008	204-38	AMD-P	81-10-001
196-20-030	AMD	82-01-064	204-12-010	REP-P	81-13-001	204-38-030	AMD-E	81-04-039
196-20-040	REP-P	81-20-093	204-12-010	REP	81-18-008	204-38-030	AMD-P	81-04-041
196-20-040	REP	82-01-064	204-12-020	REP-P	81-13-001	204-38-030	AMD	81-10-038
196-24	AMD-P	81-20-093	204-12-020	REP	81-18-008	204-38-040	AMD-E	81-04-039
196-24	AMD	82-01-064	204-12-030	REP-P	81-13-001	204-38-040	AMD-P	81-04-041
196-24-030	AMD-P	81-20-093	204-12-030	REP	81-18-008	204-38-040	AMD	81-10-038
196-24-030	AMD	82-01-064	204-12-040	REP-P	81-13-001	204-38-050	AMD-E	81-04-039
196-24-040	AMD-P	81-20-093	204-12-040	REP	81-18-008	204-38-050	AMD-P	81-04-041
196-24-040	AMD	82-01-064	204-12-050	REP-P	81-13-001	204-38-050	AMD	81-10-038
196-24-050	AMD-P	81-20-093	204-12-050	REP	81-18-008	204-39	AMD-P	81-17-019
196-24-050	AMD	82-01-064	204-12-060	REP-P	81-13-001	204-39-010	NEW-P	81-12-044
196-24-060	AMD-P	81-20-093	204-12-060	REP	81-18-008	204-39-010	NEW	81-18-007
196-24-060	AMD	82-01-064	204-16	AMD-P	81-17-001	204-39-020	NEW-P	81-12-044
196-24-070	AMD-P	81-20-093	204-16-001	REP-P	81-13-001	204-39-020	NEW	81-18-007
196-24-070	AMD	82-01-064	204-16-001	REP	81-18-008	204-39-030	NEW-P	81-12-044
196-24-080	NEW-P	81-20-093	204-16-010	REP-P	81-13-001	204-39-030	NEW	81-18-007
196-24-080	NEW	82-01-064	204-16-010	REP	81-18-008	204-39-040	NEW-P	81-12-044
196-24-085	NEW-P	81-20-093	204-16-020	REP-P	81-13-001	204-39-040	NEW	81-18-007
196-24-085	NEW	82-01-064	204-16-020	REP	81-18-008	204-39-050	NEW-P	81-12-044
196-24-090	NEW-P	81-20-093	204-16-030	REP-P	81-13-001	204-39-050	NEW	81-18-007

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
204-62	AMD-P	81-17-001	212-36-047	NEW-P	81-19-004	212-54-050	NEW	81-22-003
204-62-020	AMD-P	81-13-001	212-36-048	NEW-P	81-19-004	212-54-055	NEW-P	81-03-051
204-62-020	AMD	81-18-008	212-36-049	NEW-P	81-19-004	212-54-055	NEW	81-22-003
204-62-040	NEW-P	81-13-001	212-36-050	AMD-P	81-19-004	212-54-060	NEW-P	81-03-051
204-62-040	NEW	81-18-008	212-36-055	AMD-P	81-19-004	212-54-060	NEW	81-22-003
204-62-050	NEW-P	81-13-001	212-36-056	NEW-P	81-19-004	212-54-065	NEW-P	81-03-051
204-62-050	NEW	81-18-008	212-36-057	NEW-P	81-19-004	212-54-065	NEW	81-22-003
204-62-060	NEW-P	81-13-001	212-36-058	NEW-P	81-19-004	212-54-070	NEW-P	81-03-051
204-62-060	NEW	81-18-008	212-36-067	NEW-P	81-19-004	212-54-070	NEW	81-22-003
204-66	AMD-P	81-10-001	212-36-070	AMD-P	81-19-004	212-54-075	NEW-P	81-03-051
204-66-180	AMD-P	81-04-040	212-36-073	NEW-P	81-19-004	212-54-075	NEW	81-22-003
204-66-180	AMD	81-10-038	212-36-075	AMD-P	81-19-004	212-54-080	NEW-P	81-03-051
204-78	AMD-P	81-17-001	212-36-077	NEW-P	81-19-004	212-54-080	NEW	81-22-003
204-78-010	NEW-P	81-13-001	212-36-080	AMD-P	81-19-004	212-54-085	NEW-P	81-03-051
204-78-010	NEW	81-18-008	212-36-081	NEW-P	81-19-004	212-54-085	NEW	81-22-003
204-78-020	NEW-P	81-13-001	212-36-082	NEW-P	81-19-004	212-54-090	NEW-P	81-03-051
204-78-020	NEW	81-18-008	212-36-083	NEW-P	81-19-004	212-54-090	NEW	81-22-003
204-78-030	NEW-P	81-13-001	212-36-090	AMD-P	81-19-004	212-54-095	NEW-P	81-03-051
204-78-030	NEW	81-18-008	212-36-091	NEW-P	81-19-004	212-54-095	NEW	81-22-003
204-78-040	NEW-P	81-13-001	212-36-096	NEW-P	81-19-004	212-54-100	NEW-P	81-03-051
204-78-040	NEW	81-18-008	212-36-098	NEW-P	81-19-004	212-54-100	NEW	81-22-003
204-78-050	NEW-P	81-13-001	212-36-100	AMD-P	81-19-004	212-55	NEW-P	81-06-022
204-78-050	NEW	81-18-008	212-52-001	AMD	81-03-081	212-55	NEW-P	81-08-017
204-80	AMD-P	81-17-001	212-52-005	AMD	81-03-081	212-55	NEW-P	81-11-034
204-80-010	NEW-P	81-13-001	212-52-010	REP	81-03-081	212-55	NEW	81-22-003
204-80-010	NEW	81-18-008	212-52-012	NEW	81-03-081	212-55-001	NEW-P	81-03-051
204-80-020	NEW-P	81-13-001	212-52-015	REP	81-03-081	212-55-001	NEW	81-22-003
204-80-020	NEW	81-18-008	212-52-020	AMD	81-03-081	212-55-005	NEW-P	81-03-051
204-80-030	NEW-P	81-13-001	212-52-025	AMD	81-03-081	212-55-005	NEW	81-22-003
204-80-030	NEW	81-18-008	212-52-027	NEW	81-03-081	212-55-010	NEW-P	81-03-051
204-80-040	NEW-P	81-13-001	212-52-035	REP	81-03-081	212-55-010	NEW	81-22-003
204-80-040	NEW	81-18-008	212-52-037	NEW	81-03-081	212-55-015	NEW-P	81-03-051
204-80-050	NEW-P	81-13-001	212-52-040	AMD	81-03-081	212-55-015	NEW	81-22-003
204-80-050	NEW	81-18-008	212-52-045	AMD	81-03-081	212-55-020	NEW-P	81-03-051
204-84	AMD-P	81-17-001	212-52-050	AMD	81-03-081	212-55-020	NEW	81-22-003
204-84-010	NEW-P	81-13-001	212-52-055	AMD	81-03-081	212-55-025	NEW-P	81-03-051
204-84-010	NEW	81-18-008	212-52-060	AMD	81-03-081	212-55-025	NEW	81-22-003
204-84-020	NEW-P	81-13-001	212-52-065	AMD	81-03-081	212-55-030	NEW-P	81-03-051
204-84-020	NEW	81-18-008	212-52-070	AMD	81-03-081	212-55-030	NEW	81-22-003
204-84-030	NEW-P	81-13-001	212-52-075	AMD	81-03-081	212-55-035	NEW-P	81-03-051
204-84-030	NEW	81-18-008	212-52-080	AMD	81-03-081	212-55-035	NEW	81-22-003
204-84-040	NEW-P	81-13-001	212-52-090	AMD	81-03-081	212-55-040	NEW-P	81-03-051
204-84-040	NEW	81-18-008	212-52-095	AMD	81-03-081	212-55-040	NEW	81-22-003
204-84-050	NEW-P	81-13-001	212-52-100	AMD	81-03-081	212-55-045	NEW-P	81-03-051
204-84-050	NEW	81-18-008	212-52-105	AMD	81-03-081	212-55-045	NEW	81-22-003
204-84-060	NEW-P	81-13-001	212-52-110	AMD	81-03-081	212-55-050	NEW-P	81-03-051
204-84-060	NEW	81-18-008	212-52-115	AMD	81-03-081	212-55-050	NEW	81-22-003
204-84-070	NEW-P	81-13-001	212-52-120	AMD	81-03-081	212-55-055	NEW-P	81-03-051
204-84-070	NEW	81-18-008	212-52-125	AMD	81-03-081	212-55-055	NEW	81-22-003
204-84-080	NEW-P	81-13-001	212-54	NEW-P	81-06-022	212-55-060	NEW-P	81-03-051
204-84-080	NEW	81-18-008	212-54	NEW-P	81-08-017	212-55-060	NEW	81-22-003
204-84-090	NEW-P	81-13-001	212-54	NEW-P	81-11-034	212-55-065	NEW-P	81-03-051
204-84-090	NEW	81-18-008	212-54	NEW	81-22-003	212-55-065	NEW	81-22-003
204-84-100	NEW-P	81-13-001	212-54-001	NEW-P	81-03-051	212-55-070	NEW-P	81-03-051
204-84-100	NEW	81-18-008	212-54-001	NEW	81-22-003	212-55-070	NEW	81-22-003
212-10-010	NEW	81-04-058	212-54-005	NEW-P	81-03-051	212-55-075	NEW-P	81-03-051
212-10-015	NEW	81-04-058	212-54-005	NEW	81-22-003	212-55-075	NEW	81-22-003
212-10-020	NEW	81-04-058	212-54-010	NEW-P	81-03-051	212-55-080	NEW-P	81-03-051
212-10-025	NEW	81-04-058	212-54-010	NEW	81-22-003	212-55-080	NEW	81-22-003
212-10-030	NEW	81-04-058	212-54-015	NEW-P	81-03-051	212-55-085	NEW-P	81-03-051
212-10-035	NEW	81-04-058	212-54-015	NEW	81-22-003	212-55-085	NEW	81-22-003
212-10-040	NEW	81-04-058	212-54-020	NEW-P	81-03-051	212-55-090	NEW-P	81-03-051
212-10-045	NEW	81-04-058	212-54-020	NEW	81-22-003	212-55-090	NEW	81-22-003
212-10-050	NEW	81-04-058	212-54-025	NEW-P	81-03-051	212-55-095	NEW-P	81-03-051
212-10-055	NEW	81-04-058	212-54-025	NEW	81-22-003	212-55-095	NEW	81-22-003
212-10-060	NEW	81-04-058	212-54-030	NEW-P	81-03-051	212-56	REP-P	81-06-022
212-36	AMD-C	81-23-011	212-54-030	NEW	81-22-003	212-56	REP-P	81-08-017
212-36-001	AMD-P	81-19-004	212-54-035	NEW-P	81-03-051	212-56	REP-P	81-11-033
212-36-005	AMD-P	81-19-004	212-54-035	NEW	81-22-003	212-56-001	REP-P	81-03-051
212-36-010	AMD-P	81-19-004	212-54-040	NEW-P	81-03-051	212-56-001	REP	81-14-010
212-36-035	REP-P	81-19-004	212-54-040	NEW	81-22-003	212-56-005	REP-P	81-03-051
212-36-040	AMD-P	81-19-004	212-54-045	NEW-P	81-03-051	212-56-005	REP	81-14-010
212-36-045	AMD-P	81-19-004	212-54-045	NEW	81-22-003	212-56-010	REP-P	81-03-051
212-36-046	NEW-P	81-19-004	212-54-050	NEW-P	81-03-051	212-56-010	REP	81-14-010

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
212-56-015	REP-P 81-03-051	212-58-040	REP-P 81-03-051	212-60-065	REP-P 81-03-051
212-56-015	REP 81-14-010	212-58-040	REP 81-14-010	212-60-065	REP 81-22-003
212-56-020	REP-P 81-03-051	212-58-045	REP-P 81-03-051	212-60-070	REP-P 81-03-051
212-56-020	REP 81-14-010	212-58-045	REP 81-14-010	212-60-070	REP 81-22-003
212-56-025	REP-P 81-03-051	212-58-050	REP-P 81-03-051	212-61	REP-P 81-06-022
212-56-025	REP 81-14-010	212-58-050	REP 81-14-010	212-61	REP-P 81-08-017
212-56-030	REP-P 81-03-051	212-58-055	REP-P 81-03-051	212-61	REP-P 81-11-034
212-56-030	REP 81-14-010	212-58-055	REP 81-14-010	212-61-001	REP-P 81-03-051
212-56-035	REP-P 81-03-051	212-58-060	REP-P 81-03-051	212-61-001	REP 81-22-003
212-56-035	REP 81-14-010	212-58-060	REP 81-14-010	212-61-005	REP-P 81-03-051
212-56-040	REP-P 81-03-051	212-58-065	REP-P 81-03-051	212-61-005	REP 81-22-003
212-56-040	REP 81-14-010	212-58-065	REP 81-14-010	212-61-010	REP-P 81-03-051
212-56-045	REP-P 81-03-051	212-58-070	REP-P 81-03-051	212-61-010	REP 81-22-003
212-56-045	REP 81-14-010	212-58-070	REP 81-14-010	212-61-015	REP-P 81-03-051
212-56-050	REP-P 81-03-051	212-59	REP-P 81-06-022	212-61-015	REP 81-22-003
212-56-050	REP 81-14-010	212-59	REP-P 81-08-017	212-61-020	REP-P 81-03-051
212-56-055	REP-P 81-03-051	212-59	REP-P 81-11-034	212-61-020	REP 81-22-003
212-56-055	REP 81-14-010	212-59-001	REP-P 81-03-051	212-61-025	REP-P 81-03-051
212-56-060	REP-P 81-03-051	212-59-001	REP 81-22-003	212-61-025	REP 81-22-003
212-56-060	REP 81-14-010	212-59-005	REP-P 81-03-051	212-61-030	REP-P 81-03-051
212-56-065	REP-P 81-03-051	212-59-005	REP 81-22-003	212-61-030	REP 81-22-003
212-56-065	REP 81-14-010	212-59-010	REP-P 81-03-051	212-61-035	REP-P 81-03-051
212-57	REP-P 81-06-022	212-59-010	REP 81-22-003	212-61-035	REP 81-22-003
212-57	REP-P 81-08-017	212-59-015	REP-P 81-03-051	212-61-040	REP-P 81-03-051
212-57	REP-P 81-11-033	212-59-015	REP 81-22-003	212-61-040	REP 81-22-003
212-57-001	REP-P 81-03-051	212-59-020	REP-P 81-03-051	212-61-045	REP-P 81-03-051
212-57-001	REP 81-14-010	212-59-020	REP 81-22-003	212-61-045	REP 81-22-003
212-57-005	REP-P 81-03-051	212-59-025	REP-P 81-03-051	212-61-050	REP-P 81-03-051
212-57-005	REP 81-14-010	212-59-025	REP 81-22-003	212-61-050	REP 81-22-003
212-57-010	REP-P 81-03-051	212-59-030	REP-P 81-03-051	212-61-055	REP-P 81-03-051
212-57-010	REP 81-14-010	212-59-030	REP 81-22-003	212-61-055	REP 81-22-003
212-57-015	REP-P 81-03-051	212-59-035	REP-P 81-03-051	212-61-060	REP-P 81-03-051
212-57-015	REP 81-14-010	212-59-035	REP 81-22-003	212-61-060	REP 81-22-003
212-57-020	REP-P 81-03-051	212-59-040	REP-P 81-03-051	212-61-065	REP-P 81-03-051
212-57-020	REP 81-14-010	212-59-040	REP 81-22-003	212-61-065	REP 81-22-003
212-57-025	REP-P 81-03-051	212-59-045	REP-P 81-03-051	212-62	REP-P 81-06-022
212-57-025	REP 81-14-010	212-59-045	REP 81-22-003	212-62	REP-P 81-08-017
212-57-030	REP-P 81-03-051	212-59-050	REP-P 81-03-051	212-62	REP-P 81-11-034
212-57-030	REP 81-14-010	212-59-050	REP 81-22-003	212-62-001	REP-P 81-03-051
212-57-035	REP-P 81-03-051	212-59-055	REP-P 81-03-051	212-62-001	REP 81-22-003
212-57-035	REP 81-14-010	212-59-055	REP 81-22-003	212-62-005	REP-P 81-03-051
212-57-040	REP-P 81-03-051	212-59-060	REP-P 81-03-051	212-62-005	REP 81-22-003
212-57-040	REP 81-14-010	212-59-060	REP 81-22-003	212-62-010	REP-P 81-03-051
212-57-045	REP-P 81-03-051	212-59-065	REP-P 81-03-051	212-62-010	REP 81-22-003
212-57-045	REP 81-14-010	212-59-065	REP 81-22-003	212-62-015	REP-P 81-03-051
212-57-050	REP-P 81-03-051	212-60	REP-P 81-06-022	212-62-015	REP 81-22-003
212-57-050	REP 81-14-010	212-60	REP-P 81-08-017	212-62-020	REP-P 81-03-051
212-57-055	REP-P 81-03-051	212-60	REP-P 81-11-034	212-62-020	REP 81-22-003
212-57-055	REP 81-14-010	212-60-001	REP-P 81-03-051	212-62-025	REP-P 81-03-051
212-57-060	REP-P 81-03-051	212-60-001	REP 81-22-003	212-62-025	REP 81-22-003
212-57-060	REP 81-14-010	212-60-005	REP-P 81-03-051	212-62-030	REP-P 81-03-051
212-57-065	REP-P 81-03-051	212-60-005	REP 81-22-003	212-62-030	REP 81-22-003
212-57-065	REP 81-14-010	212-60-010	REP-P 81-03-051	212-62-035	REP-P 81-03-051
212-57-070	REP-P 81-03-051	212-60-010	REP 81-22-003	212-62-035	REP 81-22-003
212-57-070	REP 81-14-010	212-60-015	REP-P 81-03-051	212-62-040	REP-P 81-03-051
212-58	REP-P 81-06-022	212-60-015	REP 81-22-003	212-62-040	REP 81-22-003
212-58	REP-P 81-08-017	212-60-020	REP-P 81-03-051	212-62-045	REP-P 81-03-051
212-58	REP-P 81-11-033	212-60-020	REP 81-22-003	212-62-045	REP 81-22-003
212-58-001	REP-P 81-03-051	212-60-025	REP-P 81-03-051	212-62-050	REP-P 81-03-051
212-58-001	REP 81-14-010	212-60-025	REP 81-22-003	212-62-050	REP 81-22-003
212-58-005	REP-P 81-03-051	212-60-030	REP-P 81-03-051	212-62-055	REP-P 81-03-051
212-58-005	REP 81-14-010	212-60-030	REP 81-22-003	212-62-055	REP 81-22-003
212-58-010	REP-P 81-03-051	212-60-035	REP-P 81-03-051	212-62-060	REP-P 81-03-051
212-58-010	REP 81-14-010	212-60-035	REP 81-22-003	212-62-060	REP 81-22-003
212-58-015	REP-P 81-03-051	212-60-040	REP-P 81-03-051	212-62-065	REP-P 81-03-051
212-58-015	REP 81-14-010	212-60-040	REP 81-22-003	212-62-065	REP 81-22-003
212-58-020	REP-P 81-03-051	212-60-045	REP-P 81-03-051	212-62-070	REP-P 81-03-051
212-58-020	REP 81-14-010	212-60-045	REP 81-22-003	212-62-070	REP 81-22-003
212-58-025	REP-P 81-03-051	212-60-050	REP-P 81-03-051	212-63	REP-P 81-06-022
212-58-025	REP 81-14-010	212-60-050	REP 81-22-003	212-63	REP-P 81-08-017
212-58-030	REP-P 81-03-051	212-60-055	REP-P 81-03-051	212-63	REP-P 81-11-033
212-58-030	REP 81-14-010	212-60-055	REP 81-22-003	212-63-001	REP-P 81-03-051
212-58-035	REP-P 81-03-051	212-60-060	REP-P 81-03-051	212-63-001	REP 81-14-010
212-58-035	REP 81-14-010	212-60-060	REP 81-22-003	212-63-005	REP-P 81-03-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
212-63-005	REP	81-14-010	212-65	NEW-P	81-06-022	220-28-003FOE	NEW-E	81-22-041
212-63-010	REP-P	81-03-051	212-65	NEW-P	81-08-017	220-28-003GOD	NEW-E	81-22-019
212-63-010	REP	81-14-010	212-65	NEW-P	81-11-033	220-28-003GOD	REP-E	81-23-021
212-63-015	REP-P	81-03-051	212-65-001	NEW-P	81-03-051	220-28-003GOE	NEW-E	81-23-021
212-63-015	REP	81-14-010	212-65-001	NEW	81-14-010	220-28-003GOE	REP-E	81-23-035
212-63-020	REP-P	81-03-051	212-65-005	NEW-P	81-03-051	220-28-00400L	NEW-E	81-02-052
212-63-020	REP	81-14-010	212-65-005	NEW	81-14-010	220-28-00400M	NEW-E	81-09-006
212-63-025	REP-P	81-03-051	212-65-010	NEW-P	81-03-051	220-28-00400M	REP-E	81-09-035
212-63-025	REP	81-14-010	212-65-010	NEW	81-14-010	220-28-00400N	NEW-E	81-09-035
212-63-030	REP-P	81-03-051	212-65-015	NEW-P	81-03-051	220-28-00400N	REP-E	81-10-042
212-63-030	REP	81-14-010	212-65-015	NEW	81-14-010	220-28-00400P	NEW-E	81-10-042
212-63-035	REP-P	81-03-051	212-65-020	NEW-P	81-03-051	220-28-00400Q	NEW-E	81-16-044
212-63-035	REP	81-14-010	212-65-020	NEW	81-14-010	220-28-004BOS	NEW-E	81-09-035
212-63-040	REP-P	81-03-051	212-65-025	NEW-P	81-03-051	220-28-004BOS	REP-E	81-13-011
212-63-040	REP	81-14-010	212-65-025	NEW	81-14-010	220-28-004BOT	NEW-E	81-13-011
212-63-045	REP-P	81-03-051	212-65-030	NEW-P	81-03-051	220-28-004BOT	REP-E	81-14-004
212-63-045	REP	81-14-010	212-65-030	NEW	81-14-010	220-28-004BOU	NEW-E	81-14-004
212-63-050	REP-P	81-03-051	212-65-035	NEW-P	81-03-051	220-28-004BOU	REP-E	81-15-102
212-63-050	REP	81-14-010	212-65-035	NEW	81-14-010	220-28-00500W	NEW-E	81-09-035
212-63-055	REP-P	81-03-051	212-65-040	NEW-P	81-03-051	220-28-00500W	REP-E	81-13-011
212-63-055	REP	81-14-010	212-65-040	NEW	81-14-010	220-28-00500X	NEW-E	81-13-011
212-63-060	REP-P	81-03-051	212-65-045	NEW-P	81-03-051	220-28-00500X	REP-E	81-14-004
212-63-060	REP	81-14-010	212-65-045	NEW	81-14-010	220-28-00500Y	NEW-E	81-14-004
212-63-065	REP-P	81-03-051	212-65-050	NEW-P	81-03-051	220-28-00500Y	REP-E	81-14-030
212-63-065	REP	81-14-010	212-65-050	NEW	81-14-010	220-28-00500Z	NEW-E	81-14-030
212-63-070	REP-P	81-03-051	212-65-055	NEW-P	81-03-051	220-28-00500Z	REP-E	81-15-102
212-63-070	REP	81-14-010	212-65-055	NEW	81-14-010	220-28-00600U	NEW-E	81-09-035
212-64	AMD-P	81-06-022	212-65-060	NEW-P	81-03-051	220-28-00600U	REP-E	81-13-011
212-64	AMD-P	81-08-017	212-65-060	NEW	81-14-010	220-28-00600V	NEW-E	81-13-011
212-64	AMD-P	81-11-033	212-65-065	NEW-P	81-03-051	220-28-00600V	REP-E	81-14-004
212-64-001	AMD-P	81-03-051	212-65-065	NEW	81-14-010	220-28-00600W	NEW-E	81-14-004
212-64-001	AMD	81-14-010	212-65-070	NEW-P	81-03-051	220-28-00600W	REP-E	81-15-014
212-64-005	AMD-P	81-03-051	212-65-070	NEW	81-14-010	220-28-00600X	NEW-E	81-15-014
212-64-005	AMD	81-14-010	212-65-075	NEW-P	81-03-051	220-28-00600X	REP-E	81-15-102
212-64-010	REP-P	81-03-051	212-65-075	NEW	81-14-010	220-28-006AOS	NEW-E	81-09-035
212-64-010	REP	81-14-010	212-65-080	NEW-P	81-03-051	220-28-006AOS	REP-E	81-13-011
212-64-015	AMD-P	81-03-051	212-65-080	NEW	81-14-010	220-28-006AOT	NEW-E	81-13-011
212-64-015	AMD	81-14-010	212-65-085	NEW-P	81-03-051	220-28-006AOT	REP-E	81-14-004
212-64-020	AMD-P	81-03-051	212-65-085	NEW	81-14-010	220-28-006AOU	NEW-E	81-14-004
212-64-020	AMD	81-14-010	212-65-090	NEW-P	81-03-051	220-28-006AOU	REP-E	81-15-014
212-64-025	AMD-P	81-03-051	212-65-090	NEW	81-14-010	220-28-006AOV	NEW-E	81-15-014
212-64-025	AMD	81-14-010	212-65-095	NEW-P	81-03-051	220-28-006AOV	REP-E	81-15-102
212-64-030	AMD-P	81-03-051	212-65-095	NEW	81-14-010	220-28-006B0U	NEW-E	81-13-011
212-64-030	AMD	81-14-010	212-65-100	NEW-P	81-03-051	220-28-006B0U	REP-E	81-15-102
212-64-033	NEW-P	81-03-051	212-65-100	NEW	81-14-010	220-28-006C0N	NEW-E	81-09-035
212-64-033	NEW	81-14-010	220-16-132	NEW-P	81-22-056	220-28-006C0N	REP-E	81-13-011
212-64-035	AMD-P	81-03-051	220-16-132	NEW-C	82-01-082	220-28-006C0P	NEW-E	81-13-011
212-64-035	AMD	81-14-010	220-16-315	AMD-P	81-22-056	220-28-006C0P	REP-E	81-14-004
212-64-037	NEW-P	81-03-051	220-16-315	AMD-C	82-01-082	220-28-006C0Q	NEW-E	81-14-004
212-64-037	NEW	81-14-010	220-20-010	AMD	81-02-053	220-28-006C0Q	REP-E	81-14-030
212-64-039	NEW-P	81-03-051	220-20-01000E	NEW-E	81-13-018	220-28-006C0R	NEW-E	81-14-030
212-64-039	NEW	81-14-010	220-20-01000F	NEW-E	81-21-016	220-28-006C0R	REP-E	81-15-102
212-64-040	AMD-P	81-03-051	220-20-012	AMD	81-02-053	220-28-006D0H	NEW-E	81-14-056
212-64-040	AMD	81-14-010	220-22-020	AMD-P	81-09-082	220-28-006D0H	REP-E	81-15-036
212-64-043	NEW-P	81-03-051	220-22-020	AMD	81-13-005	220-28-006D0I	NEW-E	81-15-036
212-64-043	NEW	81-14-010	220-22-030	AMD-P	81-12-038	220-28-006D0I	REP-E	81-15-102
212-64-045	AMD-P	81-03-051	220-22-030	AMD	81-18-017	220-28-006F0L	NEW-E	81-14-056
212-64-045	AMD	81-14-010	220-22-03000C	NEW-E	81-19-058	220-28-006F0L	REP-E	81-15-036
212-64-050	AMD-P	81-03-051	220-24-01000E	NEW-E	81-13-012	220-28-006F0M	NEW-E	81-15-036
212-64-050	AMD	81-14-010	220-24-01000E	REP-E	81-18-002	220-28-006F0M	REP-E	81-15-102
212-64-055	AMD-P	81-03-051	220-24-02000H	NEW-E	81-13-012	220-28-00700N	NEW-E	81-09-035
212-64-055	AMD	81-14-010	220-24-02000H	REP-E	81-18-002	220-28-00700N	REP-E	81-12-007
212-64-060	AMD-P	81-03-051	220-24-02000I	NEW-E	81-18-002	220-28-00700P	NEW-E	81-12-007
212-64-060	AMD	81-14-010	220-24-02000I	REP-E	81-18-012	220-28-00700P	REP-E	81-13-040
212-64-065	AMD-P	81-03-051	220-24-02000J	NEW-E	81-18-012	220-28-00700Q	NEW-E	81-13-040
212-64-065	AMD	81-14-010	220-24-02000J	REP-E	81-18-016	220-28-00700Q	REP-E	81-14-004
212-64-067	NEW-P	81-03-051	220-24-02000K	NEW-E	81-18-016	220-28-00700R	NEW-E	81-14-004
212-64-067	NEW	81-14-010	220-24-02000K	REP-E	81-18-027	220-28-00700R	REP-E	81-15-014
212-64-068	NEW-P	81-03-051	220-24-02000L	NEW-E	81-18-027	220-28-00700S	NEW-E	81-15-014
212-64-068	NEW	81-14-010	220-24-02000L	REP-E	81-19-080	220-28-00700S	REP-E	81-15-102
212-64-069	NEW-P	81-03-051	220-28-002F0A	NEW-E	81-06-028	220-28-007A0M	NEW-E	81-09-035
212-64-069	NEW	81-14-010	220-28-002F0B	NEW-E	81-14-063	220-28-007A0M	REP-E	81-12-007
212-64-070	AMD-P	81-03-051	220-28-003F0D	NEW-E	81-16-030	220-28-007A0N	NEW-E	81-12-007
212-64-070	AMD	81-14-010	220-28-003F0D	REP-E	81-18-074	220-28-007A0N	REP-E	81-13-040

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-28-007A0P	NEW-E	81-13-040	220-28-105	REP-E	81-17-048	220-28-142	REP-E	81-24-048
220-28-007A0P	REP-E	81-14-004	220-28-106	NEW-E	81-17-048	220-28-143	NEW-E	81-24-048
220-28-007A0Q	NEW-E	81-14-004	220-28-106	REP-E	81-18-011	220-28-143	REP-E	81-24-057
220-28-007A0Q	REP-E	81-15-014	220-28-107	NEW-E	81-18-011	220-28-144	NEW-E	81-24-057
220-28-007A0R	NEW-E	81-15-014	220-28-107	REP-E	81-18-032	220-28-144	REP-E	82-01-010
220-28-007A0R	REP-E	81-15-102	220-28-108	NEW-E	81-18-032	220-28-145	NEW-E	82-01-010
220-28-007B0S	NEW-E	81-09-035	220-28-108	REP-E	81-18-076	220-28-145	REP-E	82-01-025
220-28-007B0S	REP-E	81-12-007	220-28-109	NEW-E	81-18-076	220-28-146	NEW-E	82-01-025
220-28-007B0T	NEW-E	81-12-007	220-28-109	REP-E	81-19-017	220-28-146	REP-E	82-01-092
220-28-007B0T	REP-E	81-13-040	220-28-110	NEW-E	81-19-017	220-28-147	NEW-E	82-01-092
220-28-007B0U	NEW-E	81-13-040	220-28-110	REP-E	81-19-023	220-32-02200E	NEW-E	81-03-044
220-28-007B0U	REP-E	81-14-030	220-28-111	NEW-E	81-19-023	220-32-02200E	NEW-E	82-01-093
220-28-007B0V	NEW-E	81-14-030	220-28-111	REP-E	81-19-031	220-32-02200F	NEW-E	81-16-045
220-28-007B0V	REP-E	81-15-102	220-28-112	NEW-E	81-19-031	220-32-03000B	NEW-E	81-04-003
220-28-007C0Y	NEW-E	81-09-035	220-28-112	REP-E	81-19-037	220-32-03000C	NEW-E	81-19-117
220-28-007C0Y	REP-E	81-14-056	220-28-113	NEW-E	81-19-037	220-32-03000C	REP-E	81-20-025
220-28-007C0Z	NEW-E	81-14-056	220-28-113	REP-E	81-19-058	220-32-03000D	NEW-E	81-20-025
220-28-00700Z	REP-E	81-15-102	220-28-114	NEW-E	81-19-058	220-32-03600H	NEW-E	81-06-019
220-28-007D0A	NEW-E	81-09-035	220-28-114	REP-E	81-19-065	220-32-03600I	NEW-E	81-17-061
220-28-007F0M	NEW-E	81-09-035	220-28-115	NEW-E	81-19-065	220-32-03600I	REP-E	81-18-014
220-28-007G0J	NEW-E	81-14-056	220-28-115	REP-E	81-19-074	220-32-03600J	NEW-E	81-18-014
220-28-007G0J	REP-E	81-15-102	220-28-116	NEW-E	81-19-074	220-32-03600J	REP-E	81-18-028
220-28-00800D	NEW-E	81-09-035	220-28-116	REP-E	81-19-081	220-32-03600K	NEW-E	81-18-028
220-28-00800D	REP-E	81-13-011	220-28-117	NEW-E	81-19-081	220-32-03600K	REP-E	81-19-030
220-28-00800E	NEW-E	81-13-011	220-28-117	REP-E	81-19-099	220-32-03600L	NEW-E	81-19-030
220-28-00800E	REP-E	81-15-102	220-28-118	NEW-E	81-19-099	220-32-03600L	REP-E	81-19-059
220-28-008F0M	REP-E	81-02-037	220-28-118	REP-E	81-19-112	220-32-03600M	NEW-E	81-19-118
220-28-008F0N	NEW-E	81-09-035	220-28-119	NEW-E	81-19-112	220-32-04000K	NEW-E	81-03-044
220-28-008F0N	REP-E	81-13-011	220-28-119	REP-E	81-20-008	220-32-04000L	NEW-E	81-16-045
220-28-008F0P	NEW-E	81-13-011	220-28-120	NEW-E	81-20-008	220-32-04000M	NEW-E	82-01-093
220-28-008F0P	REP-E	81-15-102	220-28-120	REP-E	81-20-014	220-32-04000D	NEW-E	81-11-065
220-28-00900M	NEW-E	81-13-011	220-28-121	NEW-E	81-20-014	220-32-04200D	NEW-E	81-03-043
220-28-00900M	REP-E	81-15-102	220-28-121	REP-E	81-20-019	220-32-04200E	NEW-E	82-01-094
220-28-01000U	NEW-E	81-13-011	220-28-122	NEW-E	81-20-019	220-32-05100Q	NEW-E	81-04-003
220-28-01000U	REP-E	81-15-102	220-28-122	REP-E	81-20-030	220-32-05500C	NEW-E	81-10-007
220-28-010A0S	NEW-E	81-13-011	220-28-123	NEW-E	81-20-030	220-32-05500D	NEW-E	81-13-017
220-28-010A0S	REP-E	81-15-102	220-28-123	REP-E	81-20-056	220-32-05500D	REP-E	81-14-040
220-28-010B0V	NEW-E	81-13-011	220-28-124	NEW-E	81-20-056	220-32-05500E	NEW-E	81-14-040
220-28-010B0V	REP-E	81-15-102	220-28-124	REP-E	81-20-066	220-32-05700I	NEW-E	81-03-044
220-28-010C0R	NEW-E	81-13-011	220-28-125	NEW-E	81-20-066	220-32-05700J	NEW-E	81-16-045
220-28-010C0R	REP-E	81-15-102	220-28-125	REP-E	81-20-070	220-32-05700K	NEW-E	82-01-093
220-28-010D0U	NEW-E	81-13-011	220-28-126	NEW-E	81-20-070	220-32-05800I	NEW-E	81-18-052
220-28-010D0U	REP-E	81-15-102	220-28-126	REP-E	81-21-014	220-32-05800J	NEW-E	81-19-066
220-28-010G0C	NEW-E	81-13-011	220-28-127	NEW-E	81-21-014	220-32-05900A	NEW-E	81-09-007
220-28-010G0C	REP-E	81-15-102	220-28-127	REP-E	81-21-022	220-32-05900B	NEW-E	81-15-054
220-28-011A0L	NEW-E	81-09-035	220-28-128	NEW-E	81-21-022	220-36-021	AMD-P	81-09-082
220-28-011F0L	NEW-E	81-09-035	220-28-128	REP-E	81-21-046	220-36-021	AMD	81-13-005
220-28-011G0G	NEW-E	81-09-035	220-28-129	NEW-E	81-21-046	220-36-02100B	NEW-E	81-20-047
220-28-011G0H	NEW-E	81-15-040	220-28-129	REP-E	81-21-047	220-36-02100B	REP-E	81-21-057
220-28-011G0H	REP-E	81-15-102	220-28-130	NEW-E	81-21-047	220-36-02100C	NEW-E	81-21-057
220-28-012C0Z	NEW-E	81-14-056	220-28-130	REP-E	81-21-053	220-36-02100C	REP-E	81-22-020
220-28-012C0Z	REP-E	81-15-102	220-28-131	NEW-E	81-21-053	220-36-02100D	NEW-E	81-22-046
220-28-012D0S	NEW-E	81-14-056	220-28-131	REP-E	81-22-008	220-36-02100D	REP-E	81-24-015
220-28-012D0S	REP-E	81-15-102	220-28-132	NEW-E	81-22-008	220-36-02100E	NEW-E	81-24-015
220-28-012F0G	NEW-E	81-02-052	220-28-132	REP-E	81-22-021	220-36-02100E	REP-E	82-01-014
220-28-01300U	NEW-E	81-03-035	220-28-133	NEW-E	81-22-021	220-36-02100F	NEW-E	82-01-014
220-28-013A0E	NEW-E	81-09-035	220-28-133	REP-E	81-22-023	220-36-02100V	NEW-E	81-15-005
220-28-013A0F	NEW-E	81-15-040	220-28-134	NEW-E	81-22-023	220-36-02100W	NEW-E	81-17-039
220-28-013A0F	REP-E	81-15-102	220-28-134	REP-E	81-22-033	220-36-02100W	REP-E	81-18-004
220-28-013F0A	NEW-E	81-09-035	220-28-135	NEW-E	81-22-033	220-36-02100X	NEW-E	81-18-004
220-28-013F0B	NEW-E	81-15-040	220-28-135	REP-E	81-22-052	220-36-02100X	REP-E	81-19-095
220-28-013F0B	REP-E	81-15-102	220-28-136	NEW-E	81-22-052	220-36-02100Y	NEW-E	81-19-095
220-28-013G0H	NEW-E	81-03-035	220-28-136	REP-E	81-22-057	220-36-02100Y	REP-E	81-19-111
220-28-100	NEW-E	81-15-102	220-28-137	NEW-E	81-22-057	220-36-02100Z	NEW-E	81-19-111
220-28-100	REP-E	81-16-043	220-28-137	REP-E	81-23-004	220-36-02100Z	REP-E	81-20-013
220-28-101	NEW-E	81-16-043	220-28-138	NEW-E	81-23-004	220-36-0210AA	NEW-E	81-20-013
220-28-101	REP-E	81-16-048	220-28-138	REP-E	81-23-020	220-36-0210AA	REP-E	81-20-047
220-28-102	NEW-E	81-16-048	220-28-139	NEW-E	81-23-020	220-36-022	AMD-P	81-09-082
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230-04-190	AMD	81-03-045	230-30-080	AMD	81-19-073	232-12-044	NEW-P	81-08-064
230-04-200	AMD	81-03-045	230-30-200	AMD-P	81-08-069	232-12-044	NEW	81-12-029
230-04-200	AMD-P	81-04-072	230-30-200	AMD-P	81-11-026	232-12-044	AMD-P	81-16-070
230-04-200	AMD-P	81-06-074	230-30-200	AMD	81-13-033	232-12-044	AMD	81-22-002
230-04-200	AMD-P	81-09-021	230-40-120	AMD-P	81-16-087	232-12-047	NEW-P	81-08-064
230-04-200	AMD-P	81-10-071	230-40-120	AMD	81-19-073	232-12-047	NEW	81-12-029
230-04-200	AMD	81-13-032	230-40-120	AMD-P	81-24-025	232-12-047	AMD-P	81-12-048
230-04-200	AMD-P	81-14-087	230-40-400	AMD-P	81-24-025	232-12-047	AMD-P	81-16-070
230-04-200	AMD-P	81-16-087	230-42-010	AMD-P	81-10-071	232-12-047	AMD-E	81-18-060
230-04-200	AMD-P	81-18-068	230-42-010	AMD-E	81-11-025	232-12-047	AMD	81-22-002
230-04-200	AMD	81-19-073	230-42-010	AMD	81-13-032	232-12-047	AMD-P	81-22-067
230-04-200	AMD	81-21-032	230-60-015	AMD-P	81-08-069	232-12-047	AMD-C	81-24-062
230-04-203	NEW-P	81-06-074	230-60-015	AMD	81-11-039	232-12-051	NEW-P	81-08-064
230-04-203	NEW-P	81-09-021	230-60-070	AMD-P	81-08-069	232-12-051	NEW	81-12-029
230-04-204	NEW-P	81-06-074	230-60-070	AMD	81-11-039	232-12-054	NEW-P	81-08-064
230-04-204	NEW-P	81-09-021	232-12-001	NEW-P	81-08-064	232-12-054	NEW	81-12-029
230-04-204	NEW-P	81-09-021	232-12-001	NEW	81-12-029	232-12-057	NEW-P	81-08-064
230-04-206	NEW-P	81-06-074	232-12-001	AMD-P	81-12-048	232-12-057	NEW	81-12-029
230-04-206	NEW-P	81-09-021	232-12-001	AMD-P	81-16-070	232-12-057	AMD-P	81-22-067
230-04-325	NEW-P	81-16-087	232-12-001	AMD	81-22-002	232-12-057	AMD-C	81-24-062
230-04-325	NEW	81-19-073	232-12-004	NEW-P	81-08-064	232-12-060	REP-P	81-08-064
230-08-010	AMD-P	81-22-031	232-12-004	NEW	81-12-029	232-12-060	REP	81-12-029
230-08-010	AMD	82-01-065	232-12-004	AMD-P	81-16-070	232-12-060	REP	81-12-029
230-08-100	REP-P	81-22-031	232-12-004	AMD-P	81-22-002	232-12-061	NEW-P	81-08-064
230-08-130	AMD-P	81-24-025	232-12-004	AMD	81-22-002	232-12-061	NEW	81-12-029
230-08-170	AMD-P	81-18-067	232-12-007	NEW-P	81-08-064	232-12-061	AMD-P	81-16-070
230-08-170	AMD	81-21-033	232-12-007	NEW	81-12-029	232-12-061	AMD	81-22-002
230-12-010	AMD-P	81-18-067	232-12-007	AMD-P	81-16-070	232-12-064	NEW-P	81-08-064
230-12-010	AMD	81-21-033	232-12-007	AMD	81-22-002	232-12-064	NEW	81-12-029
230-20-065	NEW-P	81-18-068	232-12-010	REP-P	81-08-064	232-12-064	AMD-P	81-22-067
230-20-065	NEW	81-21-032	232-12-010	REP	81-12-029	232-12-064	AMD-C	81-24-062
230-20-220	AMD-P	81-22-031	232-12-011	NEW-P	81-08-064	232-12-065	REP-P	81-08-064
230-20-220	AMD	82-01-065	232-12-011	NEW	81-12-029	232-12-065	REP	81-12-029
230-20-235	NEW-P	81-16-087	232-12-011	AMD-P	81-17-074	232-12-067	NEW-P	81-08-064
230-20-650	AMD-P	81-18-067	232-12-011	AMD	81-22-002	232-12-070	REP-P	81-08-064
230-20-650	AMD	81-21-033	232-12-014	NEW-P	81-08-064	232-12-070	REP	81-12-029
230-25-030	AMD-P	81-16-088	232-12-014	NEW	81-12-029	232-12-071	NEW-P	81-08-064
230-25-030	AMD	81-19-072	232-12-014	AMD-P	81-17-074	232-12-071	NEW	81-12-029
230-25-033	AMD-P	81-16-088	232-12-014	AMD	81-22-002	232-12-071	AMD-P	81-22-067
230-25-033	AMD	81-19-072	232-12-015	REP-P	81-08-064	232-12-071	AMD-C	81-24-062
230-25-035	REP-P	81-16-088	232-12-015	REP	81-12-029	232-12-074	NEW-P	81-08-064
230-25-035	REP	81-19-072	232-12-017	NEW-P	81-08-064	232-12-074	NEW	81-12-029
230-25-040	AMD-P	81-16-088	232-12-017	NEW	81-12-029	232-12-075	NEW-P	81-16-070
230-25-040	AMD	81-19-072	232-12-017	AMD-P	81-16-070	232-12-077	NEW-P	81-08-064
230-25-070	AMD-P	81-16-088	232-12-017	AMD	81-22-002	232-12-077	NEW	81-12-029
230-25-070	AMD	81-19-072	232-12-019	NEW-P	81-08-064	232-12-080	REP-P	81-08-064
230-25-071	REP-P	81-16-088	232-12-019	NEW	81-12-029	232-12-080	REP	81-12-029
230-25-071	REP	81-19-072	232-12-020	REP-P	81-08-064	232-12-081	NEW-P	81-08-064
230-25-100	AMD-P	81-16-088	232-12-020	REP	81-12-029	232-12-081	NEW	81-12-029
230-25-100	AMD	81-19-072	232-12-021	NEW-P	81-08-064	232-12-084	NEW-P	81-08-064
230-25-120	AMD-P	81-16-088	232-12-021	NEW	81-12-029	232-12-084	NEW	81-12-029
230-25-120	AMD	81-19-072	232-12-021	AMD-P	81-22-067	232-12-087	NEW-P	81-08-064
230-25-220	AMD-P	81-16-088	232-12-021	AMD-C	81-24-062	232-12-087	NEW	81-12-029
230-25-220	AMD	81-19-072	232-12-024	NEW-P	81-08-064	232-12-090	REP-P	81-08-064
230-25-235	AMD-P	81-16-088	232-12-024	NEW	81-12-029	232-12-090	REP	81-12-029
230-25-235	AMD	81-19-072	232-12-027	NEW-P	81-08-064	232-12-091	NEW-P	81-08-064
230-25-260	AMD-P	81-16-088	232-12-027	NEW	81-12-029	232-12-091	NEW	81-12-029
230-25-265	AMD-P	81-16-088	232-12-027	AMD-P	81-16-070	232-12-094	NEW-P	81-08-064
230-25-265	AMD	81-19-072	232-12-027	AMD	81-22-002	232-12-094	NEW	81-12-029
230-25-315	NEW-P	81-16-088	232-12-030	REP-P	81-08-064	232-12-097	NEW-P	81-08-064
230-25-315	NEW	81-19-072	232-12-030	REP	81-12-029	232-12-097	NEW	81-12-029
230-25-320	NEW-P	81-16-088	232-12-031	NEW-P	81-08-064	232-12-100	REP-P	81-08-064
230-25-320	NEW	81-19-072	232-12-031	NEW	81-12-029	232-12-100	REP	81-12-029
230-30-015	AMD-P	81-04-072	232-12-034	NEW-P	81-08-064	232-12-101	NEW-P	81-08-064
230-30-015	AMD-P	81-10-071	232-12-034	NEW	81-12-029	232-12-101	NEW	81-12-029
230-30-015	AMD	81-13-032	232-12-037	NEW-P	81-08-064	232-12-101	AMD-P	81-22-067
230-30-015	AMD-P	81-18-067	232-12-037	NEW	81-12-029	232-12-101	AMD-C	81-24-062
230-30-015	AMD	81-21-033	232-12-037	AMD-P	81-22-067	232-12-104	NEW-P	81-08-064

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
232-12-104	NEW	81-12-029	232-12-154	AMD-P	81-17-074	232-12-215	REP	81-12-029
232-12-104	AMD-P	81-22-067	232-12-154	AMD	81-22-002	232-12-220	REP-P	81-08-064
232-12-104	AMD-C	81-24-062	232-12-157	NEW-P	81-08-064	232-12-220	REP	81-12-029
232-12-105	REP-P	81-08-064	232-12-157	NEW	81-12-029	232-12-221	NEW-P	81-08-064
232-12-105	REP	81-12-029	232-12-157	AMD-P	81-17-074	232-12-221	NEW	81-12-029
232-12-107	NEW-P	81-08-064	232-12-157	AMD	81-22-002	232-12-224	NEW-P	81-08-064
232-12-107	NEW	81-12-029	232-12-160	REP-P	81-08-064	232-12-224	NEW	81-12-029
232-12-107	AMD-P	81-22-067	232-12-160	REP	81-12-029	232-12-227	NEW-P	81-08-064
232-12-107	AMD-C	81-24-062	232-12-161	NEW-P	81-08-064	232-12-227	NEW	81-12-029
232-12-110	REP-P	81-08-064	232-12-161	NEW	81-12-029	232-12-230	REP-P	81-08-064
232-12-110	REP	81-12-029	232-12-164	NEW-P	81-08-064	232-12-230	REP	81-12-029
232-12-111	NEW-P	81-08-064	232-12-164	AMD-P	81-16-070	232-12-231	REP-P	81-08-064
232-12-111	NEW	81-12-029	232-12-164	NEW	81-12-029	232-12-231	REP	81-12-029
232-12-111	REP-P	81-22-067	232-12-164	AMD-P	81-16-070	232-12-232	REP-P	81-08-064
232-12-111	REP-C	81-24-062	232-12-164	AMD	81-22-002	232-12-232	REP	81-12-029
232-12-114	NEW-P	81-08-064	232-12-167	NEW-P	81-08-064	232-12-233	REP-P	81-08-064
232-12-114	NEW	81-12-029	232-12-167	NEW	81-12-029	232-12-233	REP	81-12-029
232-12-114	AMD-P	81-22-067	232-12-167	AMD-P	81-22-067	232-12-234	REP-P	81-08-064
232-12-114	AMD-C	81-24-062	232-12-167	AMD-C	81-24-062	232-12-234	REP	81-12-029
232-12-117	NEW-P	81-08-064	232-12-170	REP-P	81-08-064	232-12-235	REP-P	81-08-064
232-12-117	NEW	81-12-029	232-12-170	REP	81-12-029	232-12-235	REP	81-12-029
232-12-117	AMD-P	81-22-067	232-12-171	REP-P	81-08-064	232-12-236	REP-P	81-08-064
232-12-117	AMD-C	81-24-062	232-12-171	REP	81-12-029	232-12-236	REP	81-12-029
232-12-120	REP-P	81-08-064	232-12-173	REP-P	81-08-064	232-12-237	REP-P	81-08-064
232-12-120	REP	81-12-029	232-12-173	REP	81-12-029	232-12-237	REP	81-12-029
232-12-121	NEW-P	81-08-064	232-12-174	NEW-P	81-08-064	232-12-238	REP-P	81-08-064
232-12-121	NEW	81-12-029	232-12-174	NEW	81-12-029	232-12-238	REP	81-12-029
232-12-121	AMD-P	81-22-067	232-12-174	AMD-P	81-22-067	232-12-240	REP-P	81-08-064
232-12-121	AMD-C	81-24-062	232-12-174	AMD-C	81-24-062	232-12-240	REP	81-12-029
232-12-124	NEW-P	81-08-064	232-12-177	NEW-P	81-08-064	232-12-241	NEW-P	81-08-064
232-12-124	NEW	81-12-029	232-12-177	NEW	81-12-029	232-12-241	NEW	81-12-029
232-12-124	AMD-P	81-22-067	232-12-177	AMD-P	81-22-067	232-12-241	AMD-P	81-16-070
232-12-124	AMD-C	81-24-062	232-12-177	AMD-C	81-24-062	232-12-241	AMD	81-22-002
232-12-127	NEW-P	81-08-064	232-12-180	REP-P	81-08-064	232-12-244	NEW-P	81-08-064
232-12-127	NEW	81-12-029	232-12-180	REP	81-12-029	232-12-244	NEW	81-12-029
232-12-127	AMD-P	81-22-067	232-12-181	NEW-P	81-08-064	232-12-244	AMD-P	81-22-067
232-12-127	AMD-C	81-24-062	232-12-181	NEW	81-12-029	232-12-244	AMD-C	81-24-062
232-12-130	REP-P	81-08-064	232-12-181	AMD-P	81-22-067	232-12-247	NEW-P	81-08-064
232-12-130	REP	81-12-029	232-12-181	AMD-C	81-24-062	232-12-247	NEW	81-12-029
232-12-131	NEW-P	81-08-064	232-12-184	NEW-P	81-08-064	232-12-247	AMD-P	81-22-067
232-12-131	NEW	81-12-029	232-12-184	NEW	81-12-029	232-12-247	AMD-C	81-24-062
232-12-131	AMD-P	81-22-067	232-12-187	NEW-P	81-08-064	232-12-251	NEW-P	81-08-064
232-12-131	AMD-C	81-24-062	232-12-187	NEW	81-12-029	232-12-251	NEW	81-12-029
232-12-134	NEW-P	81-08-064	232-12-187	AMD-P	81-22-067	232-12-254	NEW-P	81-08-064
232-12-134	NEW	81-12-029	232-12-187	AMD-C	81-24-062	232-12-254	NEW	81-12-029
232-12-134	AMD-P	81-14-074	232-12-189	NEW-P	81-16-070	232-12-255	REP-P	81-08-064
232-12-134	AMD-P	81-16-070	232-12-189	NEW	81-22-002	232-12-255	REP	81-12-029
232-12-134	AMD	81-22-002	232-12-190	REP-P	81-08-064	232-12-257	NEW-P	81-08-064
232-12-135	REP-P	81-08-064	232-12-190	REP	81-12-029	232-12-257	NEW	81-12-029
232-12-135	REP	81-12-029	232-12-191	NEW-P	81-08-064	232-12-261	NEW-P	81-08-064
232-12-137	NEW-P	81-08-064	232-12-191	NEW	81-12-029	232-12-261	NEW	81-12-029
232-12-137	NEW	81-12-029	232-12-194	NEW-P	81-08-064	232-12-264	NEW-P	81-08-064
232-12-137	AMD-P	81-14-074	232-12-194	NEW	81-12-029	232-12-264	NEW	81-12-029
232-12-137	AMD-P	81-16-070	232-12-197	NEW-P	81-08-064	232-12-267	NEW-P	81-08-064
232-12-137	AMD	81-22-002	232-12-197	NEW	81-12-029	232-12-267	NEW	81-12-029
232-12-140	REP-P	81-08-064	232-12-200	REP-P	81-08-064	232-12-271	NEW-P	81-08-064
232-12-140	REP	81-12-029	232-12-200	REP	81-12-029	232-12-271	NEW	81-12-029
232-12-141	NEW-P	81-08-064	232-12-201	REP-P	81-08-064	232-12-271	AMD-P	81-22-067
232-12-141	NEW	81-12-029	232-12-201	REP	81-12-029	232-12-271	AMD-C	81-24-062
232-12-141	AMD-P	81-12-048	232-12-205	REP-P	81-08-064	232-12-274	NEW-P	81-08-064
232-12-144	NEW-P	81-08-064	232-12-205	REP	81-12-029	232-12-274	NEW	81-12-029
232-12-144	NEW	81-12-029	232-12-207	NEW-P	81-08-064	232-12-274	AMD-P	81-22-067
232-12-147	NEW-P	81-08-064	232-12-207	NEW	81-12-029	232-12-274	AMD-C	81-24-062
232-12-147	NEW	81-12-029	232-12-210	REP-P	81-08-064	232-12-277	NEW-P	81-08-064
232-12-147	AMD-P	81-16-070	232-12-210	REP	81-12-029	232-12-277	NEW	81-12-029
232-12-147	AMD	81-22-002	232-12-211	REP-P	81-08-064	232-12-280	REP-P	81-08-064
232-12-150	REP-P	81-08-064	232-12-211	REP	81-12-029	232-12-280	REP	81-12-029
232-12-150	REP	81-12-029	232-12-212	REP-P	81-08-064	232-12-281	NEW-P	81-08-064
232-12-151	NEW-P	81-08-064	232-12-212	REP	81-12-029	232-12-281	NEW	81-12-029
232-12-151	NEW	81-12-029	232-12-213	REP-P	81-08-064	232-12-281	REP-P	81-22-067
232-12-151	AMD-P	81-22-067	232-12-213	REP	81-12-029	232-12-281	REP-C	81-24-062
232-12-151	AMD-C	81-24-062	232-12-214	REP-P	81-08-064	232-12-284	NEW-P	81-08-064
232-12-154	NEW-P	81-08-064	232-12-214	REP	81-12-029	232-12-284	NEW	81-12-029
232-12-154	NEW	81-12-029	232-12-215	REP-P	81-08-064	232-12-287	NEW-P	81-08-064

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
232-12-287	NEW	81-12-029	232-12-655	REP	81-12-029	232-28-300	REP-P	81-05-031
232-12-291	NEW-P	81-08-064	232-12-660	REP-P	81-08-064	232-28-300	REP	81-22-015
232-12-291	NEW	81-12-029	232-12-660	REP	81-12-029	232-28-303	REP-P	81-08-064
232-12-294	NEW-P	81-08-064	232-12-670	REP-P	81-08-064	232-28-303	REP	81-15-066
232-12-294	NEW	81-12-029	232-12-670	REP	81-12-029	232-28-304	NEW-P	81-08-064
232-12-300	REP-P	81-08-064	232-12-675	REP-P	81-08-064	232-28-304	NEW	81-15-066
232-12-300	REP	81-12-029	232-12-675	REP	81-12-029	232-28-400	REP-P	81-05-031
232-12-310	REP-P	81-08-064	232-12-676	REP-P	81-08-064	232-28-400	REP	81-22-015
232-12-310	REP	81-12-029	232-12-676	REP	81-12-029	232-28-403	REP-P	81-14-074
232-12-320	REP-P	81-08-064	232-12-680	REP-P	81-08-064	232-28-403	REP-E	81-19-069
232-12-320	REP	81-12-029	232-12-680	REP	81-12-029	232-28-403	REP	81-19-108
232-12-340	REP-P	81-08-064	232-12-690	REP-P	81-08-064	232-28-404	NEW-P	81-14-074
232-12-340	REP	81-12-029	232-12-690	REP	81-12-029	232-28-404	NEW-E	81-19-069
232-12-350	REP-P	81-08-064	232-12-700	REP-P	81-08-064	232-28-404	NEW	81-19-108
232-12-350	REP	81-12-029	232-12-700	REP	81-12-029	232-28-40401	NEW-E	82-01-045
232-12-355	REP-P	81-08-064	232-12-710	REP-P	81-08-064	232-28-500	REP-P	81-05-031
232-12-355	REP	81-12-029	232-12-710	REP	81-12-029	232-28-500	REP	81-22-015
232-12-360	AMD-P	81-05-031	232-12-802	REP-P	81-17-074	232-28-503	REP-P	81-12-048
232-12-360	REP-P	81-08-064	232-12-802	REP	81-22-002	232-28-503	REP	81-18-024
232-12-360	AMD-E	81-09-027	232-12-804	AMD-P	81-17-074	232-28-504	NEW-P	81-12-048
232-12-360	REP	81-12-029	232-12-804	AMD	81-22-002	232-28-504	NEW	81-18-024
232-12-365	REP-P	81-08-064	232-12-806	AMD-P	81-17-074	232-28-600	REP-P	81-05-031
232-12-365	REP	81-12-029	232-12-808	REP-P	81-17-074	232-28-600	REP	81-22-015
232-12-370	REP-P	81-08-064	232-12-808	REP	81-22-002	232-28-603	REP-P	81-14-074
232-12-370	REP	81-12-029	232-12-810	AMD-P	81-17-074	232-28-603	REP	81-24-063
232-12-373	REP-P	81-08-064	232-12-810	AMD	81-22-002	232-28-60301	NEW-E	81-08-011
232-12-373	REP	81-12-029	232-12-812	REP-P	81-17-074	232-28-60302	NEW-E	81-09-066
232-12-380	REP-P	81-08-064	232-12-812	REP	81-22-002	232-28-60303	NEW-E	81-11-059
232-12-380	REP	81-12-029	232-12-813	NEW-P	81-22-067	232-28-60304	NEW-P	81-12-048
232-12-390	REP-P	81-08-064	232-12-813	NEW-C	81-24-062	232-28-60304	NEW	81-15-064
232-12-390	REP	81-12-029	232-12-814	AMD-P	81-17-074	232-28-60305	NEW-P	81-12-048
232-12-400	REP-P	81-08-064	232-12-814	AMD	81-22-002	232-28-60305	NEW-E	81-15-063
232-12-400	REP	81-12-029	232-12-816	REP-P	81-08-064	232-28-60306	NEW-P	81-12-048
232-12-405	REP-P	81-08-064	232-12-816	REP	81-12-029	232-28-60306	NEW-E	81-15-038
232-12-405	REP	81-12-029	232-12-818	REP-P	81-17-074	232-28-60307	NEW-E	81-15-037
232-12-410	REP-P	81-08-064	232-12-818	REP	81-22-002	232-28-60308	NEW-E	81-16-046
232-12-410	REP	81-12-029	232-12-820	AMD-P	81-17-074	232-28-60309	NEW-E	81-18-055
232-12-420	REP-P	81-08-064	232-12-820	AMD	81-22-002	232-28-60310	NEW-E	81-18-054
232-12-420	REP	81-12-029	232-12-822	REP-P	81-17-074	232-28-60310	REP-E	81-21-004
232-12-430	REP-P	81-08-064	232-12-822	REP	81-22-002	232-28-60311	NEW-E	81-19-021
232-12-430	REP	81-12-029	232-12-824	AMD-P	81-17-074	232-28-60312	NEW-E	81-21-004
232-12-435	REP-P	81-08-064	232-12-824	AMD	81-22-002	232-28-60312	REP-E	81-21-048
232-12-435	REP	81-12-029	232-12-826	REP-P	81-17-074	232-28-60313	NEW-E	81-21-013
232-12-440	REP-P	81-08-064	232-12-826	REP	81-22-002	232-28-60314	NEW-E	81-21-040
232-12-440	REP	81-12-029	232-16-365	REP-P	81-12-048	232-28-60315	NEW-E	81-21-048
232-12-450	REP-P	81-08-064	232-16-365	REP	81-18-025	232-28-60316	NEW-E	81-24-018
232-12-450	REP	81-12-029	232-16-400	AMD-P	81-12-048	232-28-60317	NEW-E	82-01-011
232-12-460	REP-P	81-08-064	232-16-400	AMD	81-18-025	232-28-604	NEW-P	81-14-074
232-12-460	REP	81-12-029	232-21-100	REP-P	81-05-031	232-28-604	NEW	81-24-063
232-12-470	REP-P	81-08-064	232-21-100	REP-P	81-08-064	232-28-702	REP	81-04-018
232-12-470	REP	81-12-029	232-21-100	REP-E	81-09-026	232-28-703	NEW	81-04-018
232-12-480	REP-P	81-08-064	232-21-100	REP	81-12-005	232-28-703	REP-P	81-22-067
232-12-480	REP	81-12-029	232-21-101	NEW-P	81-05-031	232-28-703	REP-C	81-24-062
232-12-490	REP-P	81-08-064	232-21-101	NEW-P	81-08-064	232-28-704	NEW-P	81-22-067
232-12-490	REP	81-12-029	232-21-101	NEW-E	81-09-026	232-28-704	NEW-C	81-24-062
232-12-500	REP-P	81-08-064	232-21-101	NEW	81-12-005	232-28-802	REP-P	81-05-031
232-12-500	REP	81-12-029	232-28-001	REP-P	81-05-031	232-28-802	REP-P	81-08-064
232-12-510	REP-P	81-08-064	232-28-001	REP	81-22-015	232-28-802	REP-E	81-09-025
232-12-510	REP	81-12-029	232-28-100	REP-P	81-05-031	232-28-802	REP	81-12-004
232-12-520	REP-P	81-08-064	232-28-100	REP	81-22-015	232-28-803	NEW-P	81-05-031
232-12-520	REP	81-12-029	232-28-103	REP-P	81-12-048	232-28-803	NEW-P	81-08-064
232-12-530	REP-P	81-08-064	232-28-103	REP	81-18-026	232-28-803	NEW-E	81-09-025
232-12-530	REP	81-12-029	232-28-104	NEW-P	81-12-048	232-28-803	NEW	81-12-004
232-12-550	REP-P	81-08-064	232-28-104	NEW	81-18-026	232-28-813	NEW-P	81-22-067
232-12-550	REP	81-12-029	232-28-200	REP-P	81-05-031	232-32-126	REP-E	81-02-021
232-12-570	REP-P	81-08-064	232-28-200	REP	81-22-015	232-32-127	NEW-E	81-02-021
232-12-570	REP	81-12-029	232-28-203	REP-P	81-08-064	232-32-128	NEW-E	81-03-009
232-12-630	REP-P	81-08-064	232-28-203	REP	81-15-066	232-32-129	NEW-E	81-03-010
232-12-630	REP	81-12-029	232-28-204	NEW-P	81-08-064	232-32-130	NEW-E	81-03-033
232-12-640	REP-P	81-08-064	232-28-204	NEW	81-15-066	232-32-131	NEW-E	81-04-017
232-12-640	REP	81-12-029	232-28-20401	NEW-P	81-12-048	232-32-132	NEW-E	81-04-057
232-12-650	REP-P	81-08-064	232-28-20401	NEW	81-15-065	232-32-133	NEW-E	81-05-011
232-12-650	REP	81-12-029	232-28-20402	NEW	81-17-074	236-12-430	AMD-P	81-08-015
232-12-655	REP-P	81-08-064	232-28-20403	NEW-E	81-18-036	236-12-430	AMD-E	81-08-016

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236-12-470	AMD-E	81-08-016	248-15-050	AMD	81-23-016
236-12-470	AMD	81-11-001	248-15-080	AMD-P	81-19-083
237-990	AMD	81-09-016	248-15-080	AMD	81-23-016
247-02-040	AMD-E	81-13-006	248-15-090	REP-P	81-19-083
247-02-040	AMD-P	81-21-070	248-15-090	REP	81-23-016
247-02-040	AMD	81-24-038	248-15-091	NEW-P	81-19-083
247-02-050	AMD-E	81-13-006	248-15-091	NEW	81-23-016
247-02-050	AMD-P	81-21-070	248-17-010	AMD-P	81-24-006
247-02-050	AMD	81-24-038	248-17-020	AMD-P	81-24-006
247-02-050	AMD-E	82-01-043	248-17-030	AMD-P	81-24-006
247-16-010	AMD-E	81-13-006	248-17-040	AMD-P	81-24-006
247-16-010	AMD-P	81-21-070	248-17-050	AMD-P	81-24-006
247-16-010	AMD	81-24-038	248-17-135	NEW-P	81-24-006
247-16-030	AMD-E	81-13-006	248-17-210	REP-P	81-24-006
247-16-030	AMD-P	81-21-070	248-17-211	NEW-P	81-24-006
247-16-030	AMD	81-24-038	248-17-212	NEW-P	81-24-006
247-16-040	AMD-E	81-13-006	248-17-213	NEW-P	81-24-006
247-16-040	AMD-P	81-21-070	248-17-214	NEW-P	81-24-006
247-16-040	AMD	81-24-038	248-17-215	NEW-P	81-24-006
247-16-060	AMD-E	81-13-006	248-17-216	NEW-P	81-24-006
247-16-060	AMD-P	81-21-070	248-18	AMD-P	81-03-038
247-16-060	AMD	81-24-038	248-18-001	AMD	81-05-029
247-16-070	AMD-E	81-13-006	248-18-010	AMD	81-05-029
247-16-070	AMD-P	81-21-070	248-18-025	REP-E	81-21-037
247-16-070	AMD	81-24-038	248-18-025	REP-P	81-22-042
247-16-080	REP-E	81-13-006	248-18-190	AMD-P	81-18-064
247-16-080	REP-P	81-21-070	248-18-190	AMD	81-22-014
247-16-080	REP	81-24-038	248-18-240	AMD-P	81-18-064
247-16-090	NEW-E	81-13-006	248-18-240	AMD	81-22-014
247-16-090	NEW-P	81-21-090	248-18-500	AMD	81-05-029
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247-16-100	NEW	81-24-038	248-18-530	AMD-P	81-18-064
248-14	AMD-P	81-03-004	248-18-530	AMD	81-22-014
248-14	AMD-P	81-11-042	248-18-534	NEW-P	81-18-064
248-14-001	AMD-P	81-08-047	248-18-534	NEW	81-22-014
248-14-001	AMD	81-14-066	248-18-710	AMD-P	81-18-064
248-14-100	AMD-P	81-08-047	248-18-710	AMD	81-22-014
248-14-100	AMD	81-14-066	248-19	AMD-P	81-03-039
248-14-110	AMD-P	81-08-047	248-19	AMD-P	81-04-013
248-14-110	AMD	81-14-066	248-19-200	AMD-E	81-05-030
248-14-114	NEW-P	81-08-047	248-19-200	AMD	81-09-012
248-14-114	NEW	81-14-066	248-19-210	AMD-E	81-05-030
248-14-120	AMD-P	81-08-047	248-19-210	AMD	81-09-012
248-14-120	AMD	81-14-066	248-19-220	AMD-E	81-05-030
248-14-125	NEW-P	81-08-047	248-19-220	AMD	81-09-012
248-14-125	NEW	81-14-066	248-19-230	AMD-E	81-05-030
248-14-128	NEW-P	81-08-047	248-19-230	AMD	81-09-012
248-14-128	NEW	81-14-066	248-19-240	AMD-E	81-05-030
248-14-130	AMD-P	81-08-047	248-19-240	AMD	81-09-012
248-14-130	AMD	81-14-066	248-19-250	AMD-E	81-05-030
248-14-140	AMD-P	81-08-047	248-19-250	AMD	81-09-012
248-14-140	AMD	81-14-066	248-19-260	AMD-E	81-05-030
248-14-150	AMD-P	81-08-047	248-19-260	AMD	81-09-012
248-14-150	AMD	81-14-066	248-19-270	AMD-E	81-05-030
248-14-152	NEW-P	81-08-047	248-19-270	AMD	81-09-012
248-14-152	NEW	81-14-066	248-19-280	AMD-E	81-05-030
248-14-155	NEW-P	81-08-047	248-19-280	AMD	81-09-012
248-14-155	NEW	81-14-066	248-19-300	AMD-E	81-05-030
248-14-160	AMD-P	81-08-047	248-19-300	AMD	81-09-012
248-14-160	AMD	81-14-066	248-19-310	AMD-E	81-05-030
248-14-170	AMD-P	81-08-047	248-19-310	AMD	81-09-012
248-14-170	AMD	81-14-066	248-19-320	AMD-E	81-05-030
248-14-180	AMD-P	81-08-047	248-19-320	AMD	81-09-012
248-14-180	AMD	81-14-066	248-19-325	NEW-E	81-05-030
248-14-200	AMD-P	81-08-047	248-19-325	NEW	81-09-012
248-14-200	AMD	81-14-066	248-19-330	AMD-E	81-05-030
248-14-285	AMD	81-03-005	248-19-330	AMD	81-09-012
248-15-020	AMD-P	81-19-083	248-19-340	AMD-E	81-05-030
248-15-020	AMD	81-23-016	248-19-340	AMD	81-09-012
248-15-030	AMD-P	81-19-083	248-19-350	AMD-E	81-05-030
248-19-350	AMD	81-09-012	248-19-360	AMD-E	81-05-030
248-19-360	AMD-E	81-05-030	248-19-360	AMD	81-09-012
248-19-360	AMD	81-09-012	248-19-370	AMD-E	81-05-030
248-19-370	AMD-E	81-05-030	248-19-370	AMD	81-09-012
248-19-390	AMD-E	81-05-030	248-19-390	AMD-E	81-05-030
248-19-390	AMD	81-09-012	248-19-390	AMD	81-09-012
248-19-400	AMD-E	81-05-030	248-19-400	AMD-E	81-05-030
248-19-400	AMD	81-09-012	248-19-400	AMD	81-09-012
248-19-403	NEW-E	81-05-030	248-19-403	NEW-E	81-05-030
248-19-403	NEW	81-09-012	248-19-403	NEW	81-09-012
248-19-405	NEW-E	81-05-030	248-19-405	NEW-E	81-05-030
248-19-405	NEW	81-09-012	248-19-405	NEW	81-09-012
248-19-410	AMD-E	81-05-030	248-19-410	AMD-E	81-05-030
248-19-410	AMD	81-09-012	248-19-410	AMD	81-09-012
248-19-415	NEW-E	81-05-030	248-19-415	NEW-E	81-05-030
248-19-415	NEW	81-09-012	248-19-415	NEW	81-09-012
248-19-420	AMD-E	81-05-030	248-19-420	AMD-E	81-05-030
248-19-420	AMD	81-09-012	248-19-420	AMD	81-09-012
248-19-430	AMD-E	81-05-030	248-19-430	AMD-E	81-05-030
248-19-430	AMD	81-09-012	248-19-430	AMD	81-09-012
248-19-440	AMD-E	81-05-030	248-19-440	AMD-E	81-05-030
248-19-440	AMD	81-09-012	248-19-440	AMD	81-09-012
248-19-450	AMD-E	81-05-030	248-19-450	AMD-E	81-05-030
248-19-450	AMD	81-09-012	248-19-450	AMD	81-09-012
248-19-475	NEW-E	81-05-030	248-19-475	NEW-E	81-05-030
248-19-475	NEW	81-09-012	248-19-475	NEW	81-09-012
248-19-480	AMD-E	81-05-030	248-19-480	AMD-E	81-05-030
248-19-480	AMD	81-09-012	248-19-480	AMD	81-09-012
248-19-490	AMD-E	81-05-030	248-19-490	AMD-E	81-05-030
248-19-490	AMD	81-09-012	248-19-490	AMD	81-09-012
248-19-500	AMD-E	81-05-030	248-19-500	AMD-E	81-05-030
248-19-500	AMD	81-09-012	248-19-500	AMD	81-09-012
248-21	NEW	81-23-003	248-21	NEW	81-23-003
248-21-001	NEW-P	81-18-065	248-21-001	NEW-P	81-18-065
248-21-001	NEW	81-23-003	248-21-001	NEW	81-23-003
248-21-002	NEW-P	81-18-065	248-21-002	NEW-P	81-18-065
248-21-002	NEW	81-23-003	248-21-002	NEW	81-23-003
248-21-005	NEW-P	81-18-065	248-21-005	NEW-P	81-18-065
248-21-005	NEW	81-23-003	248-21-005	NEW	81-23-003
248-21-010	NEW-P	81-18-065	248-21-010	NEW-P	81-18-065
248-21-010	NEW	81-23-003	248-21-010	NEW	81-23-003
248-21-015	NEW-P	81-18-065	248-21-015	NEW-P	81-18-065
248-21-015	NEW	81-23-003	248-21-015	NEW	81-23-003
248-21-020	NEW-P	81-18-065	248-21-020	NEW-P	81-18-065
248-21-020	NEW	81-23-003	248-21-020	NEW	81-23-003
248-21-025	NEW-P	81-18-065	248-21-025	NEW-P	81-18-065
248-21-025	NEW	81-23-003	248-21-025	NEW	81-23-003
248-21-030	NEW-P	81-18-065	248-21-030	NEW-P	81-18-065
248-21-030	NEW	81-23-003	248-21-030	NEW	81-23-003
248-21-035	NEW-P	81-18-065	248-21-035	NEW-P	81-18-065
248-21-035	NEW	81-23-003	248-21-035	NEW	81-23-003
248-21-040	NEW-P	81-18-065	248-21-040	NEW-P	81-18-065
248-21-040	NEW	81-23-003	248-21-040	NEW	81-23-003
248-21-045	NEW-P	81-18-065	248-21-045	NEW-P	81-18-065
248-21-045	NEW	81-23-003	248-21-045	NEW	81-23-003
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248-21-050	NEW	81-23-003	248-21-050	NEW	81-23-003
248-21-055	NEW-P	81-18-065	248-21-055	NEW-P	81-18-065
248-21-055	NEW	81-23-003	248-21-055	NEW	81-23-003
248-22-060	REP-P	81-04-012	248-22-060	REP-P	81-04-012
248-22-060	REP	81-07-035	248-22-060	REP	81-07-035
248-22-070	REP-P	81-04-012	248-22-070	REP-P	81-04-012
248-22-070	REP	81-07-035	248-22-070	REP	81-07-035
248-22-080	REP-P	81-04-012	248-22-080	REP-P	81-04-012
248-22-080	REP	81-07-035	248-22-080	REP	81-07-035
248-22-090	REP-P	81-04-012	248-22-090	REP-P	81-04-012
248-22-090	REP	81-07-035	248-22-090	REP	81-07-035
248-54-560	AMD-P	81-18-063	248-54-560	AMD-P	81-18-063
248-54-560	AMD	81-21-054	248-54-560	AMD	81-21-054
248-54-740	AMD-P	81-18-063	248-54-740	AMD-P	81-18-063
248-54-740	AMD	81-21-054	248-54-740	AMD	81-21-054
248-54-750	AMD-P	81-18-063	248-54-750	AMD-P	81-18-063
248-54-750	AMD	81-21-054	248-54-750	AMD	81-21-054

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248-60A-020	REP-P	81-16-004	250-44-030	AMD-E	81-09-032	251-12-600	AMD-P	81-20-089
248-60A-030	REP-P	81-16-004	250-44-040	AMD-E	81-09-032	251-12-600	AMD	81-24-019
248-60A-040	REP-P	81-16-004	250-44-050	AMD-E	81-09-032	251-18-010	AMD-P	81-09-023
248-60A-050	REP-P	81-16-004	250-44-090	AMD-E	81-09-032	251-18-020	AMD-P	81-09-023
248-60A-060	REP-P	81-16-004	250-44-110	AMD-E	81-09-032	251-18-025	AMD-P	81-09-023
248-60A-070	REP-P	81-16-004	250-44-120	AMD-E	81-09-032	251-18-030	AMD-P	81-09-023
248-60A-080	REP-P	81-16-004	250-44-130	AMD-E	81-09-032	251-18-050	REP-P	81-09-023
248-60A-090	REP-P	81-16-004	250-44-140	AMD-E	81-09-032	251-18-060	AMD-P	81-09-023
248-60A-100	REP-P	81-16-004	250-44-150	AMD-E	81-09-032	251-18-070	AMD-P	81-09-023
248-60A-110	REP-P	81-16-004	250-44-160	AMD-E	81-09-032	251-18-080	REP-P	81-09-023
248-60A-120	REP-P	81-16-004	250-44-180	AMD-E	81-09-032	251-18-100	REP-P	81-09-023
248-60A-130	REP-P	81-16-004	250-44-200	AMD-E	81-09-032	251-18-110	AMD-P	81-09-023
248-60A-140	REP-P	81-16-004	250-44-210	AMD-E	81-09-032	251-18-112	NEW-P	81-09-023
248-60A-150	REP-P	81-16-004	250-55-020	AMD-P	81-09-068	251-18-115	REP-P	81-09-023
248-60A-160	REP-P	81-16-004	250-55-020	AMD	81-13-041	251-18-120	REP-P	81-09-023
248-60A-170	REP-P	81-16-004	250-55-030	AMD-P	81-09-068	251-18-130	AMD-P	81-09-023
248-61-001	REP-P	81-16-004	250-55-030	AMD	81-13-041	251-18-140	AMD-P	81-09-023
248-61-010	REP-P	81-16-004	250-55-040	AMD-P	81-09-068	251-18-145	NEW-P	81-09-023
248-61-015	REP-P	81-16-004	250-55-040	AMD	81-13-041	251-18-150	REP-P	81-09-023
248-61-020	REP-P	81-16-004	250-55-050	AMD-P	81-09-068	251-18-155	REP-P	81-09-023
248-61-030	REP-P	81-16-004	250-55-050	AMD	81-13-041	251-18-160	REP-P	81-09-023
248-61-040	REP-P	81-16-004	250-55-070	AMD-P	81-09-068	251-18-170	REP-P	81-09-023
248-61-050	REP-P	81-16-004	250-55-070	AMD	81-13-041	251-18-175	AMD-P	81-09-023
248-61-060	REP-P	81-16-004	250-55-100	AMD-P	81-09-068	251-18-180	AMD-P	81-09-023
248-61-070	REP-P	81-16-004	250-55-100	AMD	81-13-041	251-18-181	AMD-P	81-09-023
248-61-080	REP-P	81-16-004	250-55-110	AMD-P	81-09-068	251-18-185	AMD-P	81-09-023
248-61-090	REP-P	81-16-004	250-55-110	AMD	81-13-041	251-18-190	AMD-P	81-09-023
248-61-100	REP-P	81-16-004	250-55-120	AMD-P	81-09-068	251-18-200	AMD-P	81-09-023
248-61-110	REP-P	81-16-004	250-55-120	AMD	81-13-041	251-18-330	AMD-P	81-04-051
248-61-120	REP-P	81-16-004	250-55-150	AMD-P	81-09-068	251-18-330	AMD-P	81-10-009
248-61-130	REP-P	81-16-004	250-55-150	AMD	81-13-041	251-18-330	AMD-P	81-12-032
248-61-140	REP-P	81-16-004	250-55-160	AMD-P	81-09-068	251-18-330	AMD	81-15-003
248-61-150	REP-P	81-16-004	250-55-160	AMD	81-13-041	251-18-330	AMD-P	81-16-065
248-61-160	REP-P	81-16-004	250-55-220	AMD-P	81-09-068	251-18-330	AMD-P	81-20-050
248-61-170	REP-P	81-16-004	250-55-220	AMD	81-13-041	251-18-330	AMD	81-22-065
248-61-180	REP-P	81-16-004	251-04-020	AMD-P	81-04-051	251-18-350	AMD-P	81-20-089
248-75-010	NEW-P	81-19-125	251-04-020	AMD-P	81-10-009	251-20-010	AMD-P	81-09-023
248-75-010	NEW	81-24-056	251-04-020	AMD-P	81-12-032	251-20-030	AMD-P	81-09-023
248-75-020	NEW-P	81-19-125	251-04-020	AMD	81-15-003	251-20-030	AMD	81-15-021
248-75-020	NEW	81-24-056	251-04-020	AMD-P	81-18-040	251-20-040	AMD-P	81-09-023
248-75-030	NEW-P	81-19-125	251-04-020	AMD-P	81-20-050	251-20-040	AMD	81-15-021
248-75-030	NEW	81-24-056	251-04-020	AMD-P	81-20-089	251-20-050	AMD-P	81-09-023
248-75-040	NEW-P	81-19-125	251-04-020	AMD-P	81-22-024	251-20-050	AMD	81-15-021
248-75-040	NEW	81-24-056	251-04-020	AMD-C	81-23-006	251-20-060	AMD-P	81-09-023
248-75-050	NEW-P	81-19-125	251-04-020	AMD	81-24-019	251-22-240	AMD-P	81-04-023
248-75-050	NEW	81-24-056	251-04-040	AMD-P	81-20-089	251-22-240	AMD	81-07-002
248-96-020	AMD-P	81-02-042	251-06-070	AMD-P	81-24-027	260-12-010	AMD-P	81-07-020
248-96-020	AMD	81-05-028	251-06-080	AMD-P	81-10-005	260-12-010	AMD	81-08-013
248-100-295	AMD-P	81-08-003	251-06-080	AMD-P	81-15-002	260-12-010	AMD-P	81-11-049
248-100-295	AMD	81-11-061	251-06-080	AMD-P	81-16-064	260-12-010	AMD-P	81-14-016
248-100-450	AMD-P	81-18-066	251-06-080	AMD-P	81-20-050	260-12-010	AMD	81-15-034
248-100-450	AMD	81-22-016	251-09-095	NEW-P	81-20-089	260-12-050	AMD-P	81-15-101
248-152-035	NEW-P	81-12-041	251-10-030	AMD-P	81-24-027	260-12-050	AMD	81-18-020
248-152-035	NEW	81-15-027	251-10-055	AMD-P	81-04-051	260-12-140	AMD-P	81-07-020
248-156-010	NEW-P	81-06-007	251-10-055	AMD-P	81-10-009	260-12-140	AMD	81-08-013
248-156-010	NEW	81-09-060	251-10-055	AMD-P	81-12-032	260-20-075	NEW-P	81-07-020
248-156-020	NEW-P	81-06-007	251-10-055	AMD	81-15-003	260-20-075	NEW	81-08-013
248-156-020	NEW	81-09-060	251-10-110	AMD-P	81-04-051	260-20-170	AMD-E	81-08-030
248-156-030	NEW-P	81-06-007	251-10-110	AMD-P	81-10-009	260-20-170	AMD-P	81-11-048
248-156-030	NEW	81-09-060	251-10-110	AMD-P	81-12-032	260-20-170	AMD-P	81-14-015
250-20-001	AMD-P	81-10-069	251-10-110	AMD-P	81-15-002	260-20-170	AMD-E	81-14-019
250-20-001	AMD	81-13-038	251-10-110	AMD	81-18-039	260-20-170	AMD	81-15-033
250-20-021	AMD-P	81-10-069	251-10-112	NEW-P	81-04-051	260-24-280	AMD-P	81-07-020
250-20-021	AMD	81-13-038	251-10-112	NEW-P	81-10-009	260-24-280	AMD	81-08-013
250-40-030	AMD-P	81-10-070	251-10-112	NEW-P	81-12-032	260-32-040	AMD-P	81-07-021
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250-40-040	AMD-P	81-10-070	251-10-113	NEW-P	81-10-009	260-36-040	AMD-P	81-07-020
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250-40-050	AMD-P	81-10-070	251-12-072	AMD-P	81-09-023	260-36-110	AMD-P	81-11-049
250-40-050	AMD	81-13-037	251-12-240	AMD-P	81-04-051	260-36-110	AMD-P	81-14-016
250-40-070	AMD-P	81-10-070	251-12-240	AMD-P	81-10-009	260-36-110	AMD	81-15-034
250-40-070	AMD	81-13-037	251-12-240	AMD-P	81-12-032	260-36-180	NEW-P	81-07-020
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260-40-120	AMD-P	81-07-020	263-12-093	AMD-P	82-01-025	275-19-190	AMD	81-24-081
260-40-120	AMD-P	81-08-012	263-12-095	AMD-P	81-22-025	275-19-210	AMD-P	81-21-058
260-40-120	AMD-W	81-09-071	263-12-100	AMD-P	81-22-025	275-19-210	AMD	81-24-081
260-40-120	AMD-P	81-11-049	263-12-115	AMD-P	81-22-025	275-19-220	AMD-P	81-21-058
260-40-120	AMD-P	81-14-016	263-12-120	AMD-P	81-22-025	275-19-220	AMD	81-24-081
260-40-120	AMD	81-15-034	263-12-125	AMD-P	81-22-025	275-19-230	AMD-P	81-21-058
260-48-110	AMD-P	81-07-020	263-12-140	AMD-P	81-22-025	275-19-230	AMD	81-24-081
260-48-110	AMD-E	81-08-030	263-12-145	AMD-P	81-22-025	275-19-270	AMD-P	81-21-058
260-48-110	AMD-P	81-11-048	263-12-150	AMD-P	81-22-025	275-19-270	AMD	81-24-081
260-48-110	AMD-P	81-14-015	263-12-155	AMD-P	81-22-025	275-19-280	AMD-P	81-21-058
260-48-110	AMD-E	81-14-019	263-12-165	AMD-P	81-22-025	275-19-280	AMD	81-24-081
260-48-110	AMD	81-15-033	263-12-175	AMD-P	81-22-025	275-19-320	AMD-P	81-21-058
260-48-305	NEW-P	81-11-049	275-16-010	AMD-E	81-04-032	275-19-320	AMD	81-24-081
260-48-305	NEW-P	81-14-016	275-16-010	AMD-P	81-04-038	275-19-330	REP-P	81-21-058
260-48-305	NEW	81-15-034	275-16-010	AMD	81-08-020	275-19-330	REP	81-24-081
260-48-326	NEW-E	81-08-030	275-16-015	NEW-E	81-04-032	275-19-340	REP-P	81-21-058
260-48-326	NEW-P	81-11-048	275-16-015	NEW-P	81-04-038	275-19-340	REP	81-24-081
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260-48-326	NEW-E	81-14-019	275-16-035	NEW-E	81-04-032	275-19-350	REP	81-24-081
260-48-326	NEW	81-15-033	275-16-035	NEW-P	81-04-038	275-19-420	REP-P	81-21-058
260-48-328	NEW-P	81-15-101	275-16-035	NEW	81-08-020	275-19-420	REP	81-24-081
260-48-328	NEW	81-18-021	275-16-040	REP-E	81-04-032	275-19-430	AMD-P	81-21-058
260-52-010	AMD-P	81-07-020	275-16-040	REP-P	81-04-038	275-19-430	AMD	81-24-081
260-52-010	AMD	81-08-013	275-16-040	REP	81-08-020	275-19-440	REP-P	81-21-058
260-52-040	AMD-P	81-07-020	275-16-055	NEW-E	81-04-032	275-19-440	REP	81-24-081
260-52-040	AMD	81-08-013	275-16-055	NEW-P	81-04-038	275-19-520	REP-P	81-21-058
260-60-050	AMD-P	81-07-020	275-16-055	NEW	81-08-020	275-19-520	REP	81-24-081
260-60-050	AMD-P	81-08-012	275-16-065	NEW-E	81-04-032	275-19-530	AMD-P	81-21-058
260-60-050	AMD	81-09-075	275-16-065	NEW-P	81-04-038	275-19-530	AMD	81-24-081
260-60-115	NEW-P	81-07-020	275-16-065	NEW	81-08-020	275-19-540	REP-P	81-21-058
260-60-115	NEW-P	81-08-012	275-16-075	NEW-E	81-04-032	275-19-540	REP	81-24-081
260-60-115	NEW	81-09-075	275-16-075	NEW-P	81-04-038	275-19-610	AMD-P	81-21-058
260-60-120	AMD-P	81-07-020	275-16-075	NEW	81-08-020	275-19-610	AMD	81-24-081
260-60-120	AMD	81-08-013	275-16-085	NEW-E	81-04-032	275-19-720	AMD-P	81-21-058
260-60-210	AMD-P	81-07-020	275-16-085	NEW-P	81-04-038	275-19-720	AMD	81-24-081
260-60-210	AMD-P	81-08-012	275-16-085	NEW	81-08-020	275-20-030	AMD-P	81-02-023
260-60-210	AMD	81-09-075	275-16-095	NEW-E	81-04-032	275-20-030	AMD	81-06-004
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260-70-100	AMD-P	81-24-082	275-16-095	NEW	81-08-020	275-20-030	AMD-E	81-14-061
260-70-140	AMD-P	81-07-020	275-16-105	NEW-E	81-04-032	275-20-030	AMD	81-17-025
260-70-140	AMD-P	81-08-012	275-16-105	NEW-P	81-04-038	275-25-340	AMD-P	81-21-068
260-70-140	AMD	81-09-075	275-16-105	NEW	81-08-020	275-25-340	AMD	81-24-073
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261-20-010	NEW-P	81-02-035	275-18-030	AMD-W	81-22-064	275-25-770	AMD	81-23-043
261-20-010	NEW	81-06-016	275-19-020	AMD-P	81-21-058	275-25-810	AMD-P	81-21-068
261-20-020	NEW-P	81-02-035	275-19-020	AMD	81-24-081	275-25-810	AMD	81-24-073
261-20-020	NEW	81-06-016	275-19-030	AMD-P	81-21-058	275-27-630	AMD-P	81-11-043
261-20-030	NEW-P	81-02-035	275-19-030	AMD	81-24-081	275-27-630	AMD-E	81-11-047
261-20-030	NEW	81-06-016	275-19-040	AMD-P	81-21-058	275-27-630	AMD	81-14-064
261-20-030	AMD	81-06-017	275-19-040	AMD	81-24-081	275-40-010	REP-P	81-15-092
261-20-040	NEW-P	81-02-035	275-19-060	AMD-P	81-21-058	275-40-010	REP-W	81-20-072
261-20-040	NEW	81-06-016	275-19-060	AMD	81-24-081	275-40-010	REP-P	81-24-077
261-20-050	NEW-P	81-02-035	275-19-070	AMD-P	81-21-058	275-40-020	REP-P	81-15-092
261-20-050	NEW	81-06-016	275-19-075	AMD-P	81-21-058	275-40-020	REP-W	81-20-072
261-20-060	NEW-P	81-02-035	275-19-075	AMD	81-24-081	275-40-020	REP-P	81-24-077
261-20-060	NEW	81-06-016	275-19-080	AMD-P	81-21-058	275-40-030	REP-P	81-15-092
261-20-065	NEW-P	81-02-035	275-19-080	AMD	81-24-081	275-40-030	REP-W	81-20-072
261-20-065	NEW	81-06-016	275-19-090	REP-P	81-21-058	275-40-030	REP-P	81-24-077
261-20-070	NEW-P	81-02-035	275-19-090	REP	81-24-081	275-40-040	REP-P	81-15-092
261-20-070	NEW	81-06-016	275-19-110	AMD-P	81-21-058	275-40-040	REP-P	81-24-077
261-20-080	NEW-P	81-02-035	275-19-110	AMD	81-24-081	275-40-040	REP-W	81-20-072
261-20-080	NEW	81-06-016	275-19-120	REP-P	81-21-058	275-40-050	REP-P	81-15-092
263-12-015	AMD-P	81-22-025	275-19-120	REP	81-24-081	275-40-050	REP-W	81-20-072
263-12-016	AMD-P	81-22-025	275-19-130	AMD-P	81-21-058	275-40-050	REP-P	81-24-077
263-12-020	AMD-P	81-22-025	275-19-130	AMD	81-24-081	275-40-060	REP-P	81-15-092
263-12-045	AMD-P	81-22-025	275-19-140	AMD-P	81-21-058	275-40-060	REP-W	81-20-072
263-12-050	AMD-P	81-22-025	275-19-140	AMD	81-24-081	275-40-060	REP-P	81-24-077
263-12-053	AMD-P	81-22-025	275-19-160	AMD-P	81-21-058	275-40-070	REP-P	81-15-092
263-12-056	AMD-P	81-22-025	275-19-160	AMD	81-24-081	275-40-070	REP-W	81-20-072
263-12-060	AMD-P	81-22-025	275-19-170	AMD-P	81-21-058	275-40-070	REP-P	81-24-077
263-12-065	AMD-P	81-22-025	275-19-170	AMD	81-24-081	275-48-010	REP-P	81-15-092
263-12-070	AMD-P	81-22-025	275-19-180	AMD-P	81-21-058	275-48-010	REP-W	81-20-072
263-12-080	AMD-P	81-22-025	275-19-180	AMD	81-24-081	275-48-015	REP-P	81-15-092

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275-93-070	REP-P	81-15-092	275-110-080	AMD-P	81-12-035	284-44-120	NEW-P	81-12-047
275-93-070	REP-W	81-20-072	275-110-080	AMD	81-15-061	284-44-120	NEW	81-15-070
275-93-080	REP-P	81-15-092	275-110-090	AMD-E	81-09-047	284-44-130	NEW-P	81-12-047
275-93-080	REP-W	81-20-072	275-110-090	AMD-P	81-09-048	284-44-130	NEW	81-15-070
275-93-090	REP-P	81-15-092	275-110-090	AMD-E	81-12-027	284-44-140	NEW-P	81-12-047
275-93-090	REP-W	81-20-072	275-110-090	AMD-P	81-12-035	284-44-140	NEW	81-15-070
275-93-100	REP-P	81-15-092	275-110-090	AMD	81-15-061	284-44-150	NEW-P	81-12-047
275-93-100	REP-W	81-20-072	275-216-010	REP-P	81-15-009	284-44-150	NEW	81-15-070
275-93-110	REP-P	81-15-092	275-216-010	REP	81-19-084	284-44-160	NEW-P	81-12-047
275-93-110	REP-W	81-20-072	275-216-020	REP-P	81-15-009	284-44-160	NEW	81-15-070
275-93-120	REP-P	81-15-092	275-216-020	REP	81-19-084	284-44-170	NEW-P	81-12-047
275-93-120	REP-W	81-20-072	284-12-024	REP-P	81-15-069	284-44-170	NEW	81-15-070
275-93-130	REP-P	81-15-092	284-12-024	REP	81-18-038	284-44-180	NEW-P	81-12-047
275-93-130	REP-W	81-20-072	284-12-025	REP-P	81-15-069	284-44-180	NEW	81-15-070
275-93-140	REP-P	81-15-092	284-12-025	REP	81-18-038	284-44-190	NEW-P	81-12-047
275-93-140	REP-W	81-20-072	284-12-027	REP-P	81-15-069	284-44-190	NEW	81-15-070
275-96-005	REP-P	81-15-092	284-12-027	REP	81-18-038	284-44-200	NEW-P	81-12-047
275-96-005	REP-W	81-20-072	284-12-028	REP-P	81-15-069	284-44-200	NEW	81-15-070
275-96-010	REP-P	81-15-092	284-12-028	REP	81-18-038	284-44-210	NEW-P	81-12-047
275-96-010	REP-W	81-20-072	284-15-010	NEW	81-03-082	284-44-210	NEW	81-15-070
275-96-015	REP-P	81-15-092	284-15-020	NEW	81-03-082	284-44-220	NEW-P	81-12-047
275-96-015	REP-W	81-20-072	284-15-030	NEW	81-03-082	284-44-220	NEW	81-15-070
275-96-021	REP-P	81-15-092	284-15-040	NEW	81-03-082	284-50-305	AMD-P	81-22-062
275-96-021	REP-W	81-20-072	284-15-050	NEW	81-03-082	284-50-305	AMD	82-01-017
275-96-022	REP-P	81-15-092	284-17-220	AMD-P	81-15-041	284-50-320	AMD-P	81-22-062
275-96-022	REP-W	81-20-072	284-17-220	AMD	81-18-049	284-50-320	AMD	82-01-017
275-96-025	REP-P	81-15-092	284-17-250	AMD-P	81-15-041	284-50-380	AMD-P	81-22-062
275-96-025	REP-W	81-20-072	284-17-250	AMD	81-18-049	284-50-380	AMD	82-01-017
275-96-030	REP-P	81-15-092	284-17-270	AMD-P	81-15-041	284-50-450	REP-P	81-22-062
275-96-030	REP-W	81-20-072	284-17-270	AMD	81-18-049	284-50-450	REP	82-01-017
275-96-045	REP-P	81-15-092	284-17-310	AMD-P	81-15-041	284-50-455	REP-P	81-22-062
275-96-045	REP-W	81-20-072	284-17-310	AMD	81-18-049	284-50-455	REP	82-01-017
275-96-050	REP-P	81-15-092	284-20-005	REP-P	81-23-023	284-50-460	REP-P	81-22-062
275-96-050	REP-W	81-20-072	284-20-006	NEW-P	81-23-023	284-50-460	REP	82-01-017
275-96-055	REP-P	81-15-092	284-25	NEW-P	81-06-011	284-50-465	REP-P	81-22-062
275-96-055	REP-W	81-20-072	284-25	NEW-P	81-10-046	284-50-465	REP	82-01-017
275-96-060	REP-P	81-15-092	284-25	NEW-W	81-14-017	284-51-010	NEW-P	81-09-008
275-96-060	REP-W	81-20-072	284-30-005	REP-P	81-15-069	284-51-010	NEW	81-14-001
275-96-065	REP-P	81-15-092	284-30-005	REP	81-18-038	284-51-020	NEW-P	81-09-008
275-96-065	REP-W	81-20-072	284-30-010	REP-P	81-15-069	284-51-020	NEW	81-14-001
275-96-070	REP-P	81-15-092	284-30-010	REP	81-18-038	284-51-030	NEW-P	81-09-008
275-96-070	REP-W	81-20-072	284-30-100	REP-P	81-15-069	284-51-030	NEW	81-14-001
275-102-475	REP-P	81-15-092	284-30-100	REP	81-18-038	284-51-040	NEW-P	81-09-008
275-102-475	REP-W	81-20-072	284-30-110	REP-P	81-15-069	284-51-040	NEW	81-14-001
275-102-480	REP-P	81-15-092	284-30-110	REP	81-18-038	284-51-050	NEW-P	81-09-008
275-102-480	REP-W	81-20-072	284-30-120	REP-P	81-15-069	284-51-050	NEW	81-14-001
275-102-485	REP-P	81-15-092	284-30-120	REP	81-18-038	284-51-060	NEW-P	81-09-008
275-102-485	REP-W	81-20-072	284-30-130	REP-P	81-15-069	284-51-060	NEW	81-14-001
275-102-490	REP-P	81-15-092	284-30-130	REP	81-18-038	284-51-070	NEW-P	81-09-008
275-102-490	REP-W	81-20-072	284-30-140	REP-P	81-15-069	284-51-070	NEW	81-14-001
275-102-495	REP-P	81-15-092	284-30-140	REP	81-18-038	284-51-080	NEW-P	81-09-008
275-102-495	REP-W	81-20-072	284-30-150	REP-P	81-15-069	284-51-080	NEW	81-14-001
275-110-020	AMD-E	81-09-047	284-30-150	REP	81-18-038	284-51-090	NEW-P	81-09-008
275-110-020	AMD-P	81-09-048	284-30-160	REP-P	81-15-069	284-51-090	NEW	81-14-001
275-110-020	AMD-E	81-12-027	284-30-160	REP	81-18-038	284-51-100	NEW-P	81-09-008
275-110-020	AMD-P	81-12-035	284-30-170	REP-P	81-15-069	284-51-100	NEW	81-14-001
275-110-020	AMD	81-15-061	284-30-170	REP	81-18-038	284-51-110	NEW-P	81-09-008
275-110-040	AMD-E	81-09-047	284-30-180	REP-P	81-15-069	284-51-110	NEW	81-14-001
275-110-040	AMD-P	81-09-048	284-30-180	REP	81-18-038	284-51-120	NEW-P	81-09-008
275-110-040	AMD-E	81-12-027	284-30-190	REP-P	81-15-069	284-51-120	NEW	81-14-001
275-110-040	AMD-P	81-12-035	284-30-190	REP	81-18-038	284-51-130	NEW-P	81-09-008
275-110-040	AMD	81-15-061	284-30-200	REP-P	81-15-069	284-51-130	NEW	81-14-001
275-110-050	AMD-E	81-12-027	284-30-200	REP	81-18-038	284-51-140	NEW-P	81-09-008
275-110-050	AMD-P	81-12-035	284-30-200	REP-P	81-15-069	284-51-140	NEW	81-14-001
275-110-050	AMD	81-15-061	284-30-990	REP	81-18-038	284-51-150	NEW-P	81-09-008
275-110-060	AMD-E	81-12-027	284-30-991	REP-P	81-15-069	284-51-150	NEW	81-14-001
275-110-060	AMD-P	81-12-035	284-30-991	REP	81-18-038	284-51-160	NEW-P	81-09-008
275-110-060	AMD	81-15-061	284-44-045	NEW-P	81-23-040	284-51-160	NEW	81-14-001
275-110-070	AMD-E	81-12-027	284-44-060	REP-P	81-12-047	284-51-170	NEW-P	81-09-008
275-110-070	AMD-P	81-12-035	284-44-060	REP	81-15-070	284-51-170	NEW	81-14-001
275-110-070	AMD	81-15-061	284-44-100	NEW-P	81-12-047	284-51-180	NEW	81-14-001
275-110-080	AMD-E	81-09-047	284-44-100	NEW	81-15-070	284-55	NEW-P	81-22-063
275-110-080	AMD-P	81-09-048	284-44-110	NEW-P	81-12-047	284-55	NEW	82-01-016

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284-55-020	NEW	82-01-016	289-13-110	AMD	82-01-090	289-18-110	NEW	81-08-014
284-55-030	NEW-P	81-22-063	289-13-120	AMD-P	81-22-069	289-18-120	NEW	81-08-014
284-55-030	NEW	82-01-016	289-13-120	AMD	82-01-090	289-18-200	NEW	81-07-057
284-55-040	NEW-P	81-22-063	289-13-140	REP-P	81-22-069	289-18-210	NEW	81-07-057
284-55-040	NEW	82-01-016	289-13-140	REP	82-01-090	289-18-220	NEW	81-07-057
284-55-050	NEW-P	81-22-063	289-13-150	AMD-P	81-22-069	289-19	NEW-P	81-04-062
284-55-050	NEW	82-01-016	289-13-150	AMD	82-01-090	289-19-010	NEW	81-08-014
284-55-060	NEW-P	81-22-063	289-13-170	AMD	81-03-029	289-19-100	NEW	81-08-014
284-55-060	NEW	82-01-016	289-13-170	AMD-E	81-13-051	289-19-110	NEW	81-08-014
284-55-070	NEW-P	81-22-063	289-13-170	AMD-P	81-14-075	289-19-120	NEW	81-08-014
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284-55-080	NEW-P	81-22-063	289-13-170	AMD	81-18-078	289-19-200	NEW	81-07-057
284-55-080	NEW	82-01-016	289-13-180	AMD-P	81-22-069	289-19-210	NEW	81-07-057
284-55-090	NEW-P	81-22-063	289-13-180	AMD	82-01-090	289-19-220	NEW	81-07-057
284-55-090	NEW	82-01-016	289-13-190	AMD-P	81-08-072	289-19-230	NEW	81-07-057
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284-55-110	NEW-P	81-22-063	289-13-190	AMD	82-01-090	289-20-020	REP	81-07-057
284-55-110	NEW	82-01-016	289-14	AMD-P	81-04-062	289-20-030	REP	81-07-057
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287-02-010	NEW-P	81-19-120	289-14-005	AMD	81-08-014	289-20-050	REP	81-07-057
287-02-010	NEW	81-23-012	289-14-010	AMD	81-07-057	289-20-100	NEW	81-08-014
287-02-020	NEW-P	81-19-120	289-14-020	REP	81-07-057	289-20-105	NEW	81-08-014
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287-02-060	NEW-P	81-19-120	289-14-220	AMD-P	81-22-070	289-20-170	NEW	81-08-014
287-02-060	NEW	81-23-012	289-14-230	NEW	81-07-057	289-20-170	AMD-P	81-18-080
287-02-070	NEW-P	81-19-120	289-15	NEW-P	81-04-062	289-20-170	AMD	81-22-068
287-02-070	NEW	81-23-012	289-15-100	NEW	81-08-014	289-20-180	NEW	81-08-014
287-02-080	NEW-P	81-19-120	289-15-110	NEW	81-08-014	289-20-180	AMD-P	81-18-080
287-02-080	NEW	81-23-012	289-15-120	NEW	81-08-014	289-20-180	AMD	81-22-068
287-02-090	NEW-P	81-19-120	289-15-130	NEW	81-08-014	289-20-190	NEW	81-08-014
287-02-090	NEW	81-23-012	289-15-200	NEW	81-07-057	289-20-200	NEW	81-07-057
287-02-100	NEW-P	81-19-120	289-15-210	NEW	81-07-057	289-20-205	NEW	81-07-057
287-02-100	NEW	81-23-012	289-15-220	NEW-P	81-04-063	289-20-205	AMD-P	82-01-110
287-02-110	NEW-P	81-19-120	289-15-220	NEW	81-08-001	289-20-210	NEW	81-07-057
287-02-110	NEW	81-23-012	289-15-220	AMD-P	81-14-076	289-20-210	AMD-P	82-01-110
287-02-120	NEW-P	81-19-120	289-15-220	AMD	82-01-091	289-20-220	NEW	81-07-057
287-02-120	NEW	81-23-012	289-15-220	AMD-P	81-22-071	289-20-230	NEW	81-07-057
287-02-130	NEW-P	81-19-120	289-15-230	NEW	81-07-057	289-20-240	NEW	81-07-057
287-02-130	NEW	81-23-012	289-16	NEW-P	81-04-062	289-20-250	NEW	81-07-057
287-02-140	NEW-P	81-19-120	289-16-010	REP	81-07-057	289-20-260	NEW	81-07-057
287-02-140	NEW	81-23-012	289-16-020	REP	81-07-057	289-20-260	AMD-P	81-18-080
287-04	NEW	81-23-012	289-16-030	REP	81-07-057	289-20-260	AMD	81-22-068
287-04-010	NEW-P	81-19-120	289-16-040	REP	81-07-057	289-20-265	NEW	81-07-057
287-04-010	NEW	81-23-012	289-16-100	NEW	81-08-014	289-20-270	NEW	81-07-057
287-04-020	NEW-P	81-19-120	289-16-110	NEW	81-08-014	289-20-270	AMD-P	81-18-080
287-04-020	NEW	81-23-012	289-16-120	NEW	81-08-014	289-20-270	AMD	81-22-068
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287-04-030	NEW	81-23-012	289-16-140	NEW	81-08-014	289-20-290	NEW	81-07-057
287-04-040	NEW-P	81-19-120	289-16-150	NEW	81-08-014	289-22	NEW-P	81-04-062
287-04-040	NEW	81-23-012	289-16-160	NEW	81-08-014	289-22-010	REP	81-07-057
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287-06-010	NEW-P	81-19-120	289-16-210	NEW	81-07-057	289-22-100	NEW	81-08-014
287-06-010	NEW	81-23-012	289-16-220	NEW	81-07-057	289-22-110	NEW	81-08-014
289-13-070	AMD	81-03-029	289-16-230	NEW-P	81-04-063	289-22-200	NEW	81-07-057
289-13-070	AMD-P	81-22-069	289-16-230	NEW	81-07-057	289-22-210	NEW	81-07-057
289-13-075	NEW	81-03-029	289-16-230	AMD	81-08-001	289-24	NEW-P	81-04-062
289-13-075	AMD-P	81-22-069	289-16-240	NEW	81-07-057	289-24-010	REP	81-07-057
289-13-075	AMD	82-01-090	289-16-250	NEW	81-07-057	289-24-010	AMD	81-08-014
289-13-090	REP-P	81-22-069	289-16-260	NEW	81-07-057	289-24-020	REP	81-07-057
289-13-090	REP	82-01-090	289-18	NEW-P	81-04-062	289-24-030	REP	81-07-057
289-13-105	REP-P	81-22-069	289-18	AMD	81-07-057	289-24-040	REP	81-07-057
289-13-105	REP	82-01-090	289-18-010	REP	81-07-057	289-24-050	REP	81-07-057
289-13-110	AMD	81-03-029	289-18-020	REP	81-07-057	289-24-100	NEW	81-08-014
			289-18-030	REP	81-07-057	289-24-110	NEW	81-08-014

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289-24-200	NEW	81-07-057	296-17-686	AMD	81-24-042	296-17-915	NEW	81-04-024
289-24-210	NEW	81-07-057	296-17-689	AMD-P	81-20-078	296-17-915	AMD-P	82-01-100
289-24-220	NEW	81-07-057	296-17-689	AMD	81-24-042	296-17-916	NEW	81-04-024
289-30-060	NEW-P	81-04-064	296-17-690	AMD-P	81-20-078	296-17-917	NEW	81-04-024
289-30-060	NEW	81-07-058	296-17-690	AMD	81-24-042	296-17-917	AMD-P	82-01-100
289-30-060	REP-P	81-14-077	296-17-694	AMD-P	81-20-078	296-17-919	NEW	81-04-024
289-30-060	REP	81-18-079	296-17-694	AMD	81-24-042	296-17-919	AMD-P	81-20-078
296-15-040	REP	81-10-052	296-17-695	AMD-P	81-20-078	296-17-919	AMD	81-24-042
296-15-044	NEW-P	81-08-063	296-17-695	AMD	81-24-042	296-17-919	AMD-P	82-01-100
296-15-044	NEW	81-10-052	296-17-700	AMD-P	81-20-078	296-17-91901	NEW	81-04-024
296-15-070	AMD-E	81-14-071	296-17-700	AMD	81-24-042	296-17-91901	AMD-P	82-01-100
296-15-070	AMD-E	81-15-020	296-17-703	AMD-P	81-20-078	296-17-91902	NEW	81-04-024
296-15-070	AMD-E	81-20-034	296-17-703	AMD	81-24-042	296-17-91902	AMD-P	82-01-100
296-15-070	AMD-P	81-20-091	296-17-706	AMD-P	81-20-078	296-17-920	AMD-P	81-20-078
296-15-070	AMD-C	81-23-048	296-17-706	AMD	81-24-042	296-17-920	AMD	81-24-042
296-15-070	AMD	81-24-040	296-17-707	AMD-P	81-20-078	296-20	AMD-C	81-22-047
296-15-215	NEW-E	81-14-070	296-17-707	AMD	81-24-042	296-20	AMD-C	81-24-005
296-15-215	NEW-E	81-20-035	296-17-708	AMD-P	81-20-078	296-20-010	AMD-P	81-19-128
296-15-215	NEW-P	81-20-091	296-17-708	AMD	81-24-042	296-20-010	AMD	81-24-041
296-15-215	NEW	81-23-047	296-17-717	AMD-P	81-20-078	296-20-01002	AMD-P	81-19-128
296-17	AMD-C	81-24-004	296-17-717	AMD	81-24-042	296-20-01002	AMD	81-24-041
296-17-350	AMD-E	81-14-069	296-17-719	AMD-P	81-20-078	296-20-01501	AMD-P	81-19-128
296-17-350	AMD-E	81-20-036	296-17-719	AMD	81-24-042	296-20-01501	AMD	81-24-041
296-17-350	AMD-P	81-20-078	296-17-720	REP-P	81-20-078	296-20-030	AMD-P	81-19-128
296-17-350	AMD	81-24-042	296-17-720	REP	81-24-042	296-20-030	AMD	81-24-041
296-17-514	AMD-P	81-20-078	296-17-721	AMD-P	81-20-078	296-20-03001	AMD-P	81-19-128
296-17-514	AMD	81-24-042	296-17-721	AMD	81-24-042	296-20-03001	AMD	81-24-041
296-17-534	AMD-P	81-20-078	296-17-731	AMD-P	81-20-078	296-20-03002	AMD-P	81-19-128
296-17-534	AMD	81-24-042	296-17-731	AMD	81-24-042	296-20-03002	AMD	81-24-041
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296-17-53502	NEW	81-24-042	296-17-736	AMD	81-24-042	296-20-03003	AMD	81-24-041
296-17-536	AMD-P	81-20-078	296-17-758	AMD-P	81-20-078	296-20-035	AMD-P	81-19-128
296-17-536	AMD	81-24-042	296-17-758	AMD	81-24-042	296-20-035	AMD	81-24-041
296-17-563	AMD-P	81-20-078	296-17-761	AMD-P	81-20-078	296-20-06101	AMD-P	81-19-128
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296-17-568	AMD-P	81-20-078	296-17-765	NEW-E	81-14-069	296-20-1102	AMD-P	81-19-128
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296-17-576	AMD-P	81-20-078	296-17-765	NEW-P	81-20-078	296-20-1103	AMD-P	81-19-128
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296-17-580	AMD-P	81-20-078	296-17-766	NEW-E	81-14-069	296-20-121	AMD-P	81-19-128
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296-17-582	AMD-P	81-20-078	296-17-766	NEW-P	81-20-078	296-20-12502	AMD-P	81-19-128
296-17-582	AMD	81-24-042	296-17-766	NEW	81-24-042	296-20-12502	AMD	81-24-041
296-17-58201	AMD-P	81-20-078	296-17-855	AMD-P	81-20-078	296-20-135	AMD-P	81-19-128
296-17-58201	AMD	81-24-042	296-17-855	AMD	81-24-042	296-20-135	AMD	81-24-041
296-17-583	AMD-P	81-20-078	296-17-870	AMD-P	81-20-078	296-20-140	AMD-P	81-19-128
296-17-583	AMD	81-24-042	296-17-870	AMD	81-24-042	296-20-140	AMD	81-24-041
296-17-594	AMD-P	81-20-078	296-17-875	AMD-P	81-20-078	296-20-145	AMD-P	81-19-128
296-17-594	AMD	81-24-042	296-17-875	AMD	81-24-042	296-20-145	AMD	81-24-041
296-17-595	AMD-P	81-20-078	296-17-880	AMD-P	81-20-078	296-20-150	AMD-P	81-19-128
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296-17-596	AMD-P	81-20-078	296-17-885	AMD-P	81-20-078	296-20-155	AMD-P	81-19-128
296-17-596	AMD	81-24-042	296-17-885	AMD	81-24-042	296-20-155	AMD	81-24-041
296-17-620	AMD-P	81-20-078	296-17-890	AMD-P	81-20-078	296-20-680	REP-P	81-19-128
296-17-620	AMD	81-24-042	296-17-890	AMD	81-24-042	296-20-690	REP-P	81-19-128
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296-17-652	AMD-P	81-20-078	296-17-895	AMD	81-24-042	296-21-011	AMD-P	81-19-128
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296-17-654	AMD-P	81-20-078	296-17-905	AMD	81-04-024	296-21-013	AMD-P	81-19-128
296-17-654	AMD	81-24-042	296-17-907	NEW	81-04-024	296-21-013	AMD	81-24-041
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296-17-66002	NEW	81-24-042	296-17-910	AMD-P	82-01-100	296-21-015	AMD	81-24-041
296-17-676	AMD-P	81-20-078	296-17-911	NEW	81-04-024	296-21-025	AMD-P	81-19-128
296-17-676	AMD	81-24-042	296-17-911	AMD-P	82-01-100	296-21-025	AMD	81-24-041
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296-17-685	AMD-P	81-20-078	296-17-913	AMD-P	82-01-100	296-21-030	AMD-P	81-19-128
296-17-685	AMD	81-24-042	296-17-914	NEW	81-04-024	296-21-030	AMD	81-24-041

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296-21-128	AMD 81-24-041	296-23-025	AMD 81-24-041	296-24-08111	REP-P 81-07-051
296-22	AMD-C 81-22-047	296-23-030	AMD-P 81-19-128	296-24-08111	REP-P 81-16-008
296-22	AMD-C 81-24-005	296-23-030	AMD 81-24-041	296-24-08111	REP 81-16-016
296-22-010	AMD-P 81-19-128	296-23-035	AMD-P 81-19-128	296-24-08113	REP-P 81-07-051
296-22-010	AMD 81-24-041	296-23-035	AMD 81-24-041	296-24-08113	REP-P 81-16-008
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296-27-16001	NEW-E 81-08-035	296-45-66003	NEW-E 81-07-049	296-48-765	REP-P 81-21-063
296-27-16001	NEW-P 81-10-059	296-45-66003	NEW-P 81-07-051	296-48-770	REP-P 81-21-063
296-27-16001	NEW 81-14-006	296-45-66003	NEW-E 81-13-052	296-48-775	REP-P 81-21-063
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296-27-16005	NEW-P 81-10-059	296-45-66007	NEW 81-13-053	296-48-800	AMD-E 81-21-018
296-27-16005	NEW 81-14-006	296-45-66009	NEW-E 81-07-049	296-48-800	REP-P 81-21-063
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296-27-16013	NEW-P 81-10-059	296-46-424	AMD 81-06-037	296-48A-990	REP-P 81-21-063
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296-27-16015	NEW-E 81-14-020	296-46-525	REP 81-06-037	296-48B-015	REP-P 81-23-049
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296-48B-085	REP-P	81-23-049	296-48B-520	REP-P	81-23-049	296-62-05209	NEW-P	81-13-027
296-48B-090	REP-P	81-23-049	296-48B-525	REP-P	81-23-049	296-62-05209	NEW	81-18-029
296-48B-095	REP-P	81-23-049	296-48B-530	REP-P	81-23-049	296-62-05211	NEW-P	81-13-027
296-48B-100	REP-P	81-23-049	296-48B-535	REP-P	81-23-049	296-62-05211	NEW	81-18-029
296-48B-105	REP-P	81-23-049	296-48B-540	REP-P	81-23-049	296-62-05213	NEW-P	81-13-027
296-48B-115	REP-P	81-23-049	296-48B-550	REP-P	81-23-049	296-62-05213	NEW	81-18-029
296-48B-120	REP-P	81-23-049	296-48B-555	REP-P	81-23-049	296-62-05215	NEW-P	81-13-027
296-48B-125	REP-P	81-23-049	296-48B-560	REP-P	81-23-049	296-62-05215	NEW	81-18-029
296-48B-140	REP-P	81-23-049	296-48B-565	REP-P	81-23-049	296-62-05217	NEW-P	81-13-027
296-48B-142	REP-P	81-23-049	296-48B-570	REP-P	81-23-049	296-62-05217	NEW	81-18-029
296-48B-143	REP-P	81-23-049	296-48B-575	REP-P	81-23-049	296-62-05219	NEW-P	81-13-027
296-48B-145	REP-P	81-23-049	296-48B-580	REP-P	81-23-049	296-62-05219	NEW	81-18-029
296-48B-150	REP-P	81-23-049	296-48B-585	REP-P	81-23-049	296-62-05221	NEW-P	81-13-026
296-48B-160	REP-P	81-23-049	296-48B-590	REP-P	81-23-049	296-62-05221	NEW	81-18-029
296-48B-165	REP-P	81-23-049	296-48B-595	REP-P	81-23-049	296-62-05223	NEW-P	81-13-026
296-48B-175	REP-P	81-23-049	296-48B-598	REP-P	81-23-049	296-62-05223	NEW	81-18-029
296-48B-177	REP-P	81-23-049	296-48B-600	REP-P	81-23-049	296-62-071	NEW-P	81-07-027
296-48B-178	REP-P	81-23-049	296-48B-610	REP-P	81-23-049	296-62-071	NEW-P	81-16-008
296-48B-179	REP-P	81-23-049	296-48B-615	REP-P	81-23-049	296-62-071	NEW	81-16-016
296-48B-180	REP-P	81-23-049	296-48B-620	REP-P	81-23-049	296-62-07101	NEW-P	81-07-027
296-48B-185	REP-P	81-23-049	296-48B-675	REP-P	81-23-049	296-62-07101	NEW	81-16-016
296-48B-190	REP-P	81-23-049	296-48B-680	REP-P	81-23-049	296-62-07103	NEW-P	81-07-027
296-48B-19001	REP-P	81-23-049	296-48B-685	REP-P	81-23-049	296-62-07103	NEW	81-16-016
296-48B-19002	REP-P	81-23-049	296-48B-690	REP-P	81-23-049	296-62-07105	NEW-P	81-07-027
296-48B-19003	REP-P	81-23-049	296-48B-695	REP-P	81-23-049	296-62-07105	NEW	81-16-016
296-48B-19004	REP-P	81-23-049	296-48B-700	REP-P	81-23-049	296-62-07107	NEW-P	81-07-027
296-48B-19005	REP-P	81-23-049	296-48B-725	REP-P	81-23-049	296-62-07107	NEW	81-16-016
296-48B-193	REP-P	81-23-049	296-48B-730	REP-P	81-23-049	296-62-07107	AMD-P	81-19-131
296-48B-196	REP-P	81-23-049	296-48B-735	REP-P	81-23-049	296-62-07107	AMD-C	82-01-044
296-48B-200	REP-P	81-23-049	296-48B-740	REP-P	81-23-049	296-62-07109	NEW-P	81-07-027
296-48B-210	REP-P	81-23-049	296-48B-800	REP-P	81-23-049	296-62-07109	NEW	81-16-016
296-48B-215	REP-P	81-23-049	296-48B-805	REP-P	81-23-049	296-62-07109	AMD-P	81-19-131
296-48B-220	REP-P	81-23-049	296-48B-810	REP-P	81-23-049	296-62-07111	NEW-P	81-07-027
296-48B-225	REP-P	81-23-049	296-48B-815	REP-P	81-23-049	296-62-07111	NEW	81-16-016
296-48B-230	REP-P	81-23-049	296-48B-820	REP-P	81-23-049	296-62-07113	NEW-P	81-07-027
296-48B-235	REP-P	81-23-049	296-48B-825	REP-P	81-23-049	296-62-07113	NEW	81-16-016
296-48B-245	REP-P	81-23-049	296-48B-830	REP-P	81-23-049	296-62-07115	NEW-P	81-07-027
296-48B-250	REP-P	81-23-049	296-48B-835	REP-P	81-23-049	296-62-07115	NEW	81-16-016
296-48B-255	REP-P	81-23-049	296-52	AMD-C	82-01-007	296-62-07117	NEW-P	81-07-027
296-48B-260	REP-P	81-23-049	296-52-020	AMD-P	81-19-131	296-62-07117	NEW	81-16-016
296-48B-265	REP-P	81-23-049	296-52-025	AMD-P	81-19-131	296-62-07119	NEW-P	81-07-027
296-48B-270	REP-P	81-23-049	296-52-030	AMD	81-07-048	296-62-07119	NEW	81-16-016
296-48B-275	REP-P	81-23-049	296-52-040	AMD-P	81-19-131	296-62-07121	NEW-P	81-07-027
296-48B-280	REP-P	81-23-049	296-52-043	AMD	81-07-048	296-62-07121	NEW	81-16-016
296-48B-285	REP-P	81-23-049	296-52-043	AMD-E	82-01-023	296-62-07123	NEW-P	81-07-027
296-48B-290	REP-P	81-23-049	296-52-050	AMD	81-07-048	296-62-07125	NEW-P	81-07-027
296-48B-295	REP-P	81-23-049	296-52-050	AMD-P	81-19-131	296-62-07302	AMD	81-07-048
296-48B-400	REP-P	81-23-049	296-52-090	AMD	81-07-048	296-62-07304	AMD	81-07-048
296-48B-405	REP-P	81-23-049	296-52-095	AMD	81-07-048	296-62-07306	AMD-P	81-07-051
296-48B-410	REP-P	81-23-049	296-52-150	AMD-P	81-19-131	296-62-07306	AMD	81-16-015
296-48B-415	REP-P	81-23-049	296-52-165	AMD-P	81-19-131	296-62-07310	AMD	81-07-048
296-48B-420	REP-P	81-23-049	296-52-167	AMD-P	81-19-131	296-62-07312	AMD	81-07-048
296-48B-425	REP-P	81-23-049	296-52-390	AMD-P	81-19-131	296-62-07329	AMD-P	81-07-051
296-48B-430	REP-P	81-23-049	296-52-9001	AMD-P	81-19-131	296-62-07329	AMD-P	81-13-027
296-48B-435	REP-P	81-23-049	296-52-9002	AMD-P	81-19-131	296-62-07329	AMD	81-16-015
296-48B-440	REP-P	81-23-049	296-52-9003	AMD-P	81-19-131	296-62-07329	AMD	81-18-029
296-48B-445	REP-P	81-23-049	296-52-9005	AMD-P	81-19-131	296-62-07341	AMD-P	81-07-051
296-48B-450	REP-P	81-23-049	296-52-9006	AMD-P	81-19-131	296-62-07341	AMD-P	81-13-027
296-48B-455	REP-P	81-23-049	296-52-9007	AMD-P	81-19-131	296-62-07341	AMD	81-16-015
296-48B-460	REP-P	81-23-049	296-54-559	AMD	81-05-013	296-62-07341	AMD	81-18-029
296-48B-465	REP-P	81-23-049	296-54-565		81-05-013	296-62-07345	AMD-P	81-07-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-62-07345	AMD-P	81-13-027	296-62-09045	NEW-P	81-07-027	296-78-170	REP-P	81-13-027
296-62-07345	AMD	81-16-015	296-62-09045	NEW-P	81-19-131	296-78-170	REP	81-18-029
296-62-07345	AMD	81-18-029	296-62-09045	NEW-C	82-01-044	296-78-180	REP-P	81-13-027
296-62-07347	AMD-P	81-07-051	296-62-09047	NEW-P	81-07-027	296-78-180	REP	81-18-029
296-62-07347	AMD-P	81-13-027	296-62-09047	NEW-P	81-19-131	296-78-185	REP-P	81-13-027
296-62-07347	AMD	81-16-015	296-62-09047	NEW-C	82-01-044	296-78-185	REP	81-18-029
296-62-07347	AMD	81-18-029	296-62-09049	NEW-P	81-07-027	296-78-190	REP-P	81-13-027
296-62-07349	AMD-P	81-07-051	296-62-09049	NEW-P	81-19-131	296-78-190	REP	81-18-029
296-62-07349	AMD-P	81-13-027	296-62-09049	NEW-C	82-01-044	296-78-195	REP-P	81-13-027
296-62-07349	AMD	81-16-015	296-62-09051	NEW-P	81-07-027	296-78-195	REP	81-18-029
296-62-07349	AMD	81-18-029	296-62-09051	NEW-P	81-19-131	296-78-200	REP-P	81-13-027
296-62-07501	AMD-P	81-07-051	296-62-09051	NEW-C	82-01-044	296-78-200	REP	81-18-029
296-62-07501	AMD	81-16-015	296-62-09053	NEW-P	81-07-027	296-78-205	REP-P	81-13-027
296-62-07501	AMD-P	81-19-131	296-62-09053	NEW-P	81-19-131	296-78-205	REP	81-18-029
296-62-07501	AMD-C	82-01-044	296-62-09053	NEW-C	82-01-044	296-78-210	REP-P	81-13-027
296-62-07515	AMD-P	81-07-051	296-62-09055	NEW-P	81-07-027	296-78-210	REP	81-18-029
296-62-07515	AMD	81-16-015	296-62-09055	NEW-P	81-19-131	296-78-215	REP-P	81-13-027
296-62-07517	AMD-P	81-07-051	296-62-09055	NEW-C	82-01-044	296-78-215	REP	81-18-029
296-62-07517	AMD-P	81-13-027	296-62-09057	NEW-P	81-07-027	296-78-220	REP-P	81-13-027
296-62-07517	AMD	81-16-015	296-62-09057	NEW-P	81-19-131	296-78-220	REP	81-18-029
296-62-07517	AMD	81-18-029	296-62-09057	NEW-C	82-01-044	296-78-225	REP-P	81-13-027
296-62-07519	NEW-P	81-07-051	296-62-09059	NEW-P	81-07-027	296-78-225	REP	81-18-029
296-62-07519	NEW-P	81-16-008	296-62-09059	NEW-P	81-19-131	296-78-230	REP-P	81-13-027
296-62-07519	NEW	81-16-016	296-62-09059	NEW-C	82-01-044	296-78-230	REP	81-18-029
296-62-09011	AMD-P	81-07-027	296-62-09061	NEW-P	81-07-027	296-78-235	REP-P	81-13-027
296-62-09011	AMD-P	81-13-027	296-62-09061	NEW-P	81-19-131	296-78-235	REP	81-18-029
296-62-09011	AMD	81-16-016	296-62-09061	NEW-C	82-01-044	296-78-240	REP-P	81-13-027
296-62-09011	AMD-P	81-19-131	296-62-09063	NEW-P	81-07-027	296-78-240	REP	81-18-029
296-62-09011	AMD-C	82-01-044	296-62-100	AMD-P	81-07-051	296-78-245	REP-P	81-13-027
296-62-09015	NEW-P	81-07-027	296-62-100	AMD	81-16-015	296-78-245	REP	81-18-029
296-62-09015	NEW-P	81-19-131	296-62-11015	AMD-P	81-07-051	296-78-250	REP-P	81-13-027
296-62-09015	NEW-C	82-01-044	296-62-11015	AMD	81-16-015	296-78-250	REP	81-18-029
296-62-09017	NEW-P	81-07-027	296-62-11019	AMD-P	81-07-051	296-78-255	REP-P	81-13-027
296-62-09017	NEW-P	81-19-131	296-62-11019	AMD	81-16-015	296-78-255	REP	81-18-029
296-62-09017	NEW-C	82-01-044	296-62-11021	AMD-P	81-07-051	296-78-260	REP-P	81-13-027
296-62-09019	NEW-P	81-07-027	296-62-11021	AMD	81-16-015	296-78-260	REP	81-18-029
296-62-09019	NEW-P	81-19-131	296-62-14507	AMD-P	81-07-051	296-78-265	REP-P	81-13-027
296-62-09019	NEW-C	82-01-044	296-62-14507	AMD	81-16-015	296-78-265	REP	81-18-029
296-62-09021	NEW-P	81-07-027	296-62-14525	AMD-P	81-19-131	296-78-270	REP-P	81-13-027
296-62-09021	NEW-P	81-19-131	296-62-14525	AMD-C	82-01-044	296-78-270	REP	81-18-029
296-62-09021	NEW-C	82-01-044	296-62-14531	AMD-P	81-07-051	296-78-275	REP-P	81-13-027
296-62-09023	NEW-P	81-07-027	296-62-14531	AMD-P	81-13-027	296-78-275	REP	81-18-029
296-62-09023	NEW-P	81-19-131	296-62-14531	AMD	81-16-015	296-78-280	REP-P	81-13-027
296-62-09023	NEW-C	82-01-044	296-62-14531	AMD	81-18-029	296-78-280	REP	81-18-029
296-62-09025	NEW-P	81-07-027	296-62-14533	AMD-P	81-07-051	296-78-285	REP-P	81-13-027
296-62-09025	NEW-P	81-19-131	296-62-14533	AMD	81-16-015	296-78-285	REP	81-18-029
296-62-09025	NEW-C	82-01-044	296-62-14533	AMD-P	81-19-131	296-78-290	REP-P	81-13-027
296-62-09027	NEW-P	81-07-027	296-62-14533	AMD-C	82-01-044	296-78-290	REP	81-18-029
296-62-09027	NEW-P	81-19-131	296-62-146	NEW-P	81-13-026	296-78-295	REP-P	81-13-027
296-62-09027	NEW-C	82-01-044	296-62-146	NEW	81-18-029	296-78-295	REP	81-18-029
296-62-09029	NEW-P	81-07-027	296-62-14601	NEW-P	81-13-026	296-78-300	REP-P	81-13-027
296-62-09029	NEW-P	81-19-131	296-62-14601	NEW	81-18-029	296-78-300	REP	81-18-029
296-62-09029	NEW-C	82-01-044	296-62-14603	NEW-P	81-13-026	296-78-305	REP-P	81-13-027
296-62-09031	NEW-P	81-07-027	296-62-14603	NEW	81-18-029	296-78-305	REP	81-18-029
296-62-09031	NEW-P	81-19-131	296-62-14605	NEW-P	81-13-026	296-78-315	REP-P	81-13-027
296-62-09031	NEW-C	82-01-044	296-62-14605	NEW	81-18-029	296-78-315	REP	81-18-029
296-62-09033	NEW-P	81-07-027	296-62-14607	NEW-P	81-13-026	296-78-320	REP-P	81-13-027
296-62-09033	NEW-P	81-19-131	296-62-14607	NEW	81-18-029	296-78-320	REP	81-18-029
296-62-09033	NEW-C	82-01-044	296-62-20011	AMD-P	81-07-051	296-78-325	REP-P	81-13-027
296-62-09035	NEW-P	81-07-027	296-62-20011	AMD	81-16-015	296-78-325	REP	81-18-029
296-62-09035	NEW-P	81-19-131	296-62-20023	AMD-P	81-13-027	296-78-330	REP-P	81-13-027
296-62-09035	NEW-C	82-01-044	296-62-20023	AMD	81-18-029	296-78-330	REP	81-18-029
296-62-09037	NEW-P	81-07-027	296-78-005	REP-P	81-13-027	296-78-335	REP-P	81-13-027
296-62-09037	NEW-P	81-19-131	296-78-005	REP	81-18-029	296-78-335	REP	81-18-029
296-62-09037	NEW-C	82-01-044	296-78-007	REP-P	81-13-027	296-78-340	REP-P	81-13-027
296-62-09039	NEW-P	81-07-027	296-78-007	REP	81-18-029	296-78-340	REP	81-18-029
296-62-09039	NEW-P	81-19-131	296-78-030	REP-P	81-13-027	296-78-345	REP-P	81-13-027
296-62-09039	NEW-C	82-01-044	296-78-030	REP	81-18-029	296-78-345	REP	81-18-029
296-62-09041	NEW-P	81-07-027	296-78-035	REP-P	81-13-027	296-78-350	REP-P	81-13-027
296-62-09041	NEW-P	81-19-131	296-78-035	REP	81-18-029	296-78-350	REP	81-18-029
296-62-09041	NEW-C	82-01-044	296-78-040	REP-P	81-13-027	296-78-355	REP-P	81-13-027
296-62-09043	NEW-P	81-07-027	296-78-040	REP	81-18-029	296-78-355	REP	81-18-029
296-62-09043	NEW-P	81-19-131	296-78-045	REP-P	81-13-027	296-78-360	REP-P	81-13-027
296-62-09043	NEW-C	82-01-044	296-78-045	REP	81-18-029	296-78-360	REP	81-18-029

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
296-150B-533	NEW-P 81-23-049	296-150B-780	NEW-P 81-23-049	299-04-020	REMOV
296-150B-537	NEW-P 81-23-049	296-150B-783	NEW-P 81-23-049	299-04-030	REMOV
296-150B-540	NEW-P 81-23-049	296-150B-787	NEW-P 81-23-049	299-04-040	REMOV
296-150B-543	NEW-P 81-23-049	296-150B-790	NEW-P 81-23-049	299-04-050	REMOV
296-150B-547	NEW-P 81-23-049	296-150B-793	NEW-P 81-23-049	299-04-060	REMOV
296-150B-550	NEW-P 81-23-049	296-150B-797	NEW-P 81-23-049	299-04-070	REMOV
296-150B-553	NEW-P 81-23-049	296-150B-800	NEW-P 81-23-049	299-04-080	REMOV
296-150B-557	NEW-P 81-23-049	296-150B-803	NEW-P 81-23-049	299-04-090	REMOV
296-150B-560	NEW-P 81-23-049	296-150B-807	NEW-P 81-23-049	299-04-100	REMOV
296-150B-563	NEW-P 81-23-049	296-150B-810	NEW-P 81-23-049	299-04-110	REMOV
296-150B-567	NEW-P 81-23-049	296-150B-813	NEW-P 81-23-049	299-04-120	REMOV
296-150B-570	NEW-P 81-23-049	296-150B-817	NEW-P 81-23-049	299-04-130	REMOV
296-150B-573	NEW-P 81-23-049	296-150B-820	NEW-P 81-23-049	299-04-140	REMOV
296-150B-577	NEW-P 81-23-049	296-155	AMD-P 81-13-035	299-04-150	REMOV
296-150B-580	NEW-P 81-23-049	296-155-485	AMD-E 82-01-023	299-04-160	REMOV
296-150B-583	NEW-P 81-23-049	296-155-500	AMD-P 81-07-051	299-04-170	REMOV
296-150B-587	NEW-P 81-23-049	296-155-500	AMD 81-13-053	299-04-180	REMOV
296-150B-590	NEW-P 81-23-049	296-155-505	AMD-P 81-07-051	299-04-190	REMOV
296-150B-593	NEW-P 81-23-049	296-155-505	AMD 81-13-053	299-04-200	REMOV
296-150B-597	NEW-P 81-23-049	296-155-50501	NEW-P 81-07-051	299-04-210	REMOV
296-150B-600	NEW-P 81-23-049	296-155-50501	NEW 81-13-053	299-04-220	REMOV
296-150B-603	NEW-P 81-23-049	296-155-650	AMD-P 81-07-051	299-04-230	REMOV
296-150B-607	NEW-P 81-23-049	296-155-650	AMD 81-13-053	299-04-240	REMOV
296-150B-610	NEW-P 81-23-049	296-155-655	AMD-P 81-07-051	299-04-250	REMOV
296-150B-613	NEW-P 81-23-049	296-155-655	AMD 81-13-053	299-04-260	REMOV
296-150B-617	NEW-P 81-23-049	296-155-660	AMD-P 81-07-051	299-04-270	REMOV
296-150B-620	NEW-P 81-23-049	296-155-660	AMD 81-13-053	299-04-280	REMOV
296-150B-623	NEW-P 81-23-049	296-155-665	AMD-P 81-07-051	299-04-290	REMOV
296-150B-627	NEW-P 81-23-049	296-155-665	AMD 81-13-053	299-04-300	REMOV
296-150B-630	NEW-P 81-23-049	296-155-66501	AMD 81-13-053	299-04-310	REMOV
296-150B-633	NEW-P 81-23-049	296-155-66505	AMD-P 81-07-051	299-04-320	REMOV
296-150B-637	NEW-P 81-23-049	296-155-66505	AMD 81-13-053	299-04-330	REMOV
296-150B-640	NEW-P 81-23-049	296-200-005	NEW-P 81-18-053	299-04-340	REMOV
296-150B-643	NEW-P 81-23-049	296-200-005	NEW 81-21-001	299-04-350	REMOV
296-150B-647	NEW-P 81-23-049	296-200-010	REP-P 81-18-053	299-04-360	REMOV
296-150B-650	NEW-P 81-23-049	296-200-010	REP 81-21-001	299-04-370	REMOV
296-150B-653	NEW-P 81-23-049	296-200-015	NEW-P 81-18-053	299-04-380	REMOV
296-150B-657	NEW-P 81-23-049	296-200-015	NEW 81-21-001	299-04-390	REMOV
296-150B-660	NEW-P 81-23-049	296-200-020	REP-P 81-18-053	299-04-400	REMOV
296-150B-663	NEW-P 81-23-049	296-200-020	REP 81-21-001	299-04-410	REMOV
296-150B-667	NEW-P 81-23-049	296-200-025	NEW-P 81-18-053	299-04-420	REMOV
296-150B-670	NEW-P 81-23-049	296-200-025	NEW 81-21-001	299-04-430	REMOV
296-150B-673	NEW-P 81-23-049	296-200-030	REP-P 81-18-053	299-04-440	REMOV
296-150B-677	NEW-P 81-23-049	296-200-030	REP 81-21-001	299-04-450	REMOV
296-150B-680	NEW-P 81-23-049	296-200-035	NEW-P 81-18-053	299-04-460	REMOV
296-150B-683	NEW-P 81-23-049	296-200-035	NEW 81-21-001	299-04-470	REMOV
296-150B-687	NEW-P 81-23-049	296-200-040	NEW-P 81-18-053	299-04-480	REMOV
296-150B-690	NEW-P 81-23-049	296-200-040	NEW 81-21-001	299-04-490	REMOV
296-150B-693	NEW-P 81-23-049	296-200-050	NEW-P 81-18-053	299-04-500	REMOV
296-150B-697	NEW-P 81-23-049	296-200-050	NEW 81-21-001	299-04-510	REMOV
296-150B-700	NEW-P 81-23-049	296-200-060	NEW-P 81-18-053	299-04-520	REMOV
296-150B-703	NEW-P 81-23-049	296-200-060	NEW 81-21-001	299-04-530	REMOV
296-150B-707	NEW-P 81-23-049	296-200-070	NEW-P 81-18-053	299-04-540	REMOV
296-150B-710	NEW-P 81-23-049	296-200-070	NEW 81-21-001	299-04-550	REMOV
296-150B-713	NEW-P 81-23-049	296-200-080	NEW-P 81-18-053	299-04-560	REMOV
296-150B-717	NEW-P 81-23-049	296-200-080	NEW 81-21-001	299-04-570	REMOV
296-150B-720	NEW-P 81-23-049	296-200-090	NEW-P 81-18-053	299-08-010	REMOV
296-150B-723	NEW-P 81-23-049	296-200-090	NEW 81-21-001	299-08-020	REMOV
296-150B-727	NEW-P 81-23-049	296-200-100	NEW-P 81-18-053	299-08-030	REMOV
296-150B-730	NEW-P 81-23-049	296-200-100	NEW 81-21-001	299-08-040	REMOV
296-150B-733	NEW-P 81-23-049	296-200-900	NEW-P 81-18-053	308-04-001	NEW-E 81-03-046
296-150B-737	NEW-P 81-23-049	296-200-900	NEW 81-21-001	308-04-001	NEW-P 81-04-071
296-150B-740	NEW-P 81-23-049	296-306-200	AMD-E 82-01-023	308-04-001	NEW 81-07-045
296-150B-743	NEW-P 81-23-049	296-401	AMD-P 81-05-019	308-12-300	REP-P 81-15-067
296-150B-747	NEW-P 81-23-049	296-401	AMD-P 81-05-025	308-12-300	REP 81-18-044
296-150B-750	NEW-P 81-23-049	296-401-020	AMD 81-06-037	308-12-311	AMD-P 81-15-067
296-150B-753	NEW-P 81-23-049	296-401-050	REP 81-06-037	308-12-311	AMD 81-18-044
296-150B-757	NEW-P 81-23-049	296-401-080	AMD 81-06-037	308-16-211	AMD 81-03-015
296-150B-760	NEW-P 81-23-049	296-401-100	AMD 81-06-037	308-16-212	AMD 81-03-015
296-150B-763	NEW-P 81-23-049	296-401-140	AMD 81-06-037	308-16-215	AMD 81-03-015
296-150B-767	NEW-P 81-23-049	296-401-150	AMD 81-06-037	308-16-216	AMD 81-03-015
296-150B-770	NEW-P 81-23-049	296-401-160	AMD 81-06-037	308-16-217	AMD 81-03-015
296-150B-773	NEW-P 81-23-049	296-401-180	AMD 81-06-037	308-16-218	NEW 81-03-015
296-150B-777	NEW-P 81-23-049	299-04-010	REMOV	308-16-440	NEW-P 82-01-062

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308-16-450	NEW-P 82-01-062	308-40-103	NEW-P 81-24-079	308-97-125	NEW 81-16-010
308-16-460	NEW-P 82-01-062	308-40-104	NEW-P 81-24-079	308-97-150	REP-P 81-13-054
308-16-470	NEW-P 82-01-062	308-40-105	AMD-P 81-24-079	308-97-150	REP 81-16-010
308-24-305	AMD 81-03-016	308-40-110	AMD-P 81-24-079	308-97-175	NEW-P 81-13-054
308-24-320	AMD 81-03-016	308-42-045	AMD-P 81-14-088	308-97-175	NEW 81-16-010
308-24-380	REP-P 81-05-035	308-42-045	AMD 81-19-071	308-97-200	REP-P 81-13-054
308-24-380	REP 81-09-031	308-42-060	AMD-P 81-14-088	308-97-200	REP 81-16-010
308-24-382	NEW-P 81-05-035	308-42-060	AMD 81-19-071	308-97-205	NEW-P 81-13-054
308-24-382	NEW 81-09-031	308-50-055	REP-P 81-05-026	308-97-205	NEW 81-16-010
308-24-384	NEW-P 81-05-035	308-50-055	REP 81-09-030	308-97-210	REP-P 81-13-054
308-24-384	NEW 81-09-031	308-50-080	AMD-P 81-05-026	308-97-210	REP 81-16-010
308-24-403	AMD 81-03-016	308-50-080	AMD 81-09-030	308-97-230	AMD-P 81-13-054
308-24-404	AMD 81-03-016	308-51-010	AMD-P 81-08-042	308-97-230	AMD 81-16-010
308-24-430	AMD 81-03-016	308-51-010	AMD 81-11-005	308-97-250	REP-P 81-13-054
308-24-510	NEW-P 82-01-061	308-52-020	REP 81-03-079	308-97-250	REP 81-16-010
308-24-520	NEW-P 82-01-061	308-52-040	AMD 81-03-079	308-97-270	REP-P 81-13-054
308-24-530	NEW-P 82-01-061	308-52-110	REP 81-03-079	308-97-270	REP 81-16-010
308-24-540	NEW-P 82-01-061	308-52-120	AMD 81-03-079	308-97-290	REP-P 81-13-054
308-33-011	AMD 81-02-031	308-52-132	NEW 81-03-078	308-97-290	REP 81-16-010
308-33-015	REP 81-02-031	308-52-135	AMD-P 81-24-078	308-97-330	REP-P 81-13-054
308-33-020	AMD 81-02-031	308-52-137	REP 81-03-078	308-97-330	REP 81-16-010
308-33-030	AMD 81-02-031	308-52-138	AMD 81-03-078	308-97-370	REP-P 81-13-054
308-36-020	AMD-P 81-04-047	308-52-139	AMD 81-03-078	308-97-370	REP 81-16-010
308-36-020	AMD 81-08-043	308-52-140	AMD 81-03-078	308-97-410	REP-P 81-13-054
308-37-100	NEW-P 81-02-032	308-52-140	AMD-P 81-24-078	308-97-410	REP 81-16-010
308-37-100	NEW 81-06-013	308-52-141	AMD 81-03-078	308-98-010	REP-P 81-15-068
308-37-110	NEW-P 81-02-032	308-52-144	REP 81-03-078	308-98-010	REP 81-18-037
308-37-110	NEW 81-06-013	308-52-201	NEW 81-03-078	308-98-020	REP-P 81-15-068
308-37-120	NEW-P 81-02-032	308-52-201	AMD-P 81-24-078	308-98-020	REP 81-18-037
308-37-120	NEW 81-06-013	308-52-205	NEW 81-03-078	308-98-030	REP-P 81-15-068
308-37-130	NEW-P 81-02-032	308-52-211	NEW 81-03-078	308-98-030	REP 81-18-037
308-37-130	NEW 81-06-013	308-52-215	NEW 81-03-078	308-98-040	REP-P 81-15-068
308-37-140	NEW-P 81-02-032	308-52-221	NEW 81-03-078	308-98-040	REP 81-18-037
308-37-140	NEW 81-06-013	308-52-250	REP 81-03-079	308-98-050	REP-P 81-15-068
308-38	NEW-P 81-06-015	308-52-255	NEW 81-03-079	308-98-050	REP 81-18-037
308-38-100	NEW-P 81-02-032	308-52-406	NEW-P 81-19-124	308-98-060	REP-P 81-15-068
308-38-100	NEW-P 81-10-072	308-52-406	NEW 81-23-051	308-98-060	REP 81-18-037
308-38-100	NEW-P 81-13-042	308-53-130	AMD 81-06-012	308-98-070	REP-P 81-15-068
308-38-100	NEW 81-17-054	308-53-215	NEW 81-06-012	308-98-070	REP 81-18-037
308-38-110	NEW-P 81-02-032	308-53-230	AMD 81-06-012	308-98-080	REP-P 81-15-068
308-38-110	NEW-P 81-10-072	308-54-120	AMD-P 81-09-022	308-98-080	REP 81-18-037
308-38-110	NEW-P 81-13-042	308-54-120	AMD 81-14-037	308-100-010	AMD-P 81-22-077
308-38-110	NEW 81-17-054	308-77-280	NEW-P 81-11-040	308-100-020	AMD-P 81-22-077
308-38-120	NEW-P 81-02-032	308-77-280	NEW 81-14-048	308-100-050	AMD-P 81-22-077
308-38-120	NEW-P 81-10-072	308-92-010	REP 81-02-030	308-100-060	AMD-P 81-22-077
308-38-120	NEW-P 81-13-042	308-92-020	REP 81-02-030	308-100-070	REP-P 81-22-077
308-38-120	NEW 81-17-054	308-92-030	REP 81-02-030	308-102-012	AMD-P 81-22-077
308-38-130	NEW-P 81-02-032	308-92-040	REP 81-02-030	308-102-013	REP-P 81-22-077
308-38-130	NEW-P 81-10-072	308-92-050	REP 81-02-030	308-102-210	AMD-P 81-22-077
308-38-130	NEW-P 81-13-042	308-92-060	REP 81-02-030	308-102-260	AMD-P 81-22-077
308-38-130	NEW 81-17-054	308-92-070	REP 81-02-030	308-102-290	AMD-P 81-22-077
308-38-140	NEW-P 81-02-032	308-92-080	REP 81-02-030	308-104-015	NEW-P 81-22-077
308-38-140	NEW-P 81-10-072	308-92-100	REP 81-02-030	308-104-020	REP-P 81-22-077
308-38-140	NEW-P 81-13-042	308-92-110	REP 81-02-030	308-104-025	NEW-P 81-22-077
308-38-140	NEW 81-17-054	308-92-120	REP 81-02-030	308-104-030	REP-P 81-22-077
308-38-150	NEW-P 81-02-032	308-92-130	REP 81-02-030	308-104-040	AMD-P 81-22-077
308-38-150	NEW-P 81-10-072	308-92-140	REP 81-02-030	308-104-050	AMD-P 81-22-077
308-38-150	NEW-P 81-13-042	308-92-150	REP 81-02-030	308-104-056	AMD-P 81-22-077
308-38-150	NEW 81-17-054	308-92-160	REP 81-02-030	308-104-058	NEW-P 81-22-077
308-38-160	NEW-P 81-02-032	308-92-170	REP 81-02-030	308-104-100	AMD-P 81-22-077
308-38-160	NEW-P 81-10-072	308-92-180	REP 81-02-030	308-104-120	AMD-P 81-22-077
308-38-160	NEW-P 81-13-042	308-92-190	REP 81-02-030	308-104-150	NEW-P 81-22-077
308-38-160	NEW 81-17-054	308-92-200	REP 81-02-030	308-104-160	NEW-P 81-22-077
308-39-100	NEW-P 81-02-032	308-97-050	REP-P 81-13-054	308-104-170	NEW-P 81-22-077
308-39-100	NEW 81-06-013	308-97-050	REP 81-16-010	308-104-180	NEW-P 81-22-077
308-39-110	NEW-P 81-02-032	308-97-060	NEW-P 81-13-054	308-120-100	AMD 81-04-007
308-39-110	NEW 81-06-013	308-97-060	NEW 81-16-010	308-120-160	REP 81-04-007
308-39-120	NEW-P 81-02-032	308-97-080	REP-P 81-13-054	308-120-161	NEW 81-04-007
308-39-120	NEW 81-06-013	308-97-080	REP 81-16-010	308-120-161	AMD-P 81-21-028
308-40-020	AMD-P 81-24-079	308-97-090	NEW-P 81-13-054	308-120-161	AMD 82-01-012
308-40-101	AMD-P 81-04-047	308-97-090	NEW 81-16-010	308-120-162	NEW 81-04-007
308-40-101	AMD 81-08-043	308-97-100	REP-P 81-13-054	308-120-163	NEW 81-04-007
308-40-101	AMD-P 81-24-079	308-97-100	REP 81-16-010	308-120-164	NEW 81-04-007
308-40-102	AMD-P 81-24-079	308-97-125	NEW-P 81-13-054	308-120-165	NEW 81-04-007

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308-120-166	NEW	81-04-007	308-400-080	NEW-P	82-01-020	314-24-190	AMD-P	81-18-059
308-120-168	NEW	81-04-007	308-400-090	NEW-P	81-19-132	314-24-190	AMD-E	81-20-027
308-120-170	AMD-P	81-07-011	308-400-090	NEW-P	82-01-020	314-24-190	AMD	81-22-026
308-120-170	AMD	81-10-026	314-08-160	AMD-P	81-17-084	314-24-200	AMD-E	81-14-079
308-120-185	AMD	81-04-007	314-08-160	AMD	81-19-116	314-24-200	AMD-P	81-18-059
308-120-410	AMD	81-04-007	314-08-180	AMD-P	81-17-084	314-24-200	AMD-E	81-20-027
308-120-420	AMD	81-04-007	314-08-180	AMD	81-19-116	314-24-200	AMD	81-22-026
308-120-509	AMD	81-04-007	314-12-010	AMD-P	81-23-022	314-40-040	AMD-P	82-01-074
308-120-510	AMD-P	81-07-011	314-12-010	AMD-P	82-01-105	314-44-005	AMD-P	82-01-106
308-120-510	AMD	81-10-026	314-12-010	AMD-W	82-01-109	314-52-080	AMD	81-04-011
308-120-511	AMD-P	81-07-011	314-12-035	NEW-P	82-01-021	314-60-030	AMD-P	82-01-075
308-120-511	AMD	81-10-026	314-12-035	NEW-P	82-01-107	314-60-040	AMD-P	82-01-075
308-124-005	AMD	81-05-016	314-12-035	NEW-W	82-01-108	314-60-150	REP-P	82-01-075
308-124-021	AMD	81-05-016	314-12-070	AMD-E	81-14-079	314-60-900	REP-P	82-01-075
308-124A-020	AMD	81-05-016	314-12-070	AMD-P	81-18-059	314-60-901	REP-P	82-01-075
308-124A-025	AMD	81-05-016	314-12-070	AMD-E	81-20-027	314-60-902	REP-P	82-01-075
308-124A-030	AMD	81-05-016	314-12-070	AMD	81-22-026	314-60-903	REP-P	82-01-075
308-124A-100	AMD	81-05-016	314-12-090	AMD-E	81-14-079	314-60-904	REP-P	82-01-075
308-124A-110	NEW	81-05-016	314-12-090	AMD-P	81-18-059	314-60-905	REP-P	82-01-075
308-124A-120	NEW	81-05-016	314-12-090	AMD-E	81-20-027	314-60-906	REP-P	82-01-075
308-124A-130	NEW	81-05-016	314-12-090	AMD	81-22-026	314-60-907	REP-P	82-01-075
308-124A-200	AMD	81-05-016	314-12-130	REP-P	81-12-010	314-62-010	AMD-P	81-17-084
308-124A-310	REP	81-05-016	314-16-060	AMD-P	81-18-015	314-62-010	AMD	81-19-116
308-124A-410	NEW	81-05-016	314-16-060	AMD	81-21-024	314-62-020	AMD-P	81-17-084
308-124A-420	NEW	81-05-016	314-16-122	NEW-P	81-17-083	314-62-020	AMD	81-19-116
308-124B-040	AMD	81-05-016	314-16-122	NEW-P	81-20-012	314-64-030	AMD-P	82-01-081
308-124B-110	AMD	81-05-016	314-16-122	NEW-C	81-22-061	314-64-040	AMD-P	82-01-081
308-124B-120	AMD	81-05-016	314-16-122	NEW	81-23-039	314-64-050	AMD-P	82-01-081
308-124C-010	AMD	81-05-016	314-16-125	AMD-P	81-17-083	314-64-060	NEW-E	81-15-096
308-124D-015	NEW-P	81-02-054	314-16-125	AMD-P	81-20-012	314-64-060	NEW-P	81-18-023
308-124D-015	NEW-P	81-06-014	314-16-125	AMD-C	81-22-061	314-64-060	NEW-P	81-21-030
308-124E-010	AMD	81-05-015	314-16-125	AMD	81-23-039	314-64-060	NEW-E	81-21-069
308-124F-010	AMD	81-05-015	314-16-210	NEW-E	81-14-079	314-64-060	NEW	81-23-038
308-124F-050	REP	81-05-015	314-16-210	NEW-P	81-18-059	314-64-070	NEW-E	81-15-096
308-124F-200	REP	81-05-015	314-16-210	NEW-E	81-20-027	314-64-070	NEW-P	81-18-023
308-124G-010	REP	81-05-015	314-16-210	NEW	81-22-026	314-64-070	NEW-P	81-21-030
308-124H-020	AMD	81-05-015	314-16-220	NEW-E	81-14-079	314-64-070	NEW-E	81-21-069
308-124H-030	AMD	81-05-015	314-16-220	NEW-P	81-18-059	314-64-070	NEW	81-23-038
308-124H-040	AMD	81-05-015	314-16-220	NEW-E	81-20-027	314-64-080	NEW-E	81-15-096
308-124H-045	AMD	81-05-015	314-16-220	NEW	81-22-026	314-64-080	NEW-P	81-18-023
308-124H-050	AMD	81-05-015	314-16-230	NEW-E	81-14-079	314-64-080	NEW-P	81-21-030
308-124H-060	AMD	81-05-015	314-16-230	NEW-P	81-18-059	314-64-080	NEW-E	81-21-069
308-300-020	AMD-W	81-03-027	314-16-230	NEW-E	81-20-027	314-64-080	NEW	81-23-038
308-300-030	AMD-W	81-03-027	314-16-230	NEW	81-22-026	314-64-080	AMD-P	82-01-081
308-300-040	AMD-W	81-03-027	314-20-010	AMD-E	81-14-079	314-64-090	NEW-E	81-15-096
308-300-050	AMD-W	81-03-027	314-20-010	AMD-P	81-18-059	314-64-090	NEW-P	81-18-023
308-300-070	AMD-W	81-03-027	314-20-010	AMD-E	81-20-027	314-64-090	NEW-P	81-21-030
308-300-080	AMD-W	81-03-027	314-20-010	AMD	81-22-026	314-64-090	NEW-E	81-21-069
308-300-100	AMD-W	81-03-027	314-20-015	AMD-E	81-14-079	314-64-090	NEW	81-23-038
308-300-110	AMD-W	81-03-027	314-20-015	AMD-P	81-18-059	314-78-010	NEW-P	81-17-084
308-300-120	AMD-W	81-03-027	314-20-015	AMD-E	81-20-027	314-78-010	NEW	81-19-116
308-300-130	AMD-W	81-03-027	314-20-015	AMD	81-22-026	320-12-010	REP-P	81-17-053
308-300-150	AMD-W	81-03-027	314-20-160	AMD-E	81-14-079	320-12-010	REP-W	81-17-075
308-300-160	AMD-W	81-03-027	314-20-160	AMD-P	81-18-059	320-12-030	AMD-P	81-17-053
308-300-220	AMD	81-02-038	314-20-160	AMD-E	81-20-027	320-12-030	AMD-P	81-22-049
308-400-010	NEW-P	81-19-132	314-20-160	AMD	81-22-026	320-12-030	AMD	82-01-066
308-400-010	NEW-P	82-01-020	314-24-003	AMD-E	81-14-079	320-12-040	AMD-P	81-17-053
308-400-020	NEW-P	81-19-132	314-24-003	AMD-P	81-18-059	320-12-040	AMD-P	81-22-049
308-400-020	NEW-P	82-01-020	314-24-003	AMD-E	81-20-027	320-12-040	AMD	82-01-066
308-400-030	NEW-P	81-19-132	314-24-003	AMD	81-22-026	320-12-050	AMD-P	81-17-053
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308-400-040	NEW-P	81-19-132	314-24-050	AMD-P	81-18-059	320-12-050	AMD	82-01-066
308-400-040	NEW-P	82-01-020	314-24-050	AMD-E	81-20-027	320-12-060	AMD-P	81-17-053
308-400-042	NEW-P	82-01-020	314-24-050	AMD	81-22-026	320-12-060	AMD-P	81-22-049
308-400-044	NEW-P	82-01-020	314-24-110	AMD-E	81-14-079	320-12-060	AMD	82-01-066
308-400-046	NEW-P	82-01-020	314-24-110	AMD-P	81-18-059	320-12-060	AMD-P	81-17-053
308-400-048	NEW-P	82-01-020	314-24-110	AMD-E	81-20-027	320-12-070	AMD-P	81-22-049
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308-400-060	NEW-P	81-19-132	314-24-120	AMD-P	81-18-059	320-18-010	REP-P	81-22-049
308-400-060	NEW-P	82-01-020	314-24-120	AMD-E	81-20-027	322-02-010	NEW-P	81-03-084
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356-34-220	AMD-P	81-07-032	358-10-010	NEW	82-01-053	358-30-110	NEW-P	81-22-059
356-34-220	AMD-P	81-09-038	358-10-020	NEW-P	81-22-059	358-30-110	NEW-E	81-23-015
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356-46-130	AMD-P	81-19-067	358-20-010	NEW-E	81-17-045	358-30-130	NEW-P	81-22-059
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388-96-222	AMD	81-06-024	388-96-585	AMD	81-22-081	388-99-045	AMD-P	81-21-067
388-96-222	AMD-P	81-18-062	388-96-587	NEW	81-06-024	388-99-045	AMD	82-01-001
388-96-222	AMD	81-22-080	388-96-587	REP-P	81-19-003	388-99-050	NEW-E	81-12-028
388-96-223	AMD-P	81-11-060	388-96-587	REP	81-22-081	388-99-050	NEW-P	81-12-042
388-96-223	AMD-E	81-14-062	388-96-701	REP-P	81-11-060	388-99-050	NEW	81-16-032
388-96-223	AMD	81-15-049	388-96-701	REP-E	81-14-062	388-99-055	NEW-E	81-12-028
388-96-225	AMD	81-06-024	388-96-701	REP	81-15-049	388-99-055	NEW-P	81-12-042
388-96-225	AMD-P	81-18-062	388-96-705	NEW-P	81-19-003	388-99-055	NEW	81-16-032
388-96-225	AMD	81-22-080	388-96-705	NEW	81-22-081	388-99-055	AMD-P	81-21-067
388-96-227	AMD-P	81-18-062	388-96-713	AMD-P	81-11-060	388-99-055	AMD	82-01-001
388-96-227	NEW	81-22-080	388-96-713	AMD-E	81-14-062	388-99-060	NEW-E	81-12-028
388-96-501	AMD	81-06-024	388-96-713	AMD	81-15-049	388-99-060	NEW-P	81-12-042
388-96-503	AMD	81-06-024	388-96-716	AMD-P	81-11-060	388-99-060	NEW	81-16-032
388-96-503	AMD-P	81-19-003	388-96-716	AMD-E	81-14-062	388-99-060	AMD-P	81-21-067
388-96-503	AMD	81-22-081	388-96-716	AMD	81-15-049	388-100-005	NEW-E	81-12-028
388-96-505	AMD	81-06-024	388-96-719	AMD-P	81-11-060	388-100-005	NEW-P	81-12-042
388-96-507	AMD	81-06-024	388-96-719	AMD-E	81-14-062	388-100-005	NEW	81-16-032
388-96-507	AMD-P	81-19-003	388-96-719	AMD	81-15-049	388-100-005	AMD-P	81-21-067
388-96-507	AMD	81-22-081	388-96-719	AMD-P	82-01-102	388-100-005	AMD	82-01-001
388-96-513	AMD	81-06-024	388-96-722	AMD	81-06-024	388-100-010	NEW-E	81-12-028
388-96-523	AMD	81-06-024	388-96-722	AMD-P	81-11-060	388-100-010	NEW-P	81-12-042
388-96-525	AMD	81-06-024	388-96-722	AMD-E	81-14-062	388-100-010	NEW	81-16-032
388-96-525	AMD-P	81-19-003	388-96-722	AMD	81-15-049	388-100-010	AMD-P	81-21-067
388-96-525	AMD	81-22-081	388-96-727	AMD-P	81-11-060	388-100-010	AMD	82-01-001
388-96-529	AMD	81-06-024	388-96-727	AMD-E	81-14-062	388-100-015	NEW-E	81-12-028
388-96-529	AMD-P	81-19-003	388-96-727	AMD	81-15-049	388-100-015	NEW-P	81-12-042
388-96-529	AMD	81-22-081	388-96-735	AMD-P	81-11-060	388-100-015	NEW	81-16-032
388-96-531	AMD	81-06-024	388-96-735	AMD-E	81-14-062	388-100-015	AMD-P	81-21-067
388-96-533	AMD	81-06-024	388-96-735	AMD	81-15-049	388-100-015	AMD	82-01-001
388-96-533	AMD-P	81-19-003	388-96-743	AMD-P	81-11-060	388-100-020	NEW-E	81-12-028
388-96-533	AMD	81-22-081	388-96-743	AMD-E	81-14-062	388-100-020	NEW-P	81-12-042
388-96-535	AMD	81-06-024	388-96-743	AMD	81-15-049	388-100-020	NEW	81-16-032
388-96-535	AMD-P	81-19-003	388-96-750	AMD-P	81-18-062	388-100-025	NEW-E	81-12-028
388-96-535	AMD	81-22-081	388-96-750	AMD	81-22-080	388-100-025	NEW-P	81-12-042
388-96-537	NEW	81-06-024	388-96-760	AMD-P	81-19-003	388-100-025	NEW	81-16-032
388-96-537	REP-P	81-19-003	388-96-760	AMD	81-22-081	388-100-030	NEW-E	81-12-028
388-96-537	REP	81-22-081	388-96-769	AMD-P	81-19-003	388-100-030	NEW-P	81-12-042
388-96-539	AMD	81-06-024	388-96-769	AMD	81-22-081	388-100-030	NEW	81-16-032
388-96-539	AMD-P	81-19-003	388-96-772	AMD-P	81-19-003	388-100-035	NEW-E	81-12-028
388-96-539	AMD	81-22-081	388-96-772	AMD	81-22-081	388-100-035	NEW-P	81-12-042
388-96-541	AMD	81-06-024	388-99-005	NEW-E	81-12-028	388-100-035	NEW	81-16-032
388-96-541	AMD-P	81-19-003	388-99-005	NEW-P	81-12-042	388-100-035	AMD-E	81-24-059
388-96-541	AMD	81-22-081	388-99-005	NEW	81-16-032	388-100-035	AMD-P	82-01-004
388-96-543	AMD	81-06-024	388-99-005	AMD-P	81-21-067	388-320	AMD-P	81-02-022
388-96-543	AMD-P	81-19-003	388-99-005	AMD	82-01-001	388-320	AMD-P	81-03-026
388-96-543	AMD	81-22-081	388-99-010	NEW-E	81-12-028	388-320	AMD-P	81-04-004
388-96-545	NEW	81-06-024	388-99-010	NEW-P	81-12-042	388-320-010	AMD	81-06-001
388-96-545	REP-P	81-19-003	388-99-010	NEW	81-16-032	388-320-020	AMD	81-06-001
388-96-545	REP	81-22-081	388-99-010	AMD-P	81-21-067	388-320-055	REP	81-06-001
388-96-547	AMD	81-06-024	388-99-010	AMD	82-01-001	388-320-060	REP	81-06-001
388-96-547	AMD-P	81-19-003	388-99-015	NEW-E	81-12-028	388-320-070	REP	81-06-001
388-96-547	AMD	81-22-081	388-99-015	NEW-P	81-12-042	388-320-090	AMD	81-06-001
388-96-553	AMD	81-06-024	388-99-015	NEW	81-16-032	388-320-092	AMD	81-06-001
388-96-557	AMD	81-06-024	388-99-020	NEW-E	81-12-028	388-320-093	REP	81-06-001
388-96-557	AMD-P	81-19-003	388-99-020	NEW-P	81-12-042	388-320-094	REP	81-06-001
388-96-557	AMD	81-22-081	388-99-020	NEW	81-16-032	388-320-095	REP	81-06-001
388-96-559	AMD	81-06-024	388-99-020	AMD-P	81-21-067	388-320-100	AMD	81-06-001
388-96-559	AMD-P	81-19-003	388-99-020	AMD	82-01-001	388-320-110	AMD	81-06-001
388-96-559	AMD	81-22-081	388-99-030	NEW-E	81-12-028	388-320-115	AMD	81-06-001
388-96-561	AMD	81-06-024	388-99-030	NEW-P	81-12-042	388-320-120	REP	81-06-001
388-96-563	NEW	81-06-024	388-99-030	NEW	81-16-032	388-320-130	AMD	81-06-001
388-96-563	REP-P	81-19-003	388-99-030	AMD-P	81-21-067	388-320-135	NEW	81-06-001
388-96-563	REP	81-22-081	388-99-030	AMD	82-01-001	388-320-140	AMD	81-06-001
388-96-565	AMD	81-06-024	388-99-035	NEW-E	81-12-028	388-320-150	REP	81-06-001
388-96-565	AMD-P	81-19-003	388-99-035	NEW-P	81-12-042	388-320-155	REP	81-06-001
388-96-565	AMD	81-22-081	388-99-035	NEW	81-16-032	388-320-160	REP	81-06-001
388-96-567	AMD	81-06-024	388-99-035	AMD-P	81-21-067	388-320-170	AMD	81-06-001
388-96-567	AMD-P	81-19-003	388-99-035	AMD-E	82-01-022	388-320-180	AMD	81-06-001
388-96-567	AMD	81-22-081	388-99-040	NEW-E	81-12-028	388-320-190	REP	81-06-001
388-96-569	AMD	81-06-024	388-99-040	NEW-P	81-12-042	388-320-200	REP	81-06-001
388-96-571	AMD	81-06-024	388-99-040	NEW	81-16-032	388-320-205	NEW	81-06-001
388-96-572	NEW	81-06-024	388-99-045	NEW-E	81-12-028	388-320-210	NEW	81-06-001
388-96-585	AMD	81-06-024	388-99-045	NEW-P	81-12-042	388-320-220	NEW	81-06-001

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388-320-230	NEW 81-06-001	391-21-306	REP 81-15-022	391-30-118	REP 81-15-022
388-320-235	NEW 81-06-001	391-21-308	REP 81-15-022	391-30-120	REP 81-15-022
388-320-240	NEW 81-06-001	391-21-310	REP 81-15-022	391-30-122	REP 81-15-022
390-12-010	AMD-P 81-24-080	391-21-312	REP 81-15-022	391-30-124	REP 81-15-022
390-12-250	NEW-P 81-15-095	391-21-314	REP 81-15-022	391-30-126	REP 81-15-022
390-12-250	NEW 81-18-043	391-21-316	REP 81-15-022	391-30-128	REP 81-15-022
390-12-255	NEW-P 81-15-095	391-21-318	REP 81-15-022	391-30-130	REP 81-15-022
390-12-255	NEW 81-18-043	391-21-320	REP 81-15-022	391-30-132	REP 81-15-022
390-14-030	AMD-P 82-01-073	391-21-321	REP 81-15-022	391-30-134	REP 81-15-022
390-16-011	AMD-P 81-21-061	391-21-322	REP 81-15-022	391-30-136	REP 81-15-022
390-16-011	AMD-C 81-24-028	391-21-500	REP 81-15-022	391-30-137	REP 81-15-022
390-16-031	AMD-P 81-11-008	391-21-502	REP 81-15-022	391-30-138	REP 81-15-022
390-16-031	AMD 81-14-038	391-21-504	REP 81-15-022	391-30-140	REP 81-15-022
390-16-031	AMD-P 81-21-061	391-21-506	REP 81-15-022	391-30-142	REP 81-15-022
390-16-031	AMD-C 81-24-028	391-21-508	REP 81-15-022	391-30-300	REP 81-15-022
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390-16-036	AMD-C 81-24-028	391-21-512	REP 81-15-022	391-30-304	REP 81-15-022
390-16-037	NEW-P 81-24-080	391-21-514	REP 81-15-022	391-30-306	REP 81-15-022
390-16-041	AMD-P 81-21-061	391-21-516	REP 81-15-022	391-30-308	REP 81-15-022
390-16-041	AMD-C 81-24-028	391-21-518	REP 81-15-022	391-30-310	REP 81-15-022
390-20-054	NEW-E 81-04-021	391-21-520	REP 81-15-022	391-30-312	REP 81-15-022
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390-20-054	NEW 81-08-025	391-21-524	REP 81-15-022	391-30-316	REP 81-15-022
390-20-144	NEW 81-03-001	391-21-526	REP 81-15-022	391-30-318	REP 81-15-022
390-20-144	AMD-P 81-14-054	391-21-528	REP 81-15-022	391-30-320	REP 81-15-022
390-20-144	AMD 81-18-043	391-21-530	REP 81-15-022	391-30-321	REP 81-15-022
390-37-063	NEW-P 81-21-025	391-21-532	REP 81-15-022	391-30-322	REP 81-15-022
390-37-063	NEW-C 81-24-028	391-21-534	REP 81-15-022	391-30-500	REP 81-15-022
390-37-300	AMD-P 81-21-025	391-21-535	REP 81-15-022	391-30-502	REP 81-15-022
390-37-300	AMD-C 81-24-028	391-21-536	REP 81-15-022	391-30-504	REP 81-15-022
390-37-305	AMD-P 81-21-025	391-21-550	REP 81-15-022	391-30-506	REP 81-15-022
390-37-305	AMD-C 81-24-028	391-21-556	REP 81-15-022	391-30-508	REP 81-15-022
390-37-310	REP-P 81-21-025	391-21-700	REP 81-15-022	391-30-510	REP 81-15-022
390-37-310	REP-C 81-24-028	391-21-702	REP 81-15-022	391-30-512	REP 81-15-022
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390-37-312	NEW-C 81-24-028	391-21-708	REP 81-15-022	391-30-516	REP 81-15-022
390-37-315	REP-P 81-21-025	391-21-712	REP 81-15-022	391-30-518	REP 81-15-022
390-37-315	REP-C 81-24-028	391-21-716	REP 81-15-022	391-30-520	REP 81-15-022
390-37-320	AMD-P 81-21-025	391-21-718	REP 81-15-022	391-30-522	REP 81-15-022
390-37-320	AMD-C 81-24-028	391-21-719	REP 81-15-022	391-30-524	REP 81-15-022
391-08-230	NEW 81-02-034	391-21-720	REP 81-15-022	391-30-526	REP 81-15-022
391-21-001	REP 81-15-022	391-21-721	REP 81-15-022	391-30-528	REP 81-15-022
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391-21-100	REP 81-15-022	391-21-723	REP 81-15-022	391-30-532	REP 81-15-022
391-21-102	REP 81-15-022	391-21-724	REP 81-15-022	391-30-534	REP 81-15-022
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391-21-105	REP 81-15-022	391-21-728	REP 81-15-022	391-30-536	REP 81-15-022
391-21-106	REP 81-15-022	391-21-733	REP 81-15-022	391-30-550	REP 81-15-022
391-21-107	REP 81-15-022	391-21-734	REP 81-15-022	391-30-552	REP 81-15-022
391-21-108	REP 81-15-022	391-21-735	REP 81-15-022	391-30-554	REP 81-15-022
391-21-110	REP 81-15-022	391-21-737	REP 81-15-022	391-30-556	REP 81-15-022
391-21-112	REP 81-15-022	391-21-738	REP 81-15-022	391-30-560	REP 81-15-022
391-21-113	REP 81-15-022	391-21-800	REP 81-15-022	391-30-700	REP 81-15-022
391-21-114	REP 81-15-022	391-21-802	REP 81-15-022	391-30-702	REP 81-15-022
391-21-115	REP 81-15-022	391-21-804	REP 81-15-022	391-30-704	REP 81-15-022
391-21-116	REP 81-15-022	391-21-806	REP 81-15-022	391-30-706	REP 81-15-022
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391-21-126	REP 81-15-022	391-25-110	NEW 81-02-034	391-30-718	REP 81-15-022
391-21-128	REP 81-15-022	391-25-190	NEW 81-02-034	391-30-720	REP 81-15-022
391-21-130	REP 81-15-022	391-30-001	REP 81-15-022	391-30-722	REP 81-15-022
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391-21-138	REP 81-15-022	391-30-108	REP 81-15-022	391-30-732	REP 81-15-022
391-21-140	REP 81-15-022	391-30-110	REP 81-15-022	391-30-734	REP 81-15-022
391-21-142	REP 81-15-022	391-30-112	REP 81-15-022	391-30-736	REP 81-15-022
391-21-300	REP 81-15-022	391-30-113	REP 81-15-022	391-30-738	REP 81-15-022
391-21-302	REP 81-15-022	391-30-114	REP 81-15-022	391-30-900	REP 81-15-022

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392-137-060	AMD	81-15-090	392-140-028	NEW-P	81-17-076
392-139	AMD-P	81-19-115	392-140-028	NEW	81-20-001
392-139-005	AMD-P	81-17-080	392-140-029	NEW-E	81-17-033
392-139-005	AMD-E	81-20-022	392-140-029	NEW-P	81-17-076
392-139-005	AMD	81-20-023	392-140-029	NEW	81-20-001
392-139-010	AMD-P	81-17-080	392-140-030	NEW-E	81-17-033
392-139-010	AMD-E	81-20-022	392-140-030	NEW-P	81-17-076
392-139-010	AMD	81-20-023	392-140-030	NEW	81-20-001
392-139-016	AMD-P	81-17-080	392-140-031	NEW-E	81-17-033
392-139-016	AMD-E	81-20-022	392-140-031	NEW-P	81-17-076
392-139-016	AMD	81-20-023	392-140-031	NEW	81-20-001
392-139-017	AMD-P	81-17-080	392-140-032	NEW-E	81-17-033
392-139-017	AMD-E	81-20-022	392-140-032	NEW-P	81-17-076
392-139-017	AMD	81-20-023	392-140-032	NEW	81-20-001
392-139-018	AMD-P	81-17-080	392-140-033	NEW-E	81-17-033
392-139-018	AMD-E	81-20-022	392-140-033	NEW-P	81-17-076
392-139-018	AMD	81-20-023	392-140-033	NEW	81-20-001
392-139-021	AMD-E	81-20-022	392-140-034	NEW-E	81-17-033
392-139-021	AMD	81-20-023	392-140-034	NEW-P	81-17-076
392-139-026	AMD-P	81-17-080	392-140-034	NEW	81-20-001
392-139-026	AMD-E	81-20-022	392-140-035	NEW-E	81-17-033
392-139-026	AMD	81-20-023	392-140-035	NEW-P	81-17-076
392-139-027	NEW-E	81-20-022	392-140-035	NEW	81-20-001
392-139-027	NEW	81-20-023	392-140-040	NEW-E	81-17-034
392-139-031	AMD-P	81-17-080	392-140-040	NEW-P	81-17-077
392-139-031	AMD-E	81-20-022	392-140-040	NEW	81-20-002
392-139-031	AMD	81-20-023	392-140-041	NEW-E	81-17-034
392-139-036	AMD-P	81-17-080	392-140-041	NEW-P	81-17-077
392-139-036	AMD-E	81-20-022	392-140-041	NEW	81-20-002
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392-139-037	NEW-E	81-20-022	392-141-054	AMD-P	81-15-074
392-139-037	NEW	81-20-023	392-141-054	AMD	81-19-010
392-139-038	NEW-E	81-20-022	392-143-035	AMD-P	81-15-073
392-139-038	NEW	81-20-023	392-143-035	AMD	81-19-011
392-140	AMD-P	81-15-087	392-160-001	AMD-P	81-13-045
392-140-010	NEW-P	81-13-043	*392-160-001	AMD	81-15-089
392-140-010	NEW	81-16-042	*392-160-010	AMD	81-15-089
392-140-011	NEW-P	81-13-043	392-160-010	AMD-P	81-13-045
392-140-011	NEW	81-16-042	*392-160-015	AMD	81-15-089
392-140-012	NEW-P	81-13-043	392-160-015	AMD-P	81-13-045
392-140-012	NEW	81-16-042	*392-160-025	REP	81-15-089
392-140-013	NEW	81-16-042	392-160-025	REP-P	81-13-045
392-140-013	NEW-P	81-20-043	*392-160-030	REP	81-15-089
392-140-014	NEW	81-16-042	392-160-030	REP-P	81-13-045
392-140-014	NEW-P	81-20-043	*392-160-035	AMD	81-15-089
392-140-015	NEW	81-16-042	392-160-035	AMD-P	81-13-045
392-140-015	NEW-P	81-20-043	*392-160-040	AMD	81-15-089
392-140-016	NEW	81-16-042	392-160-040	AMD-P	81-13-045
392-140-016	NEW-P	81-20-043	*392-160-045	AMD	81-15-089
392-140-017	NEW-P	81-13-043	392-160-045	AMD-P	81-13-045
392-140-017	NEW	81-16-042	392-161-005	REP-P	81-13-044
392-140-018	NEW-P	81-13-043	392-161-005	REP	81-15-088
392-140-018	NEW	81-16-042	392-161-010	REP-P	81-13-044
392-140-019	NEW-P	81-13-043	392-161-010	REP	81-15-088
392-140-019	NEW	81-16-042	392-161-015	REP-P	81-13-044
392-140-020	NEW-P	81-13-043	392-161-015	REP	81-15-088
392-140-020	NEW	81-16-042	392-161-020	REP-P	81-13-044
392-140-021	NEW-P	81-13-043	392-161-020	REP	81-15-088
392-140-021	NEW	81-16-042	392-161-025	REP-P	81-13-044
392-140-022	NEW-P	81-13-043	392-161-025	REP	81-15-088
392-140-022	NEW	81-16-042	392-161-030	REP-P	81-13-044
392-140-023	NEW-P	81-13-043	392-161-030	REP	81-15-088
392-140-023	NEW	81-16-042	392-161-035	REP-P	81-13-044
392-140-025	NEW-E	81-17-033	392-161-035	REP	81-15-088
392-140-025	NEW-P	81-17-076	392-161-040	REP-P	81-13-044
392-140-025	NEW	81-20-001	392-161-040	REP	81-15-088
392-140-026	NEW-E	81-17-033	392-161-045	REP-P	81-13-044
392-140-026	NEW-P	81-17-076	392-161-045	REP	81-15-088
392-140-026	NEW	81-20-001	392-161-050	REP-P	81-13-044
392-140-027	NEW-E	81-17-033	392-161-050	REP	81-15-088
392-140-027	NEW-P	81-17-076	392-161-055	REP-P	81-13-044
392-161-055	REP	81-15-088	392-161-060	REP-P	81-13-044
392-161-060	REP-P	81-13-044	392-161-060	REP	81-15-088
392-161-060	REP	81-15-088	392-161-065	REP-P	81-13-044
392-161-065	REP	81-15-088	392-161-065	REP	81-15-088
392-161-070	REP-P	81-13-044	392-161-070	REP-P	81-13-044
392-161-070	REP	81-15-088	392-161-070	REP	81-15-088
392-161-075	REP-P	81-13-044	392-161-075	REP-P	81-13-044
392-161-075	REP	81-15-088	392-161-075	REP	81-15-088
392-161-080	REP-P	81-13-044	392-161-080	REP-P	81-13-044
392-161-080	REP	81-15-088	392-161-080	REP	81-15-088
392-161-085	REP-P	81-13-044	392-161-085	REP-P	81-13-044
392-161-085	REP	81-15-088	392-161-085	REP	81-15-088
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392-161-104	REP	81-15-088	392-161-104	REP	81-15-088
392-161-116	REP-P	81-13-044	392-161-116	REP-P	81-13-044
392-161-116	REP	81-15-088	392-161-116	REP	81-15-088
392-161-118	REP-P	81-13-044	392-161-118	REP-P	81-13-044
392-161-118	REP	81-15-088	392-161-118	REP	81-15-088
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392-161-120	REP	81-15-088	392-161-120	REP	81-15-088
392-161-125	REP-P	81-13-044	392-161-125	REP-P	81-13-044
392-161-125	REP	81-15-088	392-161-125	REP	81-15-088
392-161-130	REP-P	81-13-044	392-161-130	REP-P	81-13-044
392-161-130	REP	81-15-088	392-161-130	REP	81-15-088
392-161-135	REP-P	81-13-044	392-161-135	REP-P	81-13-044
392-161-135	REP	81-15-088	392-161-135	REP	81-15-088
392-161-140	REP-P	81-13-044	392-161-140	REP-P	81-13-044
392-161-140	REP	81-15-088	392-161-140	REP	81-15-088
392-161-145	REP-P	81-13-044	392-161-145	REP-P	81-13-044
392-161-145	REP	81-15-088	392-161-145	REP	81-15-088
392-161-150	REP-P	81-13-044	392-161-150	REP-P	81-13-044
392-161-150	REP	81-15-088	392-161-150	REP	81-15-088
392-161-155	REP-P	81-13-044	392-161-155	REP-P	81-13-044
392-161-155	REP	81-15-088	392-161-155	REP	81-15-088
392-161-160	REP-P	81-13-044	392-161-160	REP-P	81-13-044
392-161-160	REP	81-15-088	392-161-160	REP	81-15-088
392-161-165	REP-P	81-13-044	392-161-165	REP-P	81-13-044
392-161-165	REP	81-15-088	392-161-165	REP	81-15-088
392-161-170	REP-P	81-13-044	392-161-170	REP-P	81-13-044
392-161-170	REP	81-15-088	392-161-170	REP	81-15-088
392-161-175	REP-P	81-13-044	392-161-175	REP-P	81-13-044
392-161-175	REP	81-15-088	392-161-175	REP	81-15-088
392-161-180	REP-P	81-13-044	392-161-180	REP-P	81-13-044
392-161-180	REP	81-15-088	392-161-180	REP	81-15-088
392-161-185	REP-P	81-13-044	392-161-185	REP-P	81-13-044
392-161-185	REP	81-15-088	392-161-185	REP	81-15-088
392-171-581	AMD-P	81-15-076	392-171-581	AMD	81-19-012
392-171-581	AMD	81-19-012	392-171-786	REP-E	81-17-035
392-171-786	REP-E	81-17-035	392-171-786	REP-P	81-17-079
392-171-786	REP-P	81-17-079	392-171-786	REP	81-20-003
402-12-050	AMD-P	81-12-026	402-12-050	AMD-P	81-12-026
402-12-050	AMD	81-16-031	402-12-050	AMD	81-16-031
402-22-040	AMD-P	81-12-026	402-22-040	AMD	81-16-031
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402-22-150	NEW	81-16-031	402-52-010	REP-P	81-12-026
402-52-010	REP-P	81-12-026	402-52-010	REP	81-16-031
402-52-010	REP	81-16-031	402-52-015	REP-P	81-12-026
402-52-015	REP-P	81-12-026	402-52-015	REP	81-16-031
402-52-015	REP	81-16-031	402-52-020	REP-P	81-12-026
402-52-020	REP-P	81-12-026	402-52-020	REP	81-16-031
402-52-020	REP	81-16-031	402-52-025	REP-P	81-12-026
402-52-025	REP-P	81-12-026	402-52-025	REP	81-16-031
402-52-025	REP	81-16-031	402-52-100	NEW-P	81-12-026
402-52-100	NEW-P	81-12-026	402-52-100	NEW	81-16-031
402-52-100	NEW	81-16-031			

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
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402-52-200	NEW	81-16-031	458-12-416	REP	81-04-054	458-40-18656	NEW-E	81-14-046
410-20-010	NEW	81-02-030	458-12-418	REP	81-04-054	458-40-18656	NEW	81-14-047
410-20-020	NEW	81-02-030	458-12-420	REP	81-04-054	458-40-18657	NEW-P	81-10-053
410-20-030	NEW	81-02-030	458-12-422	REP	81-04-054	458-40-18657	NEW-E	81-14-046
410-20-040	NEW	81-02-030	458-14-125	AMD-E	81-16-063	458-40-18657	NEW	81-14-047
410-20-040	AMD-P	81-16-086	458-14-125	AMD-P	81-17-057	458-40-18658	NEW-P	81-10-053
410-20-040	AMD	81-19-089	458-14-125	AMD	81-21-007	458-40-18658	NEW-E	81-14-046
410-20-050	NEW	81-02-030	458-14-126	NEW	81-04-053	458-40-18658	NEW	81-14-047
410-20-060	NEW	81-02-030	458-16-010	AMD	81-05-018	458-40-18659	NEW-P	81-10-053
410-20-070	NEW	81-02-030	458-16-011	NEW	81-05-018	458-40-18659	NEW-E	81-14-046
415-104-800	NEW-E	81-03-028	458-16-012	NEW	81-05-018	458-40-18659	NEW	81-14-047
415-104-800	NEW-P	81-04-022	458-16-013	NEW	81-05-018	458-40-18660	NEW-P	81-10-053
415-104-800	NEW	81-07-017	458-16-020	AMD	81-05-018	458-40-18660	NEW-E	81-14-046
415-104-810	NEW-E	81-03-028	458-16-050	AMD	81-05-018	458-40-18660	NEW	81-14-047
415-104-810	NEW-P	81-04-022	458-16-060	AMD	81-05-018	458-40-18661	NEW-P	81-22-060
415-104-810	NEW	81-07-017	458-16-070	AMD	81-05-018	458-40-18662	NEW-P	81-22-060
415-104-820	NEW-E	81-03-028	458-16-079	NEW	81-05-018	458-40-18663	NEW-P	81-22-060
415-104-820	NEW-P	81-04-022	458-16-081	AMD	81-04-052	458-40-18664	NEW-P	81-22-060
415-104-820	NEW	81-07-017	458-16-110	AMD	81-05-017	458-40-18665	NEW-P	81-22-060
415-104-830	NEW	81-07-017	458-16-111	AMD	81-05-017	458-40-18666	NEW-P	81-22-060
415-105-010	NEW-P	81-20-083	458-16-120	AMD	81-05-017	458-40-18667	NEW-P	81-22-060
415-105-010	NEW	81-23-032	458-16-130	AMD	81-05-017	458-40-18668	NEW-P	81-22-060
415-105-020	NEW-P	81-20-083	458-16-130	AMD-P	81-17-059	458-40-18669	NEW-P	81-22-060
415-105-020	NEW	81-23-032	458-16-130	AMD	81-21-009	458-40-19000	AMD-P	81-10-053
415-105-030	NEW-P	81-20-083	458-16-150	AMD	81-05-017	458-40-19000	AMD-E	81-14-046
415-105-030	NEW	81-23-032	458-16-190	AMD-P	81-17-059	458-40-19000	AMD	81-14-047
415-105-040	NEW-P	81-20-083	458-16-190	AMD	81-21-009	458-40-19000	AMD-P	81-22-060
415-105-040	NEW	81-23-032	458-16-210	AMD	81-05-017	458-40-19001	AMD-P	81-10-053
415-105-050	NEW-P	81-20-083	458-16-260	AMD	81-05-017	458-40-19001	AMD-E	81-14-046
415-105-050	NEW	81-23-032	458-16-270	AMD	81-05-017	458-40-19001	AMD	81-14-047
415-105-060	NEW-P	81-20-083	458-16-280	AMD-P	81-17-059	458-40-19001	AMD-P	81-22-060
415-105-060	NEW	81-23-032	458-16-280	AMD	81-21-009	458-40-19002	AMD-P	81-10-053
415-105-070	NEW-P	81-20-083	458-16-282	NEW-E	81-17-018	458-40-19002	AMD-E	81-14-046
415-105-070	NEW	81-23-032	458-16-282	NEW-P	81-17-060	458-40-19002	AMD	81-14-047
415-105-080	NEW-P	81-20-083	458-16-282	NEW	81-21-010	458-40-19002	AMD-P	81-22-060
415-105-080	NEW	81-23-032	458-16-300	NEW-E	81-17-018	458-40-19003	AMD-P	81-10-053
415-105-090	NEW-P	81-20-083	458-16-300	NEW-P	81-17-060	458-40-19003	AMD-E	81-14-046
415-105-090	NEW	81-23-032	458-16-300	NEW	81-21-010	458-40-19003	AMD	81-14-047
434-16-010	REP-P	81-19-132	458-16-301	NEW-E	81-17-018	458-40-19003	AMD-P	81-22-060
434-16-010	REP-P	82-01-020	458-16-301	NEW-P	81-17-060	458-40-19004	AMD-P	81-10-053
434-16-020	REP-P	81-19-132	458-16-301	NEW	81-21-010	458-40-19004	AMD-E	81-14-046
434-16-020	REP-P	82-01-020	458-16-310	NEW-E	81-17-018	458-40-19004	AMD	81-14-047
434-16-030	REP-P	81-19-132	458-16-310	NEW-P	81-17-060	458-40-19004	AMD-P	81-22-060
434-16-030	REP-P	82-01-020	458-16-310	NEW	81-21-010	458-40-19106	NEW-P	81-20-074
434-16-040	REP-P	81-19-132	458-18-010	AMD	81-05-020	458-40-19106	NEW	81-24-039
434-16-040	REP-P	82-01-020	458-18-020	AMD	81-05-020	458-53-110	AMD-P	81-19-032
434-16-050	REP-P	81-19-132	458-18-030	AMD	81-05-020	458-53-110	AMD	81-22-036
434-16-050	REP-P	82-01-020	458-18-050	AMD	81-05-020	458-53-141	NEW-P	81-19-032
434-16-060	REP-P	81-19-132	458-18-060	AMD-P	81-17-058	458-53-141	NEW	81-22-036
434-16-060	REP-P	82-01-020	458-18-060	AMD	81-21-008	458-53-150	AMD	81-04-056
434-16-070	REP-P	81-19-132	458-18-080	AMD	81-05-020	460-20A-100	AMD-P	81-17-086
434-16-070	REP-P	82-01-020	458-18-100	AMD	81-05-020	460-20A-100	AMD-W	81-21-029
434-16-080	REP-P	81-19-132	458-18-500	NEW-P	81-19-038	460-20A-220	AMD-E	81-17-085
434-16-080	REP-P	82-01-020	458-18-500	NEW	81-22-037	460-20A-220	AMD-P	81-17-086
434-16-090	REP-P	81-19-132	458-18-510	NEW-P	81-19-038	460-20A-220	AMD-P	81-20-077
434-16-090	REP-P	82-01-020	458-18-510	NEW	81-22-037	460-20A-220	AMD-E	81-23-026
446-40-070	AMD	81-04-042	458-18-520	NEW-P	81-19-038	460-20A-220	AMD-C	81-23-050
446-50-010	AMD	81-03-008	458-18-520	NEW	81-22-037	460-20A-230	AMD-E	81-17-085
446-50-020	AMD	81-03-008	458-18-530	NEW-P	81-19-038	460-20A-230	AMD-P	81-17-086
446-50-080	AMD	81-03-008	458-18-530	NEW	81-22-037	460-20A-230	AMD-P	81-20-077
458-12-285	REP	81-04-054	458-18-540	NEW-P	81-19-038	460-20A-230	AMD-E	81-23-026
458-12-290	REP	81-04-054	458-18-540	NEW	81-22-037	460-20A-230	AMD-C	81-23-050
458-12-380	REP	81-04-054	458-18-550	NEW-P	81-19-038	460-24A-050	AMD-E	81-17-085
458-12-400	REP	81-04-054	458-18-550	NEW	81-22-037	460-24A-050	AMD-P	81-17-086
458-12-401	REP	81-04-054	458-19-550	NEW	81-04-055	460-24A-050	AMD-P	81-20-077
458-12-402	REP	81-04-054	458-20-237	AMD-E	82-01-005	460-24A-050	AMD-E	81-23-026
458-12-403	REP	81-04-054	458-40-18600	AMD-P	81-10-053	460-24A-050	AMD-C	81-23-050
458-12-404	REP	81-04-054	458-40-18600	AMD-E	81-14-046	460-24A-170	AMD-P	81-17-086
458-12-405	REP	81-04-054	458-40-18600	AMD	81-14-047	460-24A-170	AMD-W	81-21-029
458-12-406	REP	81-04-054	458-40-18600	AMD-P	81-22-060	460-42A-020	NEW	81-04-048
458-12-408	REP	81-04-054	458-40-18655	NEW-P	81-10-053	460-44A	AMD-P	81-17-087
458-12-410	REP	81-04-054	458-40-18655	NEW-E	81-14-046	460-44A-010	AMD-P	81-17-087
458-12-412	REP	81-04-054	458-40-18655	NEW	81-14-047	460-44A-010	AMD-W	81-21-029

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460-44A-020	AMD-W	81-21-029	460-46A-145	NEW-W	81-21-029	461-08-225	AMD	81-19-025
460-44A-025	NEW-P	81-17-087	460-46A-150	NEW-P	81-17-087	461-08-235	AMD-P	81-14-084
460-44A-025	NEW-W	81-21-029	460-46A-150	NEW-W	81-21-029	461-08-235	AMD	81-19-025
460-44A-030	AMD-P	81-17-087	460-46A-155	NEW-P	81-17-087	461-08-240	AMD-P	81-14-084
460-44A-030	AMD-W	81-21-029	460-46A-155	NEW-W	81-21-029	461-08-240	AMD	81-19-025
460-44A-041	AMD-P	81-17-087	460-47A-010	NEW-P	81-17-087	461-08-245	AMD-P	81-14-084
460-44A-041	AMD-W	81-21-029	460-47A-010	NEW-W	81-21-029	461-08-245	AMD	81-19-025
460-44A-045	REP-P	81-17-087	460-47A-020	NEW-P	81-17-087	461-08-260	AMD-P	81-14-084
460-44A-050	REP-P	81-17-087	460-47A-020	NEW-W	81-21-029	461-08-260	AMD	81-19-025
460-44A-060	REP-P	81-17-087	461-08-015	AMD-P	81-14-084	461-12-020	AMD-P	81-14-084
460-44A-065	REP-P	81-17-087	461-08-015	AMD	81-19-025	461-12-020	AMD	81-19-025
460-44A-070	REP-P	81-17-087	461-08-020	AMD-P	81-14-084	461-12-031	AMD-P	81-14-084
460-44A-075	REP-P	81-17-087	461-08-020	AMD	81-19-025	461-12-031	AMD	81-19-025
460-45A-010	NEW-P	81-17-087	461-08-030	AMD-P	81-14-084	461-12-032	AMD-P	81-14-084
460-45A-010	NEW-W	81-21-029	461-08-030	AMD	81-19-025	461-12-032	AMD	81-19-025
460-45A-020	NEW-P	81-17-087	461-08-040	AMD-P	81-14-084	461-12-034	AMD-P	81-14-084
460-45A-020	NEW-W	81-21-029	461-08-040	AMD	81-19-025	461-12-034	AMD	81-19-025
460-45A-030	NEW-P	81-17-087	461-08-045	AMD-P	81-14-084	461-12-035	REP-P	81-14-084
460-45A-030	NEW-W	81-21-029	461-08-045	AMD	81-19-025	461-12-035	REP	81-19-025
460-45A-040	NEW-P	81-17-087	461-08-050	AMD-P	81-14-084	461-12-036	AMD-P	81-14-084
460-45A-040	NEW-W	81-21-029	461-08-050	AMD	81-19-025	461-12-036	AMD	81-19-025
460-45A-050	NEW-P	81-17-087	461-08-053	NEW-P	81-14-084	461-12-040	AMD-P	81-14-084
460-45A-050	NEW-W	81-21-029	461-08-053	NEW	81-19-025	461-12-040	AMD	81-19-025
460-45A-060	NEW-P	81-17-087	461-08-055	AMD-P	81-14-084	461-12-060	AMD-P	81-14-084
460-45A-060	NEW-W	81-21-029	461-08-055	AMD	81-19-025	461-12-060	AMD	81-19-025
460-45A-070	NEW-P	81-17-087	461-08-060	AMD-P	81-14-084	461-12-070	AMD-P	81-14-084
460-45A-070	NEW-W	81-21-029	461-08-060	AMD	81-19-025	461-12-070	AMD	81-19-025
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460-45A-090	NEW-W	81-21-029	461-08-070	AMD	81-19-025	461-12-100	AMD	81-19-025
460-45A-100	NEW-P	81-17-087	461-08-085	AMD-P	81-14-084	461-12-120	AMD-P	81-14-084
460-45A-100	NEW-W	81-21-029	461-08-085	AMD	81-19-025	461-12-120	AMD	81-19-025
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460-45A-105	NEW-W	81-21-029	461-08-090	AMD	81-19-025	461-12-130	NEW	81-19-025
460-45A-110	NEW-P	81-17-087	461-08-093	NEW-P	81-14-084	463-06-030	AMD-P	81-17-021
460-45A-110	NEW-W	81-21-029	461-08-093	NEW	81-19-025	463-06-030	AMD-P	81-17-021
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