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DENNIS W. COOPER  
Code Reviser

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# 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.

1983 - 1984

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates <sup>1</sup>			Distribution Date	First Agency Action Date <sup>3</sup>
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS <sup>2</sup> or 10 p. max. Non-OTS		
For Inclusion in—	File no later than—			Count 20 days from—	For hearing/adoption on or after
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\*Dates adjusted to accommodate July 4th holiday on normal distribution and closing date. See WAC 1-12-030(5)(c) and 1-13-030(5)(c).

<sup>1</sup>All 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.

<sup>2</sup>A 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.

<sup>3</sup>"No 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 83-19-001  
EMERGENCY RULES  
STATE EMPLOYEES  
INSURANCE BOARD**

[Resolution No. 5-83—Filed September 8, 1983]

Be it resolved by the State Employees Insurance Board, acting at the Department of Transportation Material Lab Building, Tumwater, Washington, that it does adopt the annexed rules relating to group coverage when not in pay status, amending WAC 182-08-160.

We, the State Employees Insurance Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is early effective date is needed to avoid possible hardship on employees in need of self-pay privilege for medical coverage.

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

This rule is promulgated under the general rule-making authority of the State Employees Insurance Board as authorized in chapter 41.05 RCW.

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

APPROVED AND ADOPTED June 17, 1983.

By C. H. Shay  
Group Insurance Analyst

AMENDATORY SECTION (Amending Order 5-79, filed 12/27/79)

*WAC 182-08-160 GROUP COVERAGE WHEN NOT IN PAY STATUS. An employee who is temporarily not in pay status may retain state group coverages, except long term disability and dental, by self-payment of premium ((up to twenty-nine months)) during any authorized leave without pay ((or)), during a layoff because of a reduction-in-force, or while receiving time loss benefits under worker's compensation, subject to a maximum self-pay period of twenty-nine months. An employee may retain long term disability coverage by self-payment of premium up to twenty-four months during an authorized leave without pay, but only if such leave is an approved educational leave. Employees not in pay status are ineligible to receive credit for the employer premium/contribution.*

**WSR 83-19-002  
ADOPTED RULES  
BOARD OF HEALTH**

[Order 266—Filed September 8, 1983]

Be it resolved by the Washington State Board of Health, acting at Olympia, Washington, that it does

adopt the annexed rules relating to rules and regulations governing public water supplies, amending chapter 248-54 WAC.

This action is taken pursuant to Notice Nos. WSR 83-07-060 and 83-13-101 filed with the code reviser on March 22, 1983, and June 21, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Board of Health as authorized in RCW 43.20.050.

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

APPROVED AND ADOPTED August 10, 1983.

By John A. Beare, MD  
Secretary

PART 1. GENERAL

NEW SECTION

**WAC 248-54-005 PURPOSE AND SCOPE.** These state board of health regulations address the health aspects of public water supply in a manner designed to encourage sound design, construction, management, and operations practice.

The regulations set forth are adopted pursuant to the provision of chapter 43.20 RCW. These regulations are intended to conform with the intent of P.L. 93-523, the Federal Safe Drinking Water Act of 1974, to assure the supply of safe, high-quality drinking water in a reliable manner and in a quantity suitable for intended use.

Other statutes relating to this chapter are: Chapters 43.20A, 70.05, 70.116, and 70.119 RCW.

NEW SECTION

**WAC 248-54-015 DEFINITIONS.** (1)

Abbreviations

kPa - kilo pascal (metric equivalent of psi)

m - meter

MCL - maximum contaminant level

mL - milliliter

mm - millimeter

mg/L - milligrams per liter

MPN - most probable number of coliform bacteria per 100 mL

pCi/L - picocuries per liter

psi - pounds per square inch

umhos/cm - micromhos per centimeter

(2) Classes of public water systems

(a) "Class 1" - A water system having one hundred or more permanent services or serving a transitory population of one thousand or more people on any one day. When the class designation is based on transitory population, the suffix "T" will follow the 1, i.e., 1T designating a class 1 transitory system.

(b) "Class 2" - A water system having ten through ninety-nine permanent services or serving a transitory

population of three hundred through nine hundred ninety-nine people on any one day. When the class designation is based on transitory population, the suffix "T" will follow the 2, i.e., 2T, designating a class 2 transitory system.

(c) "Class 3" – A water system serving a transitory population of twenty-five through two hundred ninety-nine on any one day.

(d) "Class 4" – A water system having two through nine permanent services or serving a transitory population of less than twenty-five people on any one day or any other public water system which is not a class 1, 2 or 3 system. When the class designation is based on transitory population, the suffix "T" will follow the 4, i.e., 4T, designating a class 4 transitory system.

NOTE: If the water system serves both permanent services and a transitory population, the system is classified according to the number of permanent services, and transitory population. The higher classification will be used (class 1 being the highest, class 4T the lowest).

(3) "Contaminant" – Any physical, chemical, biological, or radiological substance or matter when present in drinking water above an acceptable level may adversely affect the health of the consumer and/or the aesthetic qualities of the water consumed.

(4) "Cross-connection" – Any physical arrangement connecting a public water system, directly or indirectly, with anything other than another potable water system, capable of contaminating the public water system as a result of backflow.

(5) "Department" – The Washington state department of social and health services.

(6) "Disinfection" – Introduction of chlorine or other agent or process approved by the department, in sufficient concentration, followed by adequate contact time so as to kill or inactivate pathogenic and indicator organisms.

(7) "Distribution system" – Any pipe network conveying flow from system storage and/or transmission lines to the service connections.

(8) "Emergency plan" – A document outlining procedures necessary for timely response to emergency situations and conditions.

(9) "Fire flow" – The rate of water delivery needed for the purpose of fighting fires in addition to requirements for normal domestic maximum instantaneous demand, as defined by applicable codes.

(10) "Health officer" – The health officer of the city, county or city-county health department or district or an authorized representative.

(11) "Hydraulic analysis" – The study of the water system network: To evaluate the ability of the system to conduct flow throughout the distribution system under worst case conditions, consisting of the maximum hourly flow plus fire flow when required or maximum instantaneous demand (MID) when fire flow is not required. Hydraulic analysis includes consideration of all factors affecting system energy losses.

(12) "Maximum contaminant level" – The maximum permissible level of a contaminant in water delivered to

the free-flowing outlet of the ultimate user of a public water system, except in the case of turbidity where the maximum permissible level is measured at the point of entry to the distribution system. Contaminants added to the water under circumstances controlled by the user, except those resulting from corrosion of piping and plumbing caused by water quality, are excluded from this definition.

(13) "Maximum daily turbidity" – The level determined by the average of the maximum hourly readings over a twenty-four hour period when continuous monitoring is used or the average of two grab samples taken within one hour when daily monitoring has been approved by the department.

(14) "Maximum instantaneous demand" (MID) – The flow rate of water needed to supply all the consumers of a water system with water at the same moment in time, excluding fire flow.

(15) "Operations program" – A document defining the necessary elements of management, maintenance, and quality control in an easily understood manner.

(16) "Permanent population" – Population normally resident to the system for three continuous months or more.

(17) "Primary inorganic chemical and physical standards" – Standards based on the health effects of arsenic, barium, cadmium, chromium, fluoride, lead, mercury, nitrate (as N), selenium, silver, sodium, and turbidity.

(18) "Protected ground water source" – A ground water source shown to the satisfaction of the department to be well-protected from any potential source of contamination on the basis of geohydrologic data and/or satisfactory water quality history.

(19) "Public water system" – Any system or water supply intended or used for human consumption or other domestic uses, including source, treatment, storage, transmission, and distribution facilities where water is furnished to any community, collection, or number of individuals, but excluding a water system serving one single family residence.

NOTE: This definition excludes bottled water operations falling under federal food and drug administration regulations, except where the number of people served on site places the system into one of the water system class categories.

(20) "Purveyor" – The federal agency, state agency, county agency, city, town, municipal corporation, firm, company, mutual, cooperative, association, corporation, partnership, district, institution, person or persons owning or operating a public water system, or the authorized agent.

(21) "Secondary chemical and physical standards" – Standards based on the aesthetic effects of chloride, color, copper, iron, manganese, odor, sulfate, total dissolved solids, and zinc.

(22) "Service" – A physical connection to a public water system designed to serve a single family or equivalent use. For example, a single family home or a dormitory room would each be one service. If the facility has group home or barracks-type accommodations allowing more than three persons to occupy the same

room, the formula of three persons served equals one service will be used.

(23) "Standard methods" – The current edition of the book titled Standard Methods for the Examination of Water and Waste Water, which is jointly published by the American public health association, American water works association (AWWA), and water pollution control federation. This is available through public libraries or may be ordered from AWWA, 6666 West Quincy Avenue, Denver, Colorado 80235.

(24) "Transitory population" – People using a public water system for drinking water on a nonpermanent basis (i.e., campground, airport, motel, restaurant).

(25) "Well field" – A group of closely spaced wells, approximately the same depth, obtaining water from the same aquifer.

(26) "Wholesale" – To sell water to another utility.

#### NEW SECTION

**WAC 248-54-025 GENERAL ADMINISTRATION.** (1) The department and the health officer for each local health jurisdiction shall have a joint plan of operation listing the responsibilities of each agency for administering these regulations. The plan shall provide for a minimum necessary level of water system supervision. This plan shall be submitted to the local board of health for adoption. The department shall, upon request, review and report on the adequacy of water supply supervision to both the state and local boards of health. The plans shall be approved and updated as necessary.

Wherever in these regulations the term "department" is used, the term "health officer" may be substituted, according to the terms of this plan of operation.

(2) The local board of health may adopt regulations establishing a program for regulation of the water systems within the jurisdiction for which the health officer has assumed primary responsibility. The adopted regulations shall be consistent with this section, local needs, and resources.

(3) The health officer may waive all requirements of these regulations for class 4 systems with two connections where the health officer has assumed primary responsibility for these systems.

(4) For those public water systems where the health officer has assumed primary responsibility, the health officer may approve preliminary reports, plans, and specifications in accordance with engineering criteria approved by the department.

(5) An advisory committee shall be established to provide guidance to the department concerning drinking water issues. The committee shall be appointed by the department and conform to department policies for advisory committees. The committee shall be composed of representatives of public water systems, public groups, agencies, and individuals involved with or having an interest in drinking water.

(6) The department may develop guidelines to clarify sections of the regulations as needed and make these available for distribution.

(7) Fees may be charged by the department as authorized in Chapter 43.20A RCW and by local health

agencies as authorized in RCW 70.05.060 to recover all or a portion of operational costs incurred in administering these regulations.

(8) The applicant should allow a minimum of thirty days for the department to review documents that are submitted for approval.

(9) All other state and local agencies involved in review, approval, surveillance, testing, and/or operation of public water systems, or issuance of permits for buildings or sewage systems shall be governed by these rules and regulations and any decisions of the department pursuant hereto.

#### NEW SECTION

**WAC 248-54-035 REQUIREMENTS FOR ENGINEERS.** (1) All water system plans, engineering reports, and plans and specifications submitted to the department for new public water systems, extensions, or alterations as required in WAC 248-54-065, 248-54-085, and 248-54-095, except minor projects not requiring engineering expertise as determined by the department, shall be prepared by a professional engineer licensed in the state of Washington in accordance with chapter 18.43 RCW and shall bear his or her seal and signature.

(2) A construction report shall be submitted to and accepted by the department within sixty days of completion and prior to use of any project for which plans and specifications have been approved by the department for projects designed by a professional engineer. The construction report must be signed by a professional engineer. The report shall state in the opinion of the signee whether the project has been constructed in accordance with approved plans and specifications and the installation, testing, and disinfection of the system were carried out in accordance with department regulations.

(3) It shall be the responsibility of the purveyor to assure the requirements of this section have been fulfilled prior to the use of any completed project, and an updated water facilities inventory (WFI) form has been submitted when necessary. The WFI shall accompany the construction report.

#### NEW SECTION

**WAC 248-54-045 ENFORCEMENT.** When any public water system is found to be out of compliance with these regulations, appropriate enforcement actions may be initiated by the department. These actions may include any one or combination of the following:

(1) Noncompliance letters informing the public water purveyor of noncompliance and instructing or requesting appropriate corrective measures.

(2) Issuance of a compliance schedule for specific actions necessary for the water purveyor to achieve compliance status.

(3) Departmental orders instructing the public water purveyor to take specific required actions or cease unacceptable activities within a designated time period. In emergency situations, orders may be issued in the field by the department requiring immediate actions be taken.

(4) Legal action may be taken by the attorney general or local prosecutor. The legal action requested may be criminal or civil.

#### NEW SECTION

WAC 248-54-055 WAIVER. The state board of health may waive any portion of these regulations, pursuant to WAC 248-08-595: PROVIDED, That the waiver is consistent with the intent of these regulations and no public health hazard will result, and the waiver will not be in conflict with the requirements of the Federal Safe Drinking Water Act.

### PART 2. PLANNING AND ENGINEERING DOCUMENTS

#### NEW SECTION

WAC 248-54-065 WATER SYSTEM PLAN. (1) The purpose of this section is to establish a uniform process for public water systems to identify present and future needs and set forth means for meeting those needs in an efficient manner consistent with other relevant plans and policies affecting the area where they are located.

(2) The following categories of public water systems shall develop an implementable water system plan for review and approval by the department:

(a) All public water systems having one thousand or more services.

(b) Public water systems with one hundred to nine hundred ninety-nine services as required by the department. The department may require a water system plan in the following situations:

(i) New systems.

(ii) Expansion of existing system facilities and/or operations.

(iii) Any system experiencing water supply problems related to inadequate planning.

(c) Public water systems located in areas utilizing the Public Water System Coordination Act of 1977, Chapter 70.116 RCW.

(3) The department shall work with the purveyor and other parties to establish the level of detail for a water system plan. In general, the scope and detail of the water system plan will be directly related to size and complexity of the water system. An engineering report may be combined with a water system plan when both are required for water systems defined in this section.

(4) The water system plan shall address the following elements as a minimum for a period of at least ten years into the future. A planning handbook is available from the department to assist the utility in adequately addressing these elements:

(a) Basic water system planning data.

(b) Existing system analysis.

(c) Planned improvements.

(d) Financial program.

(e) Relationship and compatibility with other plans.

(f) Supporting maps.

(g) Operations program (see WAC 248-54-195).

(h) State Environmental Policy Act.

(i) Watershed control when applicable (see WAC 248-54-225).

(5) Department approval of a water system plan shall be in effect for up to five years after the date of issuance appearing on the formal letter of approval.

(a) The purveyor shall update the water system plan every five years or sooner if any of the following occurs:

(i) Major system improvements are contemplated which are not addressed in the water system plan.

(ii) Changes occur in the basic planning data affecting improvements identified in the plan.

(iii) The department requests an updated plan.

(b) If after five years no alteration to the plan is considered necessary, the purveyor shall submit evidence supporting this conclusion in a letter to the department for approval.

(6) Engineering reports and plans and specifications submitted for approval in accordance with WAC 248-54-085 and 248-54-095 by purveyors required to have a water system plan, will not be considered for approval unless there is a current approved water system plan and the plan adequately addresses the project.

#### NEW SECTION

WAC 248-54-085 ENGINEERING REPORT.

(1) The purpose of the engineering report is to assure and document that proper engineering concepts and design criteria are used in the preparation of plans and specifications for a specific project.

(2) An engineering report shall be required for:

(a) All systems which are planning a filtration or other complex process project;

(b) All class 1 systems planning a corrosion control, iron and manganese control, simple disinfection and/or fluoride addition project;

(c) All new systems which, when constructed, will have over one hundred permanent services; and

(d) A major system modification, as determined by the department.

(3) The engineering report shall include as a minimum the following elements (information contained in a current and approved water system plan or current engineering report need not be duplicated in the new engineering report. Any planning information in an engineering report will be project specific):

(a) Planning considerations relevant to the proposal, project or problem, including:

(i) General background about the project including compatibility with population projections and water demand forecasts;

(ii) Description of project and its relationship with other system components;

(iii) Schedule and financial program for the project;

(iv) A relevant operations program for the project;

(v) Assessment of potential impacts of the project upon neighboring water systems;

(vi) Status of water rights for the project, including water right application or permit number;

(vii) State Environmental Policy Act of 1971 (SEPA) considerations relevant to the proposal in accordance with the guidelines of the department in chapter 248-06 WAC.

(b) Engineering considerations relevant to the proposal, project or problem, including:

(i) Design criteria, including proposed water demand, source quantity, storage, and pressure parameters;

(ii) Details of source including location and water quality;

(iii) Details of preliminary design performed for the selected alternatives and discussion of other alternatives considered;

(iv) Discussion of a proposal for planning phased construction and development; and

(v) Discussion of operational requirements.

(c) When a surface water source is proposed, there must also be included:

(i) A general description of the watershed and adjacent areas which may affect the quantity or quality of flow within the watershed;

(ii) Upstream water uses which could affect either water quality or quantity; and

(iii) Detailed information regarding all aspects of water quality addressed in WAC 248-54-175, and the results of pilot plant testing for the proposed treatment process.

(d) When a well or spring is to be developed, there must also be included:

(i) All of the elements listed in subsection (3) of this section for surface water when a spring source is proposed, except the spring recharge area will be addressed instead of watershed. A detailed hydrogeologic justification must be provided as a basis for the definition of the spring recharge area;

(ii) A map depicting topography, distances to the well or spring from existing property lines, buildings, potential sources of contamination, ditches, drainage patterns, and any other natural or man-made features that may affect the quality or quantity of water;

(iii) A hydrogeologic assessment of the proposed source with respect to the probable long-term capacity of the source to meet system needs;

(iv) The dimensions and location of sanitary control area as set forth in WAC 248-54-125; and

(v) Results of site inspection by the department.

(e) Other information may be required by the department. Prior to initiating an engineering report, the purveyor should contact the department in order to identify any such additional information.

(4) An engineering report approval will be in effect for a period of two years following issuance. After two years following approval, the report shall be updated and reviewed and approved before plans and specifications will be approved, unless the purveyor requests an extension of the approval period. Extension of the approval may be obtained by submitting a status report with a written schedule for completion of the work to the department for approval.

#### NEW SECTION

**WAC 248-54-095 PLANS AND SPECIFICATIONS.** (1) Every water purveyor, before installing any portion of a new public water system or additions, extensions, changes, or alterations to an existing public

water system shall submit to the department complete plans and specifications fully describing the proposed project, except for minor projects as follows:

(a) The installation of hydrants, valves, fittings, and meters.

(b) The repair of a system component or replacement with a similar component.

(c) Performing maintenance or painting of surfaces not contacting potable water.

(d) Pump motor controls.

(e) Interior building plumbing.

(2) Projects submitted for approval according to this section shall conform with the appropriate water system plan (WAC 248-54-065) or engineering report (WAC 248-54-085). If the project does not conform to these regulations, then either the project, the plan or the report shall be updated as necessary before the project will be considered for approval. Where a current engineering report or water system plan is in effect, information need not be duplicated in the plans and specifications.

(3) Plans and specifications used in a public water system project shall conform with applicable design standards as outlined in WAC 248-54-105 through 248-54-155.

(4) Complete plans and specifications shall be submitted. Incomplete submittals received by the department may be returned without review. Plans and specifications shall contain:

(a) All engineering information, technical calculations, and sizing calculations necessary to support the project, plus the specifications for all potable water contact materials and coatings, and for the construction and disinfection of the project.

(b) Detailed construction drawings including elevations, distribution line sizes, valving, source and reservoir locations, site plan, and all other necessary engineering details.

(c) A plan for ownership and operation of the system.

(d) Information for all new or previously unapproved sources of supply shall be provided, as follows:

(i) Prior to source development, an on-site inspection and approval made by the department or a local health department representative is required. A copy of the site approval and a map of the site and vicinity shall be included with the plans and specifications.

(ii) A copy of the water right permit obtained from the department of ecology for the source and quantity to be used.

(iii) Copies of the recorded legal documents for the sanitary control area necessary for source of supply protection.

(iv) The results of an initial analysis of the raw water quality, including as a minimum a bacteriological and complete chemical analysis from each source. When source water quality is subject to variation, additional monitoring may be required by the department. The range of variation shall be defined.

(v) All data relating to the source site and development obtained after completion of the engineering report (WAC 248-54-085). Items such as a well log, spring source recharge area, and/or watershed information, etc., shall be included.

(vi) Detailed construction plans to include all planned source development and treatment facilities as described in the engineering report (WAC 248-54-085).

(vii) Well source development data to establish the capacity of the source shall include static water level (feet or meters), yield (gallons/minute or liters/minute) and the amount of drawdown (feet or meters), recovery rate (feet/time or meters/time) and duration of pumping. Interference between existing sources and the source being tested must also be shown.

(A) A source being constructed and pump tested to determine a sustained design flow up to 200 gpm (750 liters per minute) shall be tested as follows:

The source shall be pump tested at 1.5 times the design pumping rate until drawdown stabilization has been established for at least two hours. (Drawdown stabilization is two inches (fifty mm) or less of drop in two hours.) In no case shall the proposed source be pump tested for less than four hours.

(B) A source being constructed to provide a sustained design flow of 200 gpm (750 liters per minute) or more shall be tested as follows:

The source shall be pump tested at no less than design flow until drawdown stabilization has been established for at least ten hours. (Drawdown stabilization means three inches (75 mm) or less drop in ten hours.) The proposed source shall be pump tested for not less than twenty-four hours, except that where extensive hydrogeological data exists for the aquifer system being developed, the pump test may be reduced to four hours.

(C) If drawdown stabilization does not occur after an extended period of pumping, additional geological investigation, as specified by the department, shall be performed to determine sustained yield. In a well field situation, a hydrologic study of the aquifer may have been completed and determined adequate by the department. In such a case, the duration of the pump test may be altered as directed by the department.

(viii) Source development data for spring and surface sources to include seasonal variation.

(e) The document necessary to fulfill the State Environmental Policy Act (SEPA), RCW 43.21C.120 considerations relevant to the project in accordance with the guidelines of the department in chapter 248-06 WAC.

(f) Additional information as required by the department.

(5) Upon receipt of the written approval from the department, the plans and specifications shall be adhered to unless changes are submitted to and approved by the department in writing. Minor field revisions required during construction need not be submitted for approval.

(6) If the department finds a project is being constructed prior to or without the required written approval, a departmental order may be issued to stop work and prevent use of the project until proper approvals have been obtained.

(7) If the purveyor has received approval of a water system plan in accordance with WAC 248-54-065, and has submitted and received approval of standard construction specifications, detailed plans and specifications

for distribution mains need not be submitted individually for approval provided the proposed mains are within the scope of the approved water system plan.

(8) It is the responsibility of the purveyor to provide to the department a written explanation of how construction inspection of the ongoing project will be performed in compliance with WAC 248-54-035. An engineer's construction report shall be submitted within sixty days of construction completion.

(9) If construction has not been started within two years of the date of approval for plans and specifications, the department shall notify the purveyor that the approval of the plans and specifications shall become null and void thirty days after receipt of the notification, unless the purveyor requests an extension of the approval period. Extension of the approval may be obtained by submitting a status report with a written schedule for completion of the work to the department for approval.

(10) Plans and specifications for existing systems may be approved retroactively subject to a satisfactory review of the following:

(a) As-built plans of the subject area;

(b) An engineering report in conformance with WAC 248-54-085; and

(c) Other data defined by the department, i.e., well data, water quality information, and sanitary protection of source.

(11) After review of plans and specifications packages, the department shall take any of the following actions:

(a) Approve the plans and specifications for the system.

(b) Issue a limited or provisional approval based upon a defined program for the system to achieve complete approval.

(c) Disapprove and issue a list of items required for approval.

### PART 3. DESIGN OF PUBLIC WATER SYSTEMS

#### NEW SECTION

WAC 248-54-105 DESIGN STANDARDS. Good engineering practice, such as the current edition of Recommended Standards for Water Works, a Committee Report of the Great Lakes - Upper Mississippi River Board of State Sanitary Engineers, department guidelines - Sizing Guidelines for Public Water Supplies, American public works association (APWA), American water works association (AWWA) standard specifications or other design criteria and standards acceptable to the department, shall be used in the design of all public water systems.

#### NEW SECTION

WAC 248-54-115 LOCATION. New public water systems or additions to existing systems which in the judgment of the department are within an area subject to significant risk from earthquakes, floods, fires, or other disasters causing a breakdown to any portion of the public water system shall not be allowed.

NEW SECTION

**WAC 248-54-125 SOURCE PROTECTION.** Public drinking water shall be obtained from the highest quality source feasible. Existing and proposed sources of supply shall conform to the water quality standards established in WAC 248-54-175.

(1) For wells and springs, the water purveyor shall provide an area of sanitary control for a radius of one hundred feet (thirty meters) and two hundred feet (sixty meters) respectively; except the water purveyor shall control land of a greater or lesser size or of a different shape than is defined by a one hundred or two hundred foot radius where an engineering justification has been reviewed and accepted by the department. The engineering justification must address geological and hydrological data, well construction details, and other relevant factors indicating a control area of different size or shape is necessary to assure adequate sanitary control in the vicinity of the source.

Within the control area, no source of contamination may be constructed, stored, disposed of, or applied without the permission of the department and the purveyor. The control area must be owned by the water purveyor in fee simple, or he or she must have the right to exercise complete sanitary control of the land through other legal provisions.

A purveyor owning all or part of the control area in fee simple, or who has possession and control of the sanitary control area, even though the legal title is held by another, shall convey to the department a restriction on the use of the land in accordance with these rules, by appropriate legal document, such as a declaration of covenant. This document shall state no source of contamination may be constructed, stored, disposed of, or applied without the permission of the department and the purveyor, and if any change in ownership of the system or sanitary control area is considered, all affected parties shall be informed of these requirements.

Where portions of the control area are in the possession and control of another, the purveyor must obtain a duly recorded restrictive covenant which shall run with the land, restricting the use of said land in accordance with these rules, which shall be recorded in the county wherein the land is located.

(2) Adequate watershed control, consistent with treatment provided, shall be demonstrated and documented for all surface water sources pursuant to WAC 248-54-225. A department guideline regarding watershed control is available to assist utilities in this regard.

(3) In situations where regional ground water resources are being utilized, collaborative actions may be taken by appropriate local, state, or federal agencies when necessary to protect underground sources of drinking water. These may include, but not be limited to: Sole source aquifer designation; special design criteria; or ground water resource management.

NEW SECTION

**WAC 248-54-135 DISTRIBUTION SYSTEMS.**

(1) All new distribution reservoirs shall have suitable watertight roofs or covers which excludes birds, animals,

insects, and dust, and shall include appropriate provisions to safeguard against trespass, vandalism, and sabotage. Existing uncovered distribution reservoirs shall comply with the provisions of WAC 248-54-245.

(2) Distribution systems shall be evaluated by use of a hydraulic analysis acceptable to the department.

(3) In general, the minimum diameter of all distribution mains should be six inches (150 mm). Systems designed to provide fire flows shall have a minimum distribution main size of six inches (150 mm). Installation of standard fire hydrants shall not be allowed on mains less than six inches (150 mm) in diameter. In general, distribution lines smaller than two inches (50 mm) in diameter are not acceptable, except for class 4 systems, when justified by hydraulic analysis.

(4) New public water systems or additions to existing systems shall provide a design quantity of water at a positive pressure of at least 30 psi (200 kPa) under maximum instantaneous demand flow conditions measured at the water meter or at the property line of the premises when meters are not used. When a system is being designed to provide fire flows, a positive pressure shall be maintained throughout the system under fire flow conditions at the water meter or at the property line.

(5) If individual booster pumps are used to maintain adequate pressure in a customer's system, the installation shall be made under the supervision of the purveyor to assure minimum pressure requirements in the purveyor's system are maintained at all times. Low pressure cutoff switches may be required on the suction side of the pump.

NEW SECTION

**WAC 248-54-145 DISINFECTION OF FACILITIES.** No portion of a public water system containing potable water shall be put into service, nor may the use of any facility be resumed after being out of service, until the facility has been effectively disinfected. The procedure used for disinfection shall conform to the American water works association standards or other standards acceptable to the department. In cases of new construction, drinking water shall not be furnished for the use of the consumer until bacteriological samples have been analyzed by a laboratory having a current certificate of approval from the department and satisfactory results obtained.

NEW SECTION

**WAC 248-54-155 TREATMENT DESIGN.** (1) Finished water quality from existing and proposed sources of supply shall conform to the minimum water quality standards established in WAC 248-54-175.

(2) Predesign studies shall be required for proposed surface water supplies and those ground water supplies requiring treatment. The goal of the predesign study shall be to establish the most acceptable method to produce satisfactory finished water quality.



(3) The minimum level of treatment for all ground water supplies shall be continuous and effective disinfection. The requirement for disinfection may be waived for public water systems with:

(a) Well sources with a satisfactory bacteriological history drawing from a protected ground water aquifer as determined by the department, or

(b) Spring sources with a satisfactory bacteriological history provided sufficient evidence is submitted to the department demonstrating to the satisfaction of the department the spring originates in a stratum not subject to contamination.

(4) The minimum treatment for surface water supplies shall be coagulation, flocculation, filtration, and disinfection. In certain cases with cost analysis and adequate engineering justification, alternative treatment designs followed by disinfection may be acceptable to the department. Disinfection as the sole means of treatment for existing surface water supplies may be acceptable to the department provided the purveyor can demonstrate to the satisfaction of the department adequate watershed control pursuant to WAC 248-54-225, raw and finished water quality, and water system design and operation.

(5) Disinfection methods, other than chlorine, i.e., ozonation, ultraviolet radiation, iodination may be approved by the department under special circumstances with appropriate engineering justification.

PART 4. WATER QUALITY

NEW SECTION

WAC 248-54-165 MONITORING REQUIREMENTS. (1) General.

(a) The purveyor shall be responsible for satisfying the requirements of this section. The monitoring requirements in this section are minimums. Additional monitoring may be required by the department.

(b) Samples required in this section shall be collected, transported, and analyzed according to methods approved by the department. The analyses shall be done only by the state public health laboratory or by any other laboratory having a current certificate of approval from the state office of laboratories and epidemiology for the analyses to be performed, except turbidity as required by this section may be tested by qualified water utility operators or health department personnel.

(c) When one public water system receives water from another public water system, the receiving system is required to take only the bacteriological samples as noted in Table 1 or Table 2 as appropriate.

The department may reduce the monitoring requirement of the receiving system provided the receiving system has had a good water quality history, is operated in a satisfactory manner, and the supplying system includes the receiving system in a regular monitoring schedule, and includes the number of services and population of

the receiving system in the totals of the supplying system.

Periodic reviews of the system's sampling record will be made to determine if continued reduction is appropriate.

(d) Special purpose samples, such as check samples or samples taken to determine if disinfection following pipe repair has been sufficient, shall not count toward fulfillment of these monitoring requirements.

(e) All monitoring requirements in subsections (2) through (9) of this section apply equally to systems serving permanent or transitory populations unless otherwise stated.

(2) Bacteriological.

(a) Drinking water samples shall be collected for bacteriological analysis from representative points in the distribution system at regular time intervals.

(b) The frequency for monitoring drinking water shall be determined according to the following:

(i) For systems whose class is determined by the number of permanent connections served, the minimum number of routine samples to be analyzed is shown on Table 1.

(ii) For systems whose class is determined by the transitory population served, the minimum number of routine samples to be analyzed is shown on Table 2. In the case where class is determined by an event of one week or less in duration, sampling shall be as directed by the health officer.

(iii) For systems having both permanent connections and transitory population, the minimum number of routine samples to be analyzed may vary from month to month. The number of samples required each month will be the higher number of samples from Table 1 and Table 2.

(c) When disinfection is practiced, the purveyor shall collect untreated (raw) water samples from each source for bacteriological analysis of total coliform in addition to the number of treated samples required. The frequency of monitoring untreated water shall be determined according to the following:

(i) For protected ground water sources, one sample every three months shall be analyzed.

(ii) For unprotected ground water sources, the number of samples analyzed shall be twenty percent of the distribution samples required each month, and in no case less than one every three months.

(iii) For surface sources with treatment including coagulation, filtration, and disinfection or other treatment practice, the number of samples analyzed shall be ten percent of the distribution samples required each month, and in no case less than one every three months.

(iv) For surface sources without coagulation and filtration treatment, the number of samples analyzed shall be twenty percent of the distribution samples required each month, and in no case less than one every three months.

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TABLE 1

MINIMUM NUMBER OF ROUTINE BACTERIOLOGICAL SAMPLES TO BE TAKEN FROM THE DISTRIBUTION SYSTEM FOR SYSTEMS WHOSE SAMPLING REQUIREMENTS ARE BASED ON PERMANENT SERVICES

Number of Permanent Services	Permanent Population* Served	Minimum No. of Samples Per Month	Permanent Population Served	Minimum No. of Samples Per Month
3 - 9	-	1 every 12 months	37,001 - 41,000	45
10 - 99	-	1**	41,001 - 46,000	50
100 or more	Less than 1,001	1	46,001 - 50,000	55
	1,001 - 2,500	2	50,001 - 54,000	60
	2,501 - 3,300	3	54,001 - 59,000	65
	3,301 - 4,100	4	59,001 - 64,000	70
	4,101 - 4,900	5	64,001 - 70,000	75
	4,901 - 5,800	6	70,001 - 76,000	80
	5,801 - 6,700	7	76,001 - 83,000	85
	6,701 - 7,600	8	83,001 - 90,000	90
	7,601 - 8,500	9	90,001 - 96,000	95
	8,501 - 9,400	10	96,001 - 111,000	100
	9,401 - 10,300	11	111,001 - 130,000	110
	10,301 - 11,100	12	130,001 - 160,000	120
	11,101 - 12,000	13	160,001 - 190,000	130
	12,001 - 12,900	14	190,001 - 220,000	140
	12,901 - 13,700	15	220,001 - 250,000	150
	13,701 - 14,600	16	250,001 - 290,000	160
	14,601 - 15,500	17	290,001 - 320,000	170
	15,501 - 16,300	18	320,001 - 360,000	180
	16,301 - 17,200	19	360,001 - 410,000	190
	17,201 - 18,100	20	410,001 - 450,000	200
	18,101 - 18,900	21	450,001 - 500,000	210
	18,901 - 19,800	22	500,001 - 550,000	220
	19,801 - 20,700	23	550,001 - 600,000	230
	20,701 - 21,500	24	600,001 - 660,000	240
	21,501 - 22,300	25	660,001 - 720,000	250
	22,301 - 23,200	26	720,001 - 780,000	260
	23,201 - 24,000	27	780,001 - 840,000	270
	24,001 - 24,900	28	840,001 - 910,000	280
	24,901 - 25,000	29	910,001 - 970,000	290
	25,001 - 28,000	30	970,001 - 1,050,000	300
	28,001 - 33,000	35	1,050,001 - 1,140,000	310
	33,001 - 37,000	40	More than 1,140,001	***

*Handwritten notes:*  
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\*Does not include population of utilities wholesaled to, except as provided in WAC 248-54-165(1)(c).

\*\*May be reduced by the department to no less than one every three months for systems with protected ground water sources.

\*\*\*See Federal Regulation 12-24-75, EPA, National Interim Primary Drinking Water Regulations, Section 141.21.

TABLE 2

MINIMUM NUMBER OF ROUTINE BACTERIOLOGICAL SAMPLES TO BE TAKEN FROM THE DISTRIBUTION SYSTEM FOR WATER SYSTEMS WHOSE SAMPLING REQUIREMENTS ARE DETERMINED BASED ON TRANSITORY POPULATIONS

Maximum Day Population Served in Any One Month	Minimum Number Samples That Month
Less than 25	1 every 12 months
25 - 299	1 every 3 months
300 - 999	1*
1,000 - 2,499	2
2,500 - 3,499	3
3,500 - 4,999	4
5,000 - 9,999	6
10,000 - 14,999	8

Maximum Day Population Served in Any One Month	Minimum Number Samples That Month
15,000 - 19,999	10
20,000 - 29,999	12
30,000 - 39,999	14
40,000 - 49,999	16
50,000 - 74,999	20
75,000 - 99,999	25
100,000 or more	30

\*May be reduced by the department to one every three months for systems with protected ground water sources.

(3) Inorganic chemical and physical

(a) The complete inorganic chemical and physical analysis consists of the primary and secondary chemical and physical standards.

(i) Primary chemical and physical standards - Arsenic, barium, cadmium, chromium, fluoride, lead, mercury, nitrate (as N), selenium, silver, sodium, and turbidity.

(ii) Secondary chemical and physical standards - Chloride, color, copper, iron, manganese, specific conductivity, sulfate\*, total dissolved solids\*, and zinc.

\*Required only when specific conductivity exceeds seven hundred micromhos/centimeter.

(b) Samples taken for inorganic chemical analyses shall be collected at the source prior to any treatment.

(c) The frequency for monitoring shall be according to the following:

(i) Class 1 and 2 systems shall have one complete analysis from each surface water source every twelve months.

(ii) Class 1 and 2 systems shall have one complete analysis from each ground water source or well field every thirty-six months.

(iii) Class 1T, 2T, 3, 4, and 4T systems shall have one initial complete analysis from each source or well field. The minimum requirement for the initial complete analysis may be waived or reduced by the department if available information shows to the satisfaction of the department that the aquifer provides water of satisfactory inorganic chemical quality.

(iv) After the initial complete analysis, class 3 and 4 systems shall have analyzed from each source or well field one nitrate sample every thirty-six months.

(d) When treatment is provided for one or more inorganic chemical or physical contaminants, samples shall be taken for the specific contaminant or contaminants before and after treatment. The frequency shall be determined by the department.

(4) Turbidity.

(a) Class 1, 2, and 3 systems with surface water sources shall continuously monitor turbidity.

(b) Automatic turbidity measuring and recording equipment shall be operated at the entry point to the distribution system and where needed for treatment process control. Manual monitoring of turbidity may be allowed by the department in special cases.

(c) The monitoring requirements for class 4 systems shall be determined by the department.

(d) Turbidimeters shall be properly operated, maintained, and calibrated at all times, based on the manufacturer's recommendations.

(5) Trihalomethanes.

(a) Class 1 systems serving a population of 10,000 or more and using chlorine or other oxidants in the treatment process shall monitor for total trihalomethanes.

(b) Systems with surface water sources shall monitor according to the following schedule:

(i) Four samples for each treatment plant every three months shall be collected. The samples shall be taken within a twenty-four hour period with twenty-five percent of the samples taken from the extreme end of the distribution system and seventy-five percent from locations representing the population distribution. The samples shall be analyzed for total trihalomethanes (TTHM).

(ii) The monitoring requirement may be reduced after one year of taking samples if the TTHM levels are less than 0.10 mg/L. The reduced frequency will be a minimum of one sample every three months for each treatment plant, taken at a point representative of the extreme end of the distribution system.

(c) Systems with ground water sources shall collect one sample for each treatment plant or well field every twelve months. This sample shall be analyzed for maximum total trihalomethane potential (MTTP).

(6) Corrosivity.

(a) Class 1 and 2 systems shall monitor for corrosion characteristics according to the following:

(i) Systems with surface water sources shall take a series of samples twice during a consecutive twelve-month period at appropriate times defining winter and summer water quality during that period. One sample shall be taken from each source (prior to treatment) and for each source, two additional samples shall be collected from free-flowing outlets at different locations within the distribution system reasonably judged to represent worst case locations for corrosion, to screen for corrosion effects. Samples from additional distribution system locations may be required in larger systems using several pipe materials.

(ii) Systems with ground water sources shall take a series of samples once during a twelve-month period in the same manner as required for surface water sources.

(b) The analysis shall be for the corrosion byproducts including cadmium, copper, iron, lead, and zinc. In addition, alkalinity, pH, hardness, temperature, total dissolved solids (TDS), and the Langelier index value shall be determined.

(c) Monitoring of corrosion characteristics after the initial sampling has been completed shall be as required by the department.

(7) Pesticides.

Class 1 and 2 systems with surface water sources shall monitor for pesticides for which MCLs are established every thirty-six months or as directed by the department. The sample shall be collected during the time of year designated by the department as the time when pesticide contamination is most likely to occur.

(8) Radionuclides.

(a) Monitoring requirements for gross alpha particle activity, radium-226 and radium-228 are:

(i) Class 1 and 2 systems shall monitor once every forty-eight months or as directed by the department. Compliance shall be based on the analysis of an annual composite of four consecutive quarterly samples or the average of the analyses of four samples obtained at quarterly intervals.

(ii) Analysis for radium-226 and radium-228 may be omitted if the gross alpha particle activity is less than five pCi/L.

(iii) If the results of the initial analysis are less than half of the established MCL, the department may allow compliance with the monitoring requirements to be based on analysis of a single sample collected every forty-eight months.

(b) Monitoring requirements for man-made radioactivity:

(i) Class 1 systems using surface water sources and serving more than one hundred thousand persons and other water systems designated by the department shall

monitor for man-made radioactivity every forty-eight months or as required by the department. Compliance shall be based on the analysis of a composite of four consecutive quarterly samples or the analysis of four quarterly samples.

(ii) Any water system, as directed by the department, downstream from a nuclear facility shall monitor once every three months for gross beta and iodine-131, and monitor once every twelve months for strontium-90 and tritium. The department may allow the substitution of environmental surveillance data taken in conjunction with a nuclear facility for direct monitoring of man-made radioactivity after a determination that such data is applicable to a particular public water system.

(9) Other parameters.

On the basis of public health concerns, monitoring of additional parameters may be required by the department.

TABLE 3  
MINIMUM MONITORING REQUIREMENTS

System Class	Sample Type	Minimum Number of Samples Required*
1 and 1T	Bacteriological	Permanent Connections – Refer to Table 1 Transitory Population – Refer to Table 2
	Inorganic Chemical and Physical (Primary and Secondary)	Surface water sources – one complete analysis per source every 12 months Ground water sources – one complete analysis per source or well field every 36 months
	Turbidity	Surface water sources – continuously
	Trihalomethanes	Systems with 10,000 or more population only Surface water sources – 4 per treatment plant every 3 months. After one year may be reduced to 1 per plant every 3 months Ground water sources – 1 per plant every 12 months
	Corrosivity	Surface water sources – 2 per treatment plant during a 12-month period Ground water sources – 1 per plant or well field
	Pesticides	Once every 36 months for surface water sources or as directed by the department
	Radionuclides	Once every 48 months or as directed by the department
2 and 2T	Bacteriological	Permanent Connections – Refer to Table 1 Transitory Population – Refer to Table 2
	Inorganic Chemical and Physical (Primary and Secondary)	Surface water sources – one complete analysis per source every 12 months Ground water sources – one complete analysis per source every 36 months

System Class	Sample Type	Minimum Number of Samples Required*
	Turbidity	Surface water sources – continuously
	Trihalomethanes	As required by the department
	Corrosivity	Surface water sources – 2 per treatment plant during a 12-month period Ground water sources – 1 per plant or well field
	Pesticides	Once every 36 months for surface water sources, or as directed by the department
	Radionuclides	Once every 48 months, or as directed by the department
3	Bacteriological	One every 3 months during which system provides drinking water to the public
	Inorganic Chemical and Physical (Primary and Secondary)	An initial complete analysis per source or well field unless waived by the department per WAC 248-54-165(3)(c)(iii). After initial sample, one nitrate per source every 36 months
	Turbidity	Surface water sources – continuously
	Trihalomethanes, Corrosivity, Pesticides, and Radionuclides	As required by the department
4 and 4T	Bacteriological	One every 12 months
	Inorganic Chemical and Physical (Primary and Secondary)	An initial complete analysis per source or well field unless waived by the department per WAC 248-54-165(3)(c)(iii). After initial sample, one nitrate per source every 36 months
	Turbidity, Trihalomethanes, Corrosivity, Pesticides, and Radionuclides	As required by the department

\*These are the minimum requirements. Additional monitoring may be required by the department.

**NEW SECTION**

WAC 248-54-175 MAXIMUM CONTAMINANT LEVELS. (1) The standards of water quality in this section shall apply throughout the entire water system to the free-flowing outlet of the ultimate user of a public water system, except in the case of turbidity where the maximum permissible level is measured at the point of entry to the distribution system.

The free-flowing outlet shall be considered any location in the active portion of the distribution system where water samples may be gathered representing the quality of water typically served to and ingested by the consumer.

If any parameter exceeds the maximum contaminant level, follow-up action as outlined in WAC 248-54-185 shall be taken.

(2) Bacteriological.

(a) If any coliform bacteria are present in any sample, follow-up action as outlined in WAC 248-54-185 shall be taken.

(b) The maximum contaminant level for coliform bacteria is as follows:

(i) When the membrane filter test is used, the number of coliform bacteria shall not be greater than:

(A) One per one hundred milliliters as the average of all samples tested each month;

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(B) Four per one hundred milliliters in two or more samples when less than twenty samples are tested each month; or

(C) Four per one hundred milliliters in more than five percent of the samples when twenty or more samples are tested each month.

(ii) When the five-tube MPN method is used, coliform bacteria shall not be present in:

(A) More than ten percent of the tubes tested each month;

(B) Three or more tubes in two or more samples when less than twenty samples are tested each month; or

(C) Three or more tubes in more than five percent of the samples when twenty or more samples are tested each month.

(iii) The department may allow systems required to take less than four samples each month to base compliance with this section on the samples taken during the three-month period consisting of the month in question and the previous two months.

(iv) Special purpose samples, such as those taken to determine if disinfection following pipe repair or replacement has been sufficient, or check samples shall not be used to determine compliance with the maximum contaminant level.

(3) Inorganic chemical and physical.

The maximum contaminant levels are as follows:

Primary Chemical and Physical Contaminants

Level

Arsenic	0.05 mg/L
Barium	1.0 mg/L
Cadmium	0.01 mg/L
Chromium	0.05 mg/L
Fluoride	2.0 mg/L
Lead	.05 mg/L
Mercury	.002 mg/L
Nitrate (as N)	10.0 mg/L
Selenium	.01 mg/L
Silver	.05 mg/L
Sodium	
Turbidity	1.0 TU

Secondary Chemical and Physical Contaminants

Level

Chloride	250 mg/L
Color	15 units
Copper	1.0 mg/L
Iron	0.3 mg/L
Manganese	0.05 mg/L
Specific Conductivity	700 umhos/cm
Sulfate	250 mg/L
Total Dissolved Solids	500 mg/L
Zinc	5.0 mg/L

NOTE:

Although there has not been a maximum contaminant level established for sodium, there is enough public health significance connected with sodium levels to require inclusion in inorganic chemical and physical monitoring. Information on sodium levels in drinking water should be provided to physicians needing these results to treat persons on sodium-restricted diets.

(4) Turbidity.

The maximum contaminant levels for turbidity are as follows:

(a) One nephelometric turbidity unit (NTU), based on a monthly average of the maximum daily turbidity. The limit may be increased to five NTUs if the purveyor can show the source is within a controlled watershed and meets all the requirements of WAC 248-54-125 and WAC 248-54-225.

(b) Five NTUs based on an average of the maximum daily turbidity for two consecutive days.

(5) Trihalomethanes.

The maximum contaminant level for total trihalomethanes (TTHM) is 0.10 mg/L. The concentrations of each of the trihalomethane compounds [trichloromethane (chloroform), dibromochloromethane, bromo-dichloromethane, and tribromomethane (bromoform)] are added together to determine the TTHM level.

(6) Corrosivity.

If any corrosion byproduct parameter exceeds the maximum contaminant level or the increase in parameter levels between source and distribution sampling

points is significant, follow-up action as outlined in WAC 248-54-185 shall be taken.

The corrosivity characteristics as generalized by the Langelier index are as follows: Highly aggressive = < -2.0, moderately aggressive = -2.0 to < 0.0, nonaggressive = > 0.0.

(7) Pesticides.

The maximum contaminant levels for organic chemicals are as follows:

(a) Chlorinated hydrocarbons:

Endrin	0.0002 mg/L
Lindane	0.004 mg/L
Methoxychlor	0.1 mg/L
Toxaphene	0.005 mg/L

(b) Chlorophenoxys:

2, 4-D	0.1 mg/L
2, 4, 5-TP Silvex	0.01 mg/L

(8) Radionuclides.

(a) The maximum contaminant levels for radium-226, radium-228, and gross alpha particle radioactivity are as follows:

Radium-226	3 pCi/L
Combined Radium-226 and Radium-228	5 pCi/L
Gross alpha particle activity (excluding uranium)	15 pCi/L

(b) The maximum contaminant level for beta particle and photon radioactivity from man-made radionuclides is that the average annual concentration shall not produce an annual dose equivalent to the total body or any internal organ greater than four millirem/year.

Compliance with the four millirem/year dose limitation may be assumed if the average annual concentration for gross beta activity, tritium, and strontium-90 are less than 50 pCi/L, 20,000 pCi/L, and 8 pCi/L respectively, provided that if both radionuclides are present, the sum of their annual dose equivalents to bone marrow shall not exceed four millirem/year.

(9) The maximum levels allowable for any additional parameters monitored shall be determined by the department.

#### NEW SECTION

WAC 248-54-185 FOLLOW-UP ACTION. (1) General.

(a) If water quality exceeds any maximum contaminant levels (MCL) listed in WAC 248-54-175, follow-up action as outlined in this section shall be taken.

(b) When an MCL has been exceeded, the purveyor shall notify the public according to the procedures outlined in WAC 248-54-255.

(c) When an MCL violation is confirmed, the purveyor shall determine the cause of the contamination. Corrective action shall be taken as required by the department.

##### (2) Bacteriological.

(a) All additional samples required by this section shall be collected from the same location where the unsatisfactory sample was taken, except as specified by the department.

(b) All additional samples shall be submitted for analyses as soon as possible after the unsatisfactory results are known.

(c) When any coliform bacteria is present in any sample analyzed by the membrane filter method, the purveyor shall take action as follows:

(i) When the sample result is less than two per one hundred milliliters, an additional drinking water sample shall be collected to verify the initial sample result.

(ii) When the sample result is two through four per one hundred milliliters, the sample is unsatisfactory and an additional drinking water sample shall be taken to confirm the presence of contamination.

(iii) When the sample result is greater than four per one hundred milliliters, the sample is unsatisfactory and nonconforming. The purveyor shall take action to determine and correct the cause of the contamination. Daily check samples shall continue to be collected until at least two consecutive daily check samples show less than one per one hundred milliliters coliform bacteria. When the

presence of coliform bacteria in water has been confirmed by any daily check samples, the purveyor shall notify the department within forty-eight hours.

(d) When any coliform bacteria is present in any sample analyzed by the five-tube MPN method, the purveyor shall take action as follows:

(i) When the sample result is one tube positive, the sample is unsatisfactory and an additional drinking water sample shall be collected to verify the initial sample result.

(ii) When the sample result is two tubes positive, the sample is unsatisfactory and an additional drinking water sample shall be taken to confirm the presence of contamination.

(iii) When the sample result is three or more tubes positive, the sample is unsatisfactory and nonconforming. The purveyor shall take action to determine and correct the cause of the contamination. Daily check samples shall continue to be collected until at least two consecutive daily check samples show no coliform bacteria is present. When the presence of coliform bacteria in water has been confirmed by any daily check samples, the purveyor shall notify the department within forty-eight hours.

(e) Samples with unsuitable test results, i.e., confluent growth, TNTC (too numerous to count), excess debris, etc., will not be accepted as routine samples and will not count toward fulfillment of the monitoring requirement. The purveyor shall notify the department of these sample results within forty-eight hours. An additional drinking water sample shall then be submitted for analysis for each unsuitable result immediately upon notification of the unsuitable result. The additional sample shall be analyzed by the MPN testing method.

(f) The location where the daily check samples were taken to fulfill the requirements of this section shall not be eliminated from future sampling without the department's approval.

##### (3) Inorganic chemical and physical.

(a) When a primary chemical or physical parameter exceeds the MCL, the purveyor shall take action to determine and correct the cause of the contamination. The purveyor shall notify the department of the violation within forty-eight hours. When a primary MCL violation is confirmed, the purveyor shall notify the public according to the procedures outlined in WAC 248-54-255. When a secondary MCL violation is confirmed, the purveyor shall notify the department and take corrective action as directed.

(i) The method for confirming an MCL violation for all inorganic chemical and physical parameters except nitrate is as follows: When an initial analysis of any parameter exceeds the MCL, the purveyor shall take three additional samples for analysis of that parameter within one month of the initial sample and from the same sampling point.

If the average of the initial analysis and the three additional analyses exceeds the MCL, a violation has been confirmed. The purveyor shall report the confirmed violation to the department. When a primary MCL violation occurs, the purveyor shall notify the public

according to the procedures outlined in WAC 248-54-255.

(ii) The method for confirming an MCL violation for nitrate is as follows: When an initial analysis for nitrate exceeds the MCL, the purveyor shall immediately take one additional sample from the same sampling point. If the average of the two samples exceeds the MCL, a violation has been confirmed. The purveyor shall report the confirmed violation to the department and notify the public according to the procedures outlined in WAC 248-54-255.

(b) Since an MCL for sodium has not yet been established, the purveyor shall make analytical results available to the public on request. (This will allow physicians and persons on sodium-restricted diets to obtain results as needed.)

(4) Turbidity.

(a) When the turbidity exceeds the maximum allowable limit identified in WAC 248-54-175 for longer than one hour monitored continuously, the purveyor shall report to the department within forty-eight hours. When the results of a manual turbidity analysis exceeds the maximum allowable limit, another sample shall be collected within one hour. When the repeat sample confirms the maximum allowable limit has been exceeded, the purveyor shall notify the department within forty-eight hours. The purveyor shall also determine the cause of the contamination and take necessary corrective action as required.

(b) When the MCL is exceeded, the purveyor shall notify the department and notify the public according to the procedures outlined in WAC 248-54-255.

(5) Trihalomethanes.

When the average of all samples taken during any twelve-month period exceeds the MCL for total trihalomethanes, the purveyor shall notify the department within forty-eight hours and the public according to the procedures outlined in WAC 248-54-255. If the maximum trihalomethane potential result is equal to or greater than 0.10 mg/L and the result is confirmed by a check sample, the system shall monitor according to WAC 248-54-165(5)(b)(i) for at least one year. The purveyor shall also take corrective action as required by the department. Monitoring after public notification in addition to the minimum sampling required in WAC 248-54-165 shall be as required by the department.

(6) Corrosivity.

(a) When an MCL is exceeded, the purveyor shall notify the department and complete an evaluation of the situation and establish a correction program acceptable to the department. If daily check sampling confirms an MCL violation, the purveyor shall also notify the public according to the procedures outlined in WAC 248-54-255.

(b) When a comparison of the byproduct parameter level shows substantial increases from source to distribution system and the primary parameter MCL has not been exceeded, the purveyor shall take action as directed by the department.

(7) Pesticides.

When any organic chemical contaminant exceeds the MCL or maximum allowable level, the purveyor shall

notify the department within forty-eight hours. The purveyor shall determine the cause of the contamination and take necessary corrective actions as required. Public notification shall be required by the department.

(8) Radionuclides.

(a) When the average annual MCL for gross alpha particle activity or total radium is exceeded, the purveyor shall notify the department within forty-eight hours and notify the public according to the procedures listed in WAC 248-54-255. The purveyor shall determine the cause of the contamination and take corrective action as required by the department. Additional monitoring shall be as required by the department.

(b) When the average annual MCL for man-made radioactivity is exceeded, the purveyor shall notify the department and notify the public according to the procedures outlined in WAC 248-54-255. The purveyor shall determine the cause of the contamination and take corrective action as required by the department. Additional monitoring shall be as required by the department.

(9) Follow-up action shall be determined by the department when the maximum allowable level for any additional parameter is exceeded.

## PART 5. WATER SYSTEM OPERATIONS

### NEW SECTION

WAC 248-54-195 GENERAL OPERATIONS PROGRAM. (1) An operations program shall be developed and implemented to assure continuous and reliable management of water system operations. The operations program shall be submitted when:

(a) A public water system has water quality and/or reliability problems associated with improper operations.

(b) Required by a water system plan pursuant to WAC 248-54-065.

(c) An existing water system is without approved plans and specifications.

(2) The department shall assist the purveyor in establishing the level of detail and content of the operations program. Content and detail shall be consistent with the size, complexity, past performance, and use of the public water system. General content topics may include but not be limited to the following: Personnel responsibility and authority, system operation and control, system preventive maintenance, water quality monitoring, emergency response, watershed control, and cross-connection control.

### NEW SECTION

WAC 248-54-205 CONTINUITY OF SERVICE.

(1) A public water system facility shall be designed to provide an adequate quantity and quality of water in a reliable manner at all times. The system shall be constructed, operated, and maintained to protect against failures of the power supply, treatment process, equipment, or structural failure, with appropriate backup facilities. Security measures shall be employed to assure the water source, water treatment process, water storage

facilities, and the distribution system are under the strict control of the purveyor.

(2) Where applicable, fire flow as established in WAC 248-57-500 shall be maintained.

(3) A public water system shall have an emergency response plan as part of the operations program as required in WAC 248-54-195. The emergency response plan shall include:

(a) General procedures for routine or major emergencies within the water system, and

(b) A vulnerability analysis and a contingency plan for facilities becoming inoperable in a major emergency.

The emergency plan shall be reviewed and updated as necessary (at least each time the water system plan is updated) to assure adequate emergency response. The emergency plan shall be maintained in such a manner as to be readily usable by personnel of the public water system responsible for responding to emergencies.

(4) The department and customers shall be notified immediately when a breakdown or failure of public health significance occurs in the water treatment process, when an emergency arises causing or threatens to cause, a loss in water service for more than twenty-four hours, or when any other situation occurs where the water quality may be degraded and public health may be threatened.

(5) No intake or other connection shall be maintained between a public water system and a source of water not approved by the department, unless an emergency connection has been approved by the department. Utilization of such emergency sources shall be in accordance with precautions specified by the department.

(6) No purveyor shall transfer system ownership without providing written notice to the department and all customers at least one year prior to the transfer, unless new ownership agrees to an earlier date. Notification shall include a time schedule for transferring responsibilities, identification of the new owner, and under what authority the new ownership will operate.

(7) It will be the responsibility of the utility transferring ownership to ensure all health-related standards pursuant to chapter 248-54 WAC are met during transfer of the utility. It is also the responsibility of the utility transferring ownership to inform and train the new ownership regarding operation of the utility.

(8) No purveyor shall end utility operations without providing written notice to all customers and the department at least one year prior to termination of service.

(9) Where this section may be in conflict with existing state statutes, the appropriate statute will prevail.

#### NEW SECTION

**WAC 248-54-215 TREATMENT FACILITY OPERATION.** (1) No bypass may be established or maintained whereby water may be diverted around any feature of a treatment process of a public water supply, except with the approval of the department.

(2) The water purveyor may allow treatment by other organizations or individuals only in a manner approved by the department in consultation with the purveyor and the local health agency.

(3) When chlorine is used as the disinfecting agent, and where the pH does not exceed 8.0, a minimum free chlorine residual of 0.2 milligrams per liter (mg/L) shall be maintained in all parts of the system. A minimum contact time of thirty minutes with a 0.2 mg/L free chlorine residual or ten minutes with a 0.6 mg/L free chlorine residual shall be provided ahead of the first point of domestic use at peak flow conditions, except as otherwise approved by the department. Longer contact times, higher chlorine residuals, or additional treatment may be required for sources more susceptible to contamination, such as shallow wells and infiltration galleries, and for sources with quality factors, such as pH and turbidity which may interfere with disinfection efficiency.

(4) All water purveyors practicing chlorination shall monitor chlorine residual at a representative number of points in the system on at least a daily basis. The analysis shall be conducted in accordance with Standard Methods for the Examination of Water and Waste Water. Reports shall be sent to the department on forms provided by the department within ten days of the end of the reporting month. In order to assure adequate monitoring of chlorine residual, the department may require the use of continuous chlorine residual analyzers and recorders.

#### NEW SECTION

**WAC 248-54-225 WATERSHED CONTROL.** (1) All public water systems utilizing surface water shall adequately exercise surveillance over conditions affecting source water quality.

(2) Those public water systems using unfiltered surface waters shall, in addition to subsection (1) of this section, document a watershed control program. All facilities and activities in the watershed affecting public health shall be under the surveillance of the water purveyor and shall be satisfactorily limited and controlled so as to preclude degradation of the physical, chemical, microbiological, viral, and radiological quality of the source of supply.

(3) Those public water systems using unfiltered surface water shall submit to the department for approval a report identifying all conditions, activities, and facilities within the watershed, together with an acceptable program for necessary surveillance, limitation, and control. This report shall be part of the water system plan required in WAC 248-54-065, included in an operations program as required in WAC 248-54-195, or prepared independently for those systems not required to have such a plan. The report shall be reviewed, updated as necessary, and submitted to the department annually.

#### NEW SECTION

**WAC 248-54-235 FLUORIDATION OF DRINKING WATER.** (1) Where fluoridation is practiced, the concentration of fluoride shall be maintained in the range 0.8 through 1.3 mg/L. Determination of fluoride concentration shall be made daily, and reports of such analyses shall be submitted to the department on forms provided by the department within ten days of the



end of the reporting month. Such analyses shall be made in accordance with procedures listed in Standard Methods for the Examination of Water and Waste Water.

(2) Monthly check samples shall be taken downstream, at the first sample tap where adequate mixing has taken place, from each fluoride injection point. These samples should be taken at the same place and time as the routine daily check samples. The samples shall then be submitted for testing along with a completed form to the state public health laboratory. A comparison of the results should then be made between samples analyzed in the field and the appropriate monthly check sample to assure the results are equivalent and field equipment is operating properly. An increased sampling schedule may be applied by the department if necessary to assure the adequacy and consistency of fluoridation.

#### NEW SECTION

**WAC 248-54-245 DISTRIBUTION RESERVOIRS.** Existing uncovered distribution reservoirs shall be operated based on a plan of operation approved by the department. The plan of operation shall address the following elements as a minimum:

- (1) Disinfection.
- (2) Control of debris and undesirable growths of algae or other aquatic organisms.
- (3) Control of airborne contamination.
- (4) Construction.
- (5) Security.
- (6) Monitoring and reporting.

#### NEW SECTION

**WAC 248-54-255 PUBLIC NOTIFICATION.** (1) Class 1 or 2 water purveyors shall issue a notice to the permanent residences served by the system and send a copy of the notice or a written explanation of how the system users were notified, to the department within thirty days of the occurrence of any of the following events: Exceeding a maximum contaminant level, failure to comply with an applicable testing procedure or failure to perform any required monitoring. The water purveyor shall take the following steps to notify the water users:

(a) The purveyor shall publish a notice on three or more consecutive days in a newspaper of general circulation in the area served by the system. This notice shall be run within fourteen days of the violation.

(b) If the area served by a class 1 or 2 system is not served by a daily newspaper of general circulation, notification shall be published in a weekly newspaper of general circulation serving the area on three consecutive weeks.

(c) If no weekly or daily newspaper of general circulation serves the area, notices shall be posted in post offices or other buildings within the system's service area.

(d) In addition to or in lieu of subsection (1)(a), (b), or (c) of this section, the users may be individually notified in writing, by telephone or in person, except that when a maximum contaminant level is exceeded the users must be notified by direct mail.

(2) If any of the events identified in subsection (1) of this section occur in any system serving a transitory population, the water purveyor shall post written notice of the violation at conspicuous locations and points of use throughout the system.

(3) Notices given to comply with this section shall be issued in a manner to assure the public using the system is adequately informed of the violation or system failure. The notice shall be easily understood. It shall disclose all material facts regarding the subject including the nature of the problem and, when appropriate, a clear statement that a primary drinking water regulation has been violated and any preventive measures to be taken by the public. Where appropriate or where designated by the department, bilingual notice shall be given. Notices may include a balanced explanation of the significance or seriousness to the public health of the subject of the notice, a fair explanation of steps taken by the system to correct any problem and the results of additional sampling. Notices shall be consistent with guidelines prepared by the department concerning format and content.

(4) When circumstances dictate a broader and/or more immediate notice be given to protect public health, the department may require notification by whatever means necessary.

(5) Notice to the public required by this section may be given by the department on behalf of the water purveyor.

(6) When parameters do not exceed a maximum contaminant level, but have levels of health significance, the department may require the purveyor to notify the public.

#### NEW SECTION

**WAC 248-54-265 ANALYSES AND RECORDS, REPORTING.** (1) The water purveyor shall keep the following records of operation and water quality analyses:

(a) Records of bacteriological and turbidity analyses shall be kept for five years. Records of chemical analyses shall be kept for ten years. Other records of operation and analyses required by the department shall be kept for three years. These records shall be completed on forms supplied by the department and shall bear the signature of the operator in responsible charge of the water system or his or her representative. Class 1 and 2 systems shall keep these records available for inspection by the department and shall send the records to the department if requested. Actual laboratory reports may be kept or data may be transferred to tabular summaries, provided the following information is included:

(i) The date, place, and time of sampling, and the name of the person collecting the sample;

(ii) Identification of the sample as to whether it was a routine distribution system sample, check sample, raw or drinking water sample, or other special purpose sample;

(iii) Date of analysis;

(iv) Laboratory and person responsible for performing analysis;

(v) The analytical technique/method used; and

(vi) The results of the analysis.

(b) Records of action taken by the system to correct violations of primary drinking water regulations and copies of public notifications shall be kept for three years after the last action taken with respect to the particular violation involved.

(c) Copies of any written reports, summaries, or communications, relating to sanitary surveys of the system conducted by system personnel, by a consultant or by any local, state, or federal agency, shall be kept for ten years after completion of the sanitary survey involved.

(d) Where applicable, daily records of operation and analyses shall include the following:

- (i) Chlorine residual;
  - (ii) Fluoride level;
  - (iii) Water treatment plant performance;
  - (iv) Turbidity; and
  - (v) Other techniques as specified by the department.
- (2) Reporting.

(a) Except where a shorter reporting period is specified, the water purveyor shall report to the department prior to the tenth of the following month all tests, measurements, or analyses.

(b) The water purveyor shall report to the department within forty-eight hours the failure to comply with monitoring requirements, as provided in WAC 248-54-165.

(c) The water purveyor shall notify the department within thirty days of any change in name, ownership, or responsibility for management of the public water system.

(d) Water facilities inventory and report (WFI).

(i) Every purveyor of a class 1 and 2 water system shall submit to the department an updated WFI report annually.

(ii) Purveyors of class 3 and 4 water systems shall submit a WFI report to the department every three years.

(e) Public water systems using an unfiltered surface water source shall submit an annual report summarizing the watershed control program and activities within the watershed during the previous year pursuant to WAC 248-54-225.

#### NEW SECTION

WAC 248-54-275 **SANITARY SURVEY.** The department or the local health officer, as determined by the joint plan of operation developed in accordance with WAC 248-54-025, shall periodically conduct a sanitary survey with the cooperation of the management of those public water systems surveyed.

(1) Facilities inspection – The sanitary survey shall include an inspection of all physical facilities of the public water system.

(2) Operations and management inspection – The sanitary survey shall include an inspection of any procedures, records, and data compiled or used by the purveyor relating to the operation and management of the water system. The inspection may include, but not be limited to, the review of water quality monitoring data, performance data for water treatment processes, and the operations report.

#### NEW SECTION

WAC 248-54-285 **CROSS-CONNECTION CONTROL.** (1) Administration.

(a) A cross-connection control program is required as part of the operations program outlined in WAC 248-54-195.

(b) The purpose of a cross-connection control program is to protect the health of water consumers by:

- (i) The inspection and regulation of plumbing in existing and proposed piping networks; and
- (ii) The proper installation and surveillance of backflow prevention devices when actual or potential cross-connections exist and cannot be eliminated.

(c) It shall be the primary responsibility of the water purveyor to work cooperatively with local authorities to eliminate or control potential cross-connections.

(d) The water purveyor shall develop and document enforcement authority and operating policies in a manner acceptable to the department. The current edition of The Accepted Procedure and Practice in Cross-Connection Control Manual – Pacific Northwest Section – American Waterworks Association, shall be used as a resource to establish minimum cross-connection control operating policies. Water purveyors and local authorities shall have the option of establishing more stringent requirements.

(e) If an immediate hazard to health is caused by a cross-connection, then the water purveyor shall discontinue water service to the premises impacted by the cross-connection, until it is verified the cross-connection has been eliminated or controlled.

(2) Backflow prevention device installation and testing.

(a) If a cross-connection cannot be eliminated, then a backflow device shall be required:

(i) An air-gap separation or reduced pressure principle device shall be installed if the cross-connection creates an actual or potential health or system hazard.

(ii) An air-gap separation, reduced pressure principle backflow prevention device or double-check valve assembly shall be installed if the cross-connection is objectionable, but not hazardous to health.

(iii) Backflow prevention devices shall be installed at the service connection or within the following facilities, unless in the judgment of the water purveyor and the department, no hazard exists: Hospitals, mortuaries, clinics, laboratories, piers and docks, sewage treatment plants, food and beverage processing plants, chemical plants using water process, metal plating industries, petroleum processing or storage plants, radioactive material processing plants or nuclear reactors, car washes, facilities having an auxiliary water supply, and others specified by the department.

(b) All reduced pressure principle backflow prevention devices and double-check valve assemblies installed shall be a model approved by the department. The department shall publish and maintain a list of approved devices.

(c) All reduced pressure principle backflow prevention devices and double-check valve assemblies shall be inspected and tested by a certified backflow device tester

or cross-connection control specialist. Tests shall be conducted:

- (i) At the time of initial installation, and
  - (ii) After the device is repaired, and
  - (iii) Annually thereafter, and/or
  - (iv) More often when tests indicate repeated failures.
- (d) The devices shall be repaired, overhauled or replaced whenever found to be defective. Inspections, tests, and repairs shall be made under the purveyor's supervision and records thereof kept as required by the purveyor.
- (e) Failure of the customer to cooperate in the installation, maintenance, testing or inspection of backflow prevention devices required by these regulations shall be grounds for the termination of water service to the premises or the requirements for an air-gap separation.

**REPEALER** (Amending Order 5-79, filed 12/27/79)

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 248-54-550 PURPOSE AND SCOPE.
- (2) WAC 248-54-560 DEFINITIONS.
- (3) WAC 248-54-570 ADMINISTRATION.
- (4) WAC 248-54-575 CLASS 4 PUBLIC WATER SYSTEMS.
- (5) WAC 248-54-580 WATER SYSTEM PLAN.
- (6) WAC 248-54-590 ENGINEERING REPORT.
- (7) WAC 248-54-600 PLANS AND SPECIFICATIONS.
- (8) WAC 248-54-610 OPERATIONS PROGRAM.
- (9) WAC 248-54-620 APPROVAL OF WATER SYSTEMS EXISTING PRIOR TO AUGUST 1, 1977.
- (10) WAC 248-54-630 REQUIREMENTS FOR ENGINEERS.
- (11) WAC 248-54-640 APPROVAL BY HEALTH OFFICER.
- (12) WAC 248-54-650 INSPECTION AND CERTIFICATION BY A PROFESSIONAL ENGINEER.
- (13) WAC 248-54-660 SOURCE PROTECTION AND TREATMENT.
- (14) WAC 248-54-670 FLUORIDATION.
- (15) WAC 248-54-680 DESIGN OF PUBLIC WATER SYSTEM FACILITIES.
- (16) WAC 248-54-690 DISTRIBUTION RESERVOIRS.
- (17) WAC 248-54-700 DISINFECTION OF FACILITIES.
- (18) WAC 248-54-710 QUANTITY AND PRESSURE.
- (19) WAC 248-54-720 RELIABILITY.
- (20) WAC 248-54-730 LOCATION OF PUBLIC WATER SYSTEM FACILITIES.
- (21) WAC 248-54-740 QUALITY.
- (22) WAC 248-54-750 REPORTING AND PUBLIC NOTIFICATION.
- (23) WAC 248-54-760 ANALYSES AND RECORDS.
- (24) WAC 248-54-770 EMERGENCY MEASURES.

- (25) WAC 248-54-780 ENFORCEMENT.
- (26) WAC 248-54-790 WAIVER.
- (27) WAC 248-54-800 VARIANCES AND EXEMPTIONS.
- (28) WAC 248-54-810 SANITARY SURVEY.
- (29) WAC 248-54-820 CROSS-CONNECTIONS.
- (30) WAC 248-54-830 CROSS-CONNECTION TERMS.
- (31) WAC 248-54-840 CROSS-CONNECTIONS PROHIBITED.
- (32) WAC 248-54-850 USE OF BACKFLOW PREVENTION DEVICES.

**WSR 83-19-003**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 83-118—Filed September 8, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is coastal Sebastes, Widow Rockfish stocks need protection and this regulation allows an incidental catch while preventing targeting on Sebastes, Widow Rockfish stocks.

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

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

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

APPROVED AND ADOPTED September 8, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

**NEW SECTION**

**WAC 220-44-05000B COASTAL BOTTOMFISH CATCH LIMITS.** Notwithstanding the provisions of WAC 220-44-050, effective 12:01 a.m. September 7, 1983, until further notice it is unlawful to possess, transport through the waters of the state, or land in any Washington state port bottomfish taken from Coastal Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59, 60A, 61, 62 or 63 in excess of the amounts or less than the minimum sizes shown below the species indicated:

(1) *Shortbelly Rockfish (Sebastes jordani)* and *Idiot Rockfish (Sebastomus spp.)* – no maximum poundage per vessel trip; no minimum size.

(2) *Pacific Ocean Perch (Sebastes alutus)*– 5,000 pounds or 10 percent of total weight of fish on board, whichever is greater per vessel trip; no minimum size.

(3) All other species of rockfish (*Sebastes spp.*)– 3,000 pounds of all other species combined per vessel trip; no minimum size.

(4) *Sablefish*– minimum size 22 inches in length, unless dressed in which case minimum size 16 inches in length from the anterior insertion of the first dorsal fin to the tip of the tail, except that an incidental catch less than the minimum size of 5,000 pounds is allowed.

#### NEW SECTION

**WAC 220-44-05000C COASTAL BOTTOM-FISH CATCH LIMITS.** Notwithstanding the provisions of WAC 220-44-050, effective 12:01 a.m. September 10, 1983, until further notice it is unlawful to possess, transport through the waters of the state, or land in any Washington state port bottomfish taken from Coastal Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59, 60A, 61, 62 or 63 in excess of the amounts or less than the minimum sizes shown below the species indicated:

(1) *Widow Rockfish (Sebastes entomelas)*– 1,000 pounds per vessel trip; no minimum size.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-44-05000A COASTAL BOTTOMFISH CATCH LIMITS. (83-114)**

#### **WSR 83-19-004**

##### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 83-119—Filed September 8, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for summer/fall chinook during IPSFC sockeye and pink management. Restrictions in Area 7C and the Samish River protect milling chinook destined for the Samish Hatchery. Restrictions in Area 6D and Strait of Juan de Fuca tributaries provide protection for local chinook stocks and pink stocks in Area 6D and the Dungeness and Elwha rivers. Restrictions in Area 12C provide protection for

summer/fall chinook and pink salmon returning to Hoodsport Hatchery. Restrictions in 10B, 10C, 10D and the Cedar River are the least restrictive regulations that provide opportunity to harvest chinook and protect Lake Washington sockeye. Restrictions in Area 8 and the Skagit River provide protection for local summer/fall chinook, pink, and coho stocks. Restrictions in Areas 8A, 11, 11A, 13 and the Nooksack, Puyallup, Nisqually, Snohomish and Stillaguamish rivers provide protection for local pink stocks. Restrictions in Areas 6B, 9, 10 and 11 provide protection for Puget Sound pink salmon stocks and protect the integrity of the South Sound coho size update.

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

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

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

APPROVED AND ADOPTED September 8, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-28-317 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS.** Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Areas 4B, 5, and 6C – Drift gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Areas 6 and 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

\*Areas 6B – Effective through September 10, gill net gear restricted to 7-inch minimum mesh when open and purse seine gear is prohibited. Effective September 11 until further notice, closed to all net gear.

Area 6D and Dungeness River – Effective through September 24, closed to all commercial fishing.

Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 7C – Closed to all commercial fishing.

\*Area 8 – Effective until further notice, closed to all commercial fishing.

Area 8A – Effective through September 10, gill net gear restricted to 7-inch minimum mesh and all other gear must immediately release pink salmon, when open and purse seine gear is prohibited.

\*Area 9 – Effective through September 10, gill net gear restricted to 7-inch minimum mesh when open and purse seine gear is

prohibited. Effective September 11 until further notice, closed to all commercial fishing.

\*Area 10 – Effective through September 10, except from 6 p.m. September 8 to 9 a.m. September 9, gill net gear restricted to 7-inch min. mesh, when open. Effective through September 10, except from 6 a.m. to 9 p.m. September 9 purse seine gear is prohibited. Effective 12:01 a.m. to 6 p.m. September 11, closed to all commercial fishing.

Area 10B – Effective through September 24, gill nets restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open.

Area 10C – Effective through December 31, closed to all commercial fishing.

Area 10D – Effective through October 8, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open. That portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek is closed to all commercial fishing through December 31.

Area 11 and 11A – Effective through September 10, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.

Area 12C – Effective through September 30, closed to all commercial fishing within 1,000 feet of the western shore between Hoodspout Marina Dock and Glen Ayr Trailer Park.

Area 13 – Effective through October 1, excluding (1) that portion of Chambers Bay east of the railroad trestle, and (2) that portion north of a line from Green Point on the eastern shoreline of Carr Inlet to the flashing signal beacon #4 on the west shoreline, gill net gear is restricted to 7-inch minimum mesh, and all other gear must immediately release pink salmon, when open. Purse seine gear is prohibited.

Cedar River – Effective through December 31, closed to all commercial fishing.

Nooksack River – Upstream of the confluence of north and south forks – closed to all net gear.

Puyallup River – Effective through September 10, gill nets restricted to 7-1/2-inch minimum mesh, when open.

Nisqually River – Effective through September 24, gill net gear restricted to 7-1/2" minimum mesh, when open.

Stillaguamish and Snohomish rivers – Effective through September 10, gill net gear restricted to 7-1/2" minimum mesh, when open.

\*Skagit River including all tributaries – Effective until further notice, closed to all commercial fishing.

Samish River – Closed to all commercial fishing.

Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks – Effective through September 24, closed to all commercial fishing.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-316 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-117)

**WSR 83-19-005**  
WITHDRAWAL OF PROPOSED RULES  
**FORT STEILACOOM**  
**COMMUNITY COLLEGE**  
[Filed September 9, 1983]

The board of trustees of Fort Steilacoom Community College, District Number Eleven, withdraws the notice of intention to adopt, amend, or repeal rules by institutions of higher education, with regard to the proposed amendatory sections of chapter 132K-112 WAC, Qualifications and personnel selection policy.

Refer to Notice No. WSR 83-17-088, dated August 23, 1983.

Jack Asby  
Acting President

**WSR 83-19-006**  
NOTICE OF PUBLIC MEETINGS  
**FORT STEILACOOM**  
**COMMUNITY COLLEGE**  
[Memorandum—September 7, 1983]

The board of trustees of Community College District No. 11 (Fort Steilacoom Community College) at its regular meeting on September 6, 1983, approved unanimously to reschedule the October 4, 1983, regular board of trustees meeting to a special meeting on October 18, 1983. There will be no change to the time and location of the said meeting as reported in our earlier transmittal.

**WSR 83-19-007**  
PROPOSED RULES  
**BOARD OF ACCOUNTANCY**  
[Filed September 9, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Accountancy intends to adopt, amend, or repeal rules concerning new sections WAC 4-25-020, 4-25-130, 4-25-140 and 4-25-180;

that the agency will at 11:00 a.m., Friday, September 30, 1983, in the Sea-Tac Tower 1, Suite 500, 18000 Pacific Highway South, Seattle, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.04.070.

The specific statute these rules are intended to implement is chapter 234, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 23, 1983.

This notice is connected to and continues the matter in Notice No. WSR 83-15-066 filed with the code reviser's office on July 20, 1983.

Dated: September 9, 1983  
 By: Boothe W. Havisham  
 Chief Executive Officer

**WSR 83-19-008**  
**EMERGENCY RULES**  
**DEPARTMENT OF LICENSING**  
 [Order PL 444—Filed September 9, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to professional licensing fee changes.

I, John Gonzalez, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the adoption of these fees is necessary to correct errors in fee rules filed with the code reviser on August 10, 1983.

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

This rule is promulgated pursuant to section 12, chapter 168, Laws of 1983 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 9, 1983.

By John Gonzalez  
 Director

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 114-12-135 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
Application and exam	\$250.00
Reciprocity and partial	200.00
National board waiver	200.00
License renewal	125.00
Late renewal penalty	125.00
License ((registration)) <u>restoration</u>	25.00
Duplicate license	5.00
Certification	10.00

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-16-500 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Barbers:</b>	
Application and exam	\$ 30.00
Full exam	30.00
Partial reexam	15.00
Renewal	35.00
Late renewal penalty	35.00
Reciprocity	30.00

<b>Instructors:</b>	
Application and exam	30.00
Reexam	30.00
Renewal	35.00
Late renewal penalty	35.00

<b>Manager Instructors:</b>	
Application and exam	30.00
Reexam	30.00
Renewal	35.00
Late renewal penalty	35.00
Barber student application	5.00
Duplicate license (any)	5.00

<b>Certified Men's Hairstylist:</b>	
Application and exam	50.00
Reexam	50.00

<b>Barber Shops:</b>	
Application	25.00
Renewal	25.00
Transfer fee	25.00
Late renewal penalty	25.00

<b>Barber Schools:</b>	
Application	150.00
Renewal	150.00
Late renewal penalty	150.00
<u>Student barber certificate renewal</u>	<u>5.00</u>
<u>Shop original inspection fee</u>	<u>25.00</u>
<u>Shop transfer penalty fee</u>	<u>25.00</u>

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-24-485 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Manager—Operator:</b>	
Exam application	\$ 30.00
Full reexam	30.00
Partial reexam	15.00
Renewal	15.00
Reciprocity	30.00
Late renewal penalty	15.00

<b>Instructor—Operator:</b>	
Exam application	30.00
Reexam	30.00
Renewal	15.00
Reciprocity	30.00
Late renewal penalty	15.00

<b>Manicurist Manager—Operator:</b>	
Exam application	15.00
Reexam	15.00
Renewal	10.00
Late renewal penalty	10.00
Reciprocity	15.00
Cosmetology student application	5.00

<b>Manicurist Shop:</b>	
<u>Application</u>	<u>25.00</u>
<u>Renewal</u>	<u>25.00</u>
<u>Late renewal penalty</u>	<u>25.00</u>

<b>Cosmetology Shop:</b>	
Application	25.00
Renewal	25.00
Late renewal penalty	25.00

<b>Cosmetology School:</b>	
Application	150.00
Renewal	150.00
Late renewal penalty	150.00
Duplicate license (any)	5.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-31-055 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
Application and exam	\$200.00
Reciprocity application	200.00
License renewal	100.00
Reexamination	200.00
Late renewal penalty	((+100.00))
	<u>10.00</u>
Duplicate license	5.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-51-200 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Operator:</b>	
Written test	\$ 30.00
Practical exam	40.00
Written—Reexam	30.00
Practical—Reexam	40.00
Initial license	30.00
Renewal	30.00
Late renewal penalty	((30.00))
	<u>10.00</u>

<b>Business:</b>	
Application	50.00
Renewal	50.00
Late renewal penalty	((50.00))
	<u>10.00</u>
Duplicate license	5.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-152-015 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Veterinarian:</b>	
Initial examination (full)	\$150.00
Retake—Written	100.00
Retake—Practical	50.00
Temporary permit	35.00
Initial license or renewal	30.00
Late renewal penalty	((30.00))
	<u>10.00</u>
Duplicate license	5.00
Certification	10.00
<b>Animal Technician:</b>	
Exam fee	50.00
Retake exam	50.00
Initial license or renewal	((20.00))
	21.00
Late renewal penalty	((20.00))
	<u>7.00</u>
Duplicate license	5.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-32-090 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Agencies:</b>	
Investigation fee	\$100.00
Original application	200.00
Renewal	250.00
Late renewal penalty	250.00
<b>Debt ((Adjustee)) Adjuster:</b>	
Investigation fee	100.00
Exam or reexam	150.00

<u>Title of Fee</u>	<u>Fee</u>
Original application	300.00
Renewal	300.00
Duplicate license	5.00
Late renewal penalty	300.00

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-33-105 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<u>Agencies:</u>	
Original license	\$300.00
Renewal	300.00
Transfer of license	150.00
Duplicate license	5.00
Late renewal penalty	300.00
New amended contract approval	50.00
New/amended fee schedule approval	50.00
<u>Branch Office:</u>	
Original application	150.00
Renewal	150.00
Transfer of license	75.00
Late renewal penalty	150.00
Duplicate license	5.00
General manager exam fee	50.00

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-52-315 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<u>Physicians and Surgeons:</u>	
Application	<del>((<del>\$35.00</del>))</del> \$25.00
First exam	100.00
Retake—Exam	100.00
<del>((Application=))</del> Reciprocity	50.00
License renewal	30.00
Late renewal penalty	10.00
Limited license	55.00
Limited license renewal	15.00
Certification	15.00
Duplicate license	5.00
Disciplinary assessment	30.00
<u>Physician's Assistant:</u>	
Application	25.00
Renewal	10.00
Late renewal penalty	10.00
Duplicate license	5.00

WSR 83-19-009

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order 729-DOL—Filed September 9, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to adding new chapter 308-99 WAC, vehicle reciprocity, WAC 308-99-010 applications, 308-99-020 definitions, 308-99-030 basic policy defined, 308-99-040 restrictions and conditions, and repealing chapter 410-20 WAC.

This action is taken pursuant to Notice No. WSR 83-18-012 filed with the code reviser on August 29, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to section 18 et seq., chapter 227, Laws of 1982 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 9, 1983.

By John Gonzalez  
Director

CHAPTER 308-99 WAC  
VEHICLE RECIPROCITY

WAC

- 308-99-010 APPLICATION.
- 308-99-020 DEFINITIONS.
- 308-99-030 BASIC POLICY DEFINED.
- 308-99-040 RESTRICTIONS AND CONDITIONS.

NEW SECTION

WAC 308-99-010 APPLICATIONS. In the absence of a written agreement between the state of Washington and another jurisdiction these rules shall apply to the operation of vehicles which are not licensed or registered in this state.

NEW SECTION

WAC 308-99-020 DEFINITIONS. (1) For the purposes of vehicle license registration, a resident is a person who

- (a) Owns a vehicle which is licensable under the provisions of chapter 46.16 RCW and which is physically present in the state of Washington in excess of six months in any one continuous twelve month period; or
- (b) Resides in this state for a period in excess of six months in any one continuous twelve month period; or
- (c) Becomes a registered voter in this state; or
- (d) Places children in a public school without paying nonresident tuition fees; or
- (e) Receives benefits under one of the Washington public assistance programs; or



(f) Declares himself to be a resident for the purpose of obtaining a state license or tuition fees at resident rates; or

(g) Is permanently employed in this state.

(2) "Military personnel" means active members of the United States Army, Navy, Air Force, Marine Corps, Coast Guard, commissioned officers of the Public Health Service, and members of foreign military organizations assigned to this state on official duty.

(3) "Jurisdiction" means a state, territory, or possession of the United States, the District of Columbia, or a state or province of a country.

#### NEW SECTION

**WAC 308-99-030 BASIC POLICY DEFINED.** Chapter 46.85 RCW authorizes the Department of Licensing to enter into agreements with other jurisdictions providing for the granting of mutual benefits, privileges, and exemption from payment of vehicle license and registration fees to owners of vehicles properly licensed or registered in one jurisdiction while being operated in Washington. Chapter 46.85 RCW further provides that in the absence of an agreement, vehicles properly licensed or registered in another jurisdiction shall receive, when operated in this state, the same benefits, privileges and exemptions granted by that jurisdiction to properly registered Washington vehicles.

It is the purpose of these rules to define this policy in terms of specific applications and to describe restrictions and conditions to the operation of vehicles in this state which are licensed in other jurisdictions.

#### NEW SECTION

**WAC 308-99-040 RESTRICTIONS AND CONDITIONS.** A vehicle properly licensed or registered in another jurisdiction may be operated in Washington without further registration requirements subject to the following conditions and restrictions:

(1) Nonresident tourists: Length of stay cannot exceed six months in any one continuous twelve month period.

(2) Nonresident students: The student must be in full-time attendance at an institution of higher learning accredited by the Northwest Association of Schools and Colleges and maintain their legal home of record at a location outside the state of Washington. Students' vehicles must be registered in their name or the name of their parent or legal guardian in the resident state of record. The student must carry documentation issued by the institution in the vehicle which readily establishes the nonresident status. Employment incidental to the full-time student status is permitted. The spouse of a nonresident student has the same licensing privilege as long as the vehicle is registered to the student or jointly to the student and spouse, regardless of the spouse's legal residence or employment.

(3) Nonresident military personnel: Vehicles must be currently registered in the name of the military person at his official home of record. A vehicle licensed at the last duty station may be operated until expiration of the registration at which time it must be licensed in the home

of record or in Washington. The spouse of a nonresident military person has the same licensing privilege as long as the vehicle is registered to the military person or jointly to the military person and spouse, regardless of the spouse's legal residence or employment.

(4) Foreign tourists: Tourists from foreign countries are permitted to operate a vehicle which is currently licensed in their country of residence for up to one year from the date of entry of the vehicle into the United States.

(5) Temporary employment: Nonresident persons engaged in employment of a temporary nature may operate a vehicle in this state which is currently licensed in another jurisdiction for a period not to exceed six months. Proof of the temporary nature of the employment may be required.

(6) Borrowed vehicle: A borrowed vehicle currently licensed in another jurisdiction may be operated by a Washington resident for a period not to exceed ten days in any one calendar year. If the period of use exceeds ten days the vehicle must be registered and licensed in Washington. This provision does not apply to business vehicles.

(7) Salesmen: Nonresident salesmen based at a location outside Washington are permitted to operate vehicles not to exceed 12,000 pounds registered gross vehicle weight licensed in another jurisdiction in this state without registration.

(8) Business vehicle: A vehicle or a combination of vehicles, not exceeding a registered gross or combined gross vehicle weight of 12,000 pounds, which is properly base licensed in another jurisdiction, and used for business purposes in this state is not required to obtain Washington vehicle license registration except when such vehicle is owned or operated by a business or branch office of a business located in Washington, or when such vehicle is in the overnight custody of a Washington resident.

(9) Nonresident employed in Washington: May operate a vehicle licensed in another jurisdiction as long as no permanent, temporary, or part-time residence is maintained in this state.

(10) New resident: New Washington residents shall be allowed sixty days from the date of establishing residency to procure Washington registration for their vehicle.

#### REPEALER

The following chapter of the Washington Administrative Code is hereby repealed: Chapter 410-20 WAC - Vehicle Reciprocity.

WAC 410-20-010 APPLICATION.

WAC 410-20-020 DEFINITIONS.

WAC 410-20-030 BASIC POLICY DEFINED.

WAC 410-20-040 RESTRICTIONS AND CONDITIONS.

WAC 410-20-050 ADMINISTRATION.

WAC 410-20-060 INTERPRETATION.

WAC 410-20-070 REGULAR MEETING DATES.

**WSR 83-19-010**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-120—Filed September 9, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for summer/fall chinook during IPSFC sockeye and pink management. Restrictions in Area 7C and the Samish River protect milling chinook destined for the Samish Hatchery. Restrictions in Area 6D and Strait of Juan de Fuca tributaries provide protection for local chinook stocks and pink stocks in Area 6D and the Dungeness and Elwha rivers. Restrictions in Area 12C provide protection for summer/fall chinook and pink salmon returning to Hoodport Hatchery. Restrictions in 10B, 10C, 10D and the Cedar River are the least restrictive regulations that provide opportunity to harvest chinook and protect Lake Washington sockeye. Restrictions in Areas 8A, 13, and the Nooksack, Puyallup, Nisqually, Snohomish and Stillaguamish rivers provide protection for local pink stocks. Restrictions in Areas 6B, 9, 10 and 11 provide protection for Puget Sound pink salmon stocks and protect the integrity of the South Sound coho size update. Restrictions were removed from Areas 11, 11A, the Puyallup River, as test fisheries indicate pink salmon have cleared these areas. Restrictions in Area 8 and the Skagit River allow a coho run size update fishery while protecting local pink and coho stocks.

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

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

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

APPROVED AND ADOPTED September 9, 1983.

By William R. Wilkerson  
 Director

**NEW SECTION**

**WAC 220-28-318 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS.** *Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

*Areas 4B, 5, and 6C – Drift gill net gear restricted to 5-7/8-inch maximum mesh, when open.*

*Areas 6 and 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.*

*Area 6B – Effective through September 10, gill net gear restricted to 7-inch minimum mesh when open and purse seine gear is prohibited. Effective September 11 until further notice, closed to all net gear.*

*Area 6D and Dungeness River – Effective through September 24, closed to all commercial fishing.*

*Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.*

*Area 7C – Closed to all commercial fishing.*

*\*Area 8 – Effective until further notice except from 3 PM September 9 to 12:01 AM September 11, closed to all commercial fishing.*

*Area 8A – Effective through September 10, gill net gear restricted to 7-inch minimum mesh and all other gear must immediately release pink salmon, when open and purse seine gear is prohibited.*

*Area 9 – Effective through September 10, gill net gear restricted to 7-inch minimum mesh when open and purse seine gear is prohibited. Effective September 11 until further notice, closed to all commercial fishing.*

*\*Area 10 – Effective through September 10, gill net gear restricted to 7-inch min. mesh, when open. Effective through September 10, except from 6 a.m. to 9 p.m. September 9 purse seine gear is prohibited. Effective 12:01 a.m. to 6 p.m. September 11, closed to all commercial fishing.*

*Area 10B – Effective through September 24, gill nets restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open.*

*Area 10C – Effective through December 31, closed to all commercial fishing.*

*Area 10D – Effective through October 8, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open. That portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek is closed to all commercial fishing through December 31.*

*Area 12C – Effective through September 30, closed to all commercial fishing within 1,000 feet of the western shore between Hoodport Marina Dock and Glen Ayr Trailer Park.*

*Area 13 – Effective through October 1, excluding (1) that portion of Chambers Bay east of the railroad trestle, and (2) that portion north of a line from Green Point on the eastern shoreline of Carr Inlet to the flashing signal beacon #4 on the west shoreline,*

*gill net gear is restricted to 7-inch minimum mesh, and all other gear must immediately release pink salmon, when open. Purse seine gear is prohibited.*

*Cedar River - Effective through December 31, closed to all commercial fishing.*

*Nooksack River - Upstream of the confluence of north and south forks - closed to all net gear.*

*\*Puyallup River upstream of the Interstate 5 bridge - Effective until further notice, gill nets restricted to 7-1/2-inch minimum mesh, when open.*

*Nisqually River - Effective through September 24, gill net gear restricted to 7-1/2" minimum mesh, when open.*

*Stillaguamish and Snohomish rivers - Effective through September 10, gill net gear restricted to 7-1/2" minimum mesh, when open.*

*\*Skagit River including all tributaries - Effective until further notice (1) in that portion downstream of the Mt. Vernon bridge - closed to all commercial fishing except from 3 PM September 9 to 12:01 AM September 11 and (2) in that portion upstream of the Mt. Vernon Bridge - closed to all commercial fishing.*

*Samish River - Closed to all commercial fishing.*

*Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks - Effective through September 24, closed to all commercial fishing.*

### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-28-317 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-119)**

### **WSR 83-19-011**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 83-121—Filed September 9, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for Canadian and Puget Sound chinook during sockeye and pink fisheries

under the direction of IPSFC. Openings in Areas 7B, 8A, 10, 11 and 12 provide opportunity to harvest non-Indian coho allocations and provide run size updates. Extended opening of Area 7B necessary to harvest allocation. All other areas are closed to prevent overharvest. Troll landing restrictions provide protection for chinook and coho stocks.

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

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

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

APPROVED AND ADOPTED September 9, 1983.

By William R. Wilkerson  
Director

### NEW SECTION

**WAC 220-47-810 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

*All areas - It is unlawful to land troll caught salmon.*

*Areas 4B, 5, 6, 6A, 6C, 7 and 7A - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Gill net gear is restricted to 5-7/8-inch maximum mesh, when open.*

*\*Area 7B - Closed except gillnets using 5-inch minimum mesh may fish from 6:00 p.m. to 9:00 a.m. nightly beginning September 11. Purse seines may fish from 5:00 a.m. to 9:00 p.m. daily beginning September 12. That portion north of a line from Post Point to the northern tip of Eliza Island to Point Frances is open to gillnets using 5-inch minimum mesh and purse seines 24 hours/day beginning 12:01 a.m., September 11.*

*\*Areas 8A and 12 - Closed except gillnets using 5-inch minimum mesh may fish from 6:00 p.m. to 9:00 a.m. September 11 through the morning of September 12 and purse seines using the 5-inch strip may fish from 5:00 a.m. to 9:00 p.m. September 12.*

*\*Areas 10 and 11 - Closed except gillnets using 5-inch minimum mesh may fish from 6:00 p.m. to 9:00 a.m. September 11 through the morning of September 13, and purse seines using the 5-inch strip may fish from 5:00 a.m. to 9:00 p.m. September 12 and 13.*

*Partial area exclusions applicable to the above openings are described in WAC 220-47-307.*

*Areas 6B, 6D, 7C, 7D, 8, 9, 9A, 10A, 10B, 10C, 10D, 10E, 11A, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.*

**REPEALER**

The following section of the Washington Administrative Code is repealed:

**WAC 220-47-809 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-116)**



**WSR 83-19-012**

**ADOPTED RULES**

**DEPARTMENT OF TRANSPORTATION**

[Order 82—Filed September 12, 1983]

I, Duane Berentson, Secretary of Transportation, do promulgate and adopt at Room 1D9, Transportation Building, Olympia, Washington 98504, the annexed rules relating to an amendment to WAC 468-30-060, "rental of state highway lands and improvements" that would require rentals, as well as sales, to be at the economic (market) rate.

This action is taken pursuant to Notice No. WSR 83-15-030 filed with the code reviser on July 18, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Transportation as authorized in RCW 47.12.120.

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

APPROVED AND ADOPTED September 12, 1983.

By Duane Berentson  
Secretary

**AMENDATORY SECTION** (Amending DOT Order 10 & Comm. Order 1, Resolution 13, filed 12/20/78)

WAC 468-30-060 RENTAL OF STATE HIGHWAY LANDS AND IMPROVEMENTS. (1) All property acquired by the department of transportation and held for future highway or related purposes may be rented whenever the need of the land for construction shall be sufficiently far in the future as to permit occupancy by a party in possession on date of acquisition for at least one month or by a party not in possession on date of acquisition for at least two months. The sale or demolition of improvements shall be avoided (except with respect to those deemed unrentable or deemed to constitute a hazard) to insure that maximum rental revenue is obtained and the effects of right of way clearance

on the community are reduced to a minimum. Full occupancy of rentable improvements shall be maintained to the maximum extent possible; however, improvements which are substandard or unsightly to the extent that they cannot be rented in three months after acquisition shall be disposed of by sale or demolition.

(2) Leases and rental agreements in furtherance of the policy set forth in subsection (1) of this section and pursuant to authority contained in chapter 162, Laws of 1949, shall be negotiated by the right of way division of the department of transportation where directed by the secretary of transportation. Said division shall prepare all necessary documents to accomplish such leases and shall submit same to the director for action thereon as indicated in subsection (4) of this section.

(3) The ~~((following))~~ rental rates are ~~((adopted as "minimum standard rental rates"))~~ based on the following:

(a) ~~((<sup>"Owner-occupied."</sup> Improved properties occupied by the owners at time of acquisition by the state may be rented to such owner-occupants at a rate of 0.5 percent per month of the purchase price or award in condemnation (less damages to any remainder:))~~ The rental rate is economic rent as determined by either a market data report of rentals or a written determination by appraisal.

(b) ~~((<sup>"Tenant-occupied."</sup> Improved properties occupied by tenants at time of acquisition by the state may be rented to such tenants at their existing rental rate reduced by the value of any utility payments or services furnished by the former landlord. PROVIDED, That such adjusted rental is at a rate not less than 0.7 percent per month of the purchase price or award in condemnation (less damages to any remainder:))~~ For those rentals subject to excise tax under the provisions of chapter 82.29A RCW, the tax is payable in addition to the determined rental rate.

(c) ~~((<sup>"Subsequent tenants."</sup> Rentals to any party subsequent to vacation by the original occupant at time of acquisition by the state shall be at a rate not less than 0.7 percent per month of the purchase price or award in condemnation (less damages to any remainder). Such rental rates shall exclude utilities which shall become the responsibility of the tenant, and shall require a waiver of any relocation assistance benefits:))~~ The rental rate is evaluated as economic conditions require, but no more often than once per year.

(d) ~~((<sup>"Owner-retained improvements."</sup> When, in the acquisition transaction, an owner retains improvements for subsequent removal from the right of way, occupancy after the agreed possession date shall be at a rate not less than 0.5 percent per month of the amount paid for land and loss or removal of improvements (i.e. other damages to be excluded:))~~ Where the acquired improvement is tenant occupied, the rental rate in effect at the time of acquisition shall continue for ninety days. Thereafter the rental rate shall be economic rent. Should the tenant be paying more than economic rent, the rent is to be immediately lowered to economic rent.

(e) ~~((<sup>"Improvements purchased at auction."</sup> If improvements are purchased at public auction for removal~~

~~from the right of way, occupancy after the agreed removal date shall be at a rate of not less than 0.7 percent per month of the price paid by the state for the parcel of land on which the improvement lies or fifteen dollars per month, whichever is greater.~~

~~(f) "Unimproved land." Unimproved land, not needed for construction, may be rented at not less than 0.7 percent per month of the price paid by the state for the parcel.) The rent for the first month (pay period) is calculated and adjusted to the next closest first or fifteenth day. This adjusted rent and the last month's (pay period) rent are payable upon execution of the rental agreement.~~

(4) Authority to approve rental agreements:

(a) All rental agreements in which the rental rate equals or exceeds the "minimum standard rental rates" of the applicable provisions of subsection (3) of this section may be approved by the secretary of transportation or his designee.

(b) The following described agreements (i) and (ii) will not be considered under the provisions of subsection (3) of this section and may be approved by the secretary of transportation.

(i) Interim possession agreements—Interim agreements will give possession to a prospective air space lessee during the period prior to the formalization and approval of an air space lease. The agreements will provide interim rental at a negotiated figure and will be terminable on thirty days' notice.

(ii) Mutual benefits possession agreements—Mutual benefits possession agreements will involve those properties where the benefits to the state will equal those derived by the lessee and will be terminable on thirty days' notice. The value of mutual benefit will be determined by the secretary or his designee.

(5) Leases and rental agreements shall be subject to termination on a maximum of sixty days' written notice, provided, that the secretary or his designee may approve time extensions in specific cases.



**WSR 83-19-013**

**ADOPTED RULES**

**DEPARTMENT OF TRANSPORTATION**

[Order 83—Filed September 12, 1983]

I, Duane Berentson, Secretary of Transportation, do promulgate and adopt at Room 1D9, Transportation Building, Olympia, Washington 98504, the annexed rules relating to the repeal of WAC 468-38-440, a description of HOV lanes on SR 5 and SR 520. With the revision to RCW 34.04.010, it is no longer necessary to include the description of HOV lanes in WAC. The Department of Transportation maintains an inventory of all HOV lanes on state highways.

This action is taken pursuant to Notice No. WSR 83-16-069 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Transportation as authorized in RCW 34.04.010, 46.61.165 and 47.52.025.

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

APPROVED AND ADOPTED September 12, 1983.

By Duane Berentson  
Secretary

REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 468-38-440 RESERVATION OF FACILITIES FOR TRANSIT AND CARPOOLS.**



**WSR 83-19-014**

**ADOPTED RULES**

**DEPARTMENT OF TRANSPORTATION**

[Order 84—Filed September 12, 1983]

I, Duane Berentson, secretary of the Department of Transportation, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the prequalification of ferry system contractors, chapter 468-310 WAC.

This action is taken pursuant to Notice No. WSR 83-15-023 filed with the code reviser on July 15, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 133, Laws of 1983 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 12, 1983.

By Duane Berentson  
Secretary

Chapter 468-310 WAC

**PREQUALIFICATION OF FERRY SYSTEM CONTRACTORS**

NEW SECTION

**WAC 468-310-010 GENERAL REQUIREMENTS.** Contractors desiring to offer bids for the performance of contracts for the construction, improvement or repair of a ferry, ferry terminal, or other facility operated by the Washington state ferries or for the repair, overhaul, or the dry-docking of any ferry operated by

Washington state ferries must first be prequalified by the Washington state department of transportation (hereinafter "department") and shall file a standard prequalification questionnaire and financial statement (hereinafter "prequalification questionnaire") using forms furnished by the department. The prequalification questionnaire shall include a report of the financial ability of the contractor, its organization, key personnel, equipment and plant facilities, and experience. Complete answers to all questions and the furnishing of all information as indicated by column headings or otherwise throughout the prequalification questionnaire are an essential part of compliance with these rules. A prequalification questionnaire from a contractor not previously prequalified under these rules, who desires to bid on a project must be received no later than 15 calendar days prior to the bid opening (or such other time as the department may specify with respect to any project) in order to receive consideration for that bid opening. The contractor shall authorize the department to obtain all information which it may deem pertinent with respect to the contractor's financial worth, assets and liabilities, and the adequacy of its performance of contracts performed by the contractor in whole or in part within the preceding three years. The department shall issue a certificate of prequalification to any contractor found to possess the qualifications prescribed.

Prequalification may be established in any calendar quarter and is renewable annually. The information submitted in the prequalification questionnaire will be used to establish the first prequalification, classification and maximum capacity ratings of the contractor for its current fiscal year or remaining portion thereof plus one additional calendar quarter. Thereafter prequalification will be renewed and when appropriate, modified in the first quarter of the contractor's fiscal year for the balance of the fiscal year plus one calendar quarter.

The department shall not make available for public inspection and copying financial information supplied by or on behalf of the contractor for the purpose of qualifying to submit a bid or proposal as provided herein. The foregoing restriction shall not, however, prohibit the department from giving such information in evidence or in pretrial discovery in any court action or administrative hearing involving the department and the contractor.

The department may at any time during which the certificate of prequalification is in effect demand a new prequalification questionnaire and if the same is not provided within sixty days of the date of request, the certificate of prequalification held by the contractor will be considered forfeited and the contractor will not be permitted to bid on contracts let by the department for those classes of ferry system construction or repair enumerated in subsection (8) of section 5 until such a new statement has been received by the department.

If at any time during the valid period of the certificate of prequalification the latest prequalification questionnaire on record with the department ceases to represent fairly and substantially the financial position or the equipment and plant facilities of the contractor to whom the certificate was issued, it shall be the responsibility of

that contractor to so notify the department and to refrain from further bidding on ferry system construction or repair contracts until his prequalification has been confirmed or revised. Failure to give such notice will constitute a violation of these rules.

The department reserves the right to require a personal interview with any contractor when considering his qualifications.

#### NEW SECTION

**WAC 468-310-020 CONTENTS OF STANDARD PREQUALIFICATION QUESTIONNAIRE AND FINANCIAL STATEMENT.** The standard prequalification questionnaire and financial statement shall be prepared in duplicate. The original shall be transmitted to the assistant secretary for marine transportation and a copy shall be retained by the contractor applicant. The contractor shall provide the following information:

(1) The name, address, phone number, contractor registration number and type of organization (corporation, co-partnership, individual, etc.) of the contractor seeking prequalification.

(2) The contract size in dollars and the class or classes of work for which the contractor seeks prequalification (such as vessel dry-docking and hull repairs, vessel electrical repairs, etc.) as enumerated in subsection (8) of WAC 468-310-050.

(3) Ownership of the contractor and if a corporation, the name of the parent corporation (if any) and any affiliated companies or subsidiaries.

(4) An accurate and complete record of the 15 largest contracts in excess of \$10,000 performed by the contractor in whole or in part within the preceding three years both in Washington and elsewhere, including subcontracts, giving the contract amount, the date completed, the class of work, the name, address and phone number of the owner/agency representative, and any liquidated damages assessed against the contractor by an owner arising out of the performance of the contract.

(5) The principal officers and key employees showing the number of years each engaged in the class or classes of work for which the contractor seeks prequalification. The department may require resumes of the principal officers and key employees of any contractor seeking prequalification certification for work in excess of \$1,000,000.

(6) A contractor applying for prequalification certification to perform work in excess of \$1,000,000 shall provide, in addition to the financial data required by the questionnaire, a copy of its financial statement for its last fiscal year as audited by an independent certified public accountant which shall include comparative balance sheets and income statements, a statement of retained earnings, supporting schedules and notes attached thereto, and the opinion of the independent auditor. The financial statement shall not be more than 12 months old when submitted. Any wholly owned subsidiary corporation may file the latest consolidated financial statement of its parent corporation in lieu of a financial statement prepared solely for such subsidiary providing the financial statement otherwise meets the requirements of the preceding two sentences. If a consolidated financial

statement is filed on behalf of a subsidiary corporation, a bid of the subsidiary corporation will be considered only if there is on file with the department a letter from the parent corporation guaranteeing performance by the subsidiary corporation of its contract with the department of transportation in an amount at least equal to the amount of the bid. A letter of guarantee by a parent corporation may cover a specific contract bid by its subsidiary or all contracts bid by its subsidiary within a stated period of time. A contractor requesting prequalification certification to perform work in excess of \$2,000,000 shall submit copies of its audited annual statements for the previous three years.

(7) A list of all major items of equipment to be used in those classes of work for which prequalification certification is requested including the original cost, age, location and condition of such equipment. The schedule shall show whether the equipment is owned, leased or rented. All major items of useful equipment should be listed even though fully depreciated but no obsolete or useless equipment should be included. In the event the contractor seeks prequalification certification to perform work on ferry vessels, the schedule shall also describe plant facilities of the contractor including shipyards, dry docks, repair facilities and other plant facilities.

(8) Such other information as may be required by the prequalification questionnaire.

#### NEW SECTION

**WAC 468-310-030 CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF PERFORMING PREVIOUS CONTRACTS.** The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of performing previous contracts. In making such a determination the department shall consider the record of the contractor in performing any contract in excess of \$10,000 in value performed in whole or in part within the preceding three years in accordance with the following criteria, to wit, whether or not the contractor has with respect to such contract:

(1) Furnished records, including but not limited to drawings, plans, manuals, and financial records as required by the contract;

(2) Submitted all drawings and plans to the department for review and approval as required by the contract;

(3) Fulfilled the requirements of any contractual guarantee or warranty;

(4) Diligently pursued execution and completion of work or delivery of vessels in accordance with contractual time schedules as modified by extensions of time by the owner;

(5) Cooperated with the owner in the performance of the contract including providing the owner access to the work for inspection and providing the owner timely notices of tests and trials as required by the contract;

(6) Performed the contract in a workmanlike manner with adequate quality assurance;

(7) Otherwise completed the contract in compliance with contract plans and specifications.

#### NEW SECTION

**WAC 468-310-040 CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF INTEGRITY.** The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of integrity in the performance of previous contracts or in connection with prequalification or bidding. In making such a determination, the department may consider any of the following as evidence of a lack of integrity:

(1) Conviction of violating a federal or state antitrust law by bidrigging, collusion, or restraint of competition between bidders, or conviction of violating any other bid-related or contract-related federal or state law. Conviction of a contractor's principal officers and agents of any such offenses will be imputed to the contractor;

(2) Willful concealment of any deficiency in the performance of a prior contract;

(3) Falsification of information or submission of deceptive or fraudulent statements in connection with prequalification, bidding, or performance of a contract;

(4) Debarment of the contractor by a federal or state agency or by a municipal corporation unless the period of the debarment has terminated;

(5) Default on a previous contract.

#### NEW SECTION

**WAC 468-310-050 CLASSIFICATION AND CAPACITY RATING.** (1) Each contractor seeking prequalification under these rules will be classified for one or more of the classes of work listed in subsection 8 of this section and will be given a maximum capacity rating in accordance with its financial ability, the adequacy of its equipment and plant facilities to perform the class or classes of work for which it has sought prequalification, the extent of the contractor's experience in performing contracts of the class or classes for which prequalification is sought, and the adequacy of the experience and capability of the contractor's officers and key employees in performing contracts of the class or classes for which prequalification is sought. The maximum capacity rating will limit the quantity of uncompleted work which the contractor shall have under contract at any one time either as a prime contractor or a subcontractor.

(2) The maximum capacity rating for a contractor applying for a rating in excess of \$1,000,000 will be ten times the contractor's net worth as determined from the contractor's financial statement. The maximum capacity rating for a contractor applying for a rating in excess of \$50,000 and up to and including \$1,000,000 will be ten times the contractor's net worth as set forth in the standard prequalification questionnaire and financial statement. A properly executed letter of credit from an acceptable financial institution may be considered as an asset increasing the contractor's maximum capacity rating by the amount of the credit, but without the use of a multiplier. The maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000: PROVIDED, That in all cases the contractor's maximum capacity rating may be reduced to an

amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant, and experience.

(3) Consideration will be given to raising, by an amount not to exceed 50 per cent, the maximum capacity rating of a contractor who qualifies with respect to actual capacity based upon organization, personnel, equipment and plant facilities, and experience, upon receipt of evidence of a current bonding capacity of such additional amount with a corporate surety. Such evidence shall be in the form of a letter of commitment executed by an officer of the surety who is authorized to bind the surety. Notwithstanding the provisions of this subsection, the maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000.

(4) The certificate of prequalification issued by the department will establish a contractor's maximum capacity rating which will be subject to reduction by the total value of its current uncompleted work regardless of its location and with whom it may be contracted to determine the contractor's bidding capacity at the particular time. This bidding capacity shall be called "current capacity."

(5) In determining the current capacity of a contractor, the deduction for uncompleted work will include work subcontracted from others and the contractor will be given a credit for work sublet to others.

(6) In order that the department may have the necessary information to determine a contractor's current capacity, the contractor shall submit to the department for each contract for which it intends to submit a bid (at the time it requests a bid or proposal form) a certificate of the contractor's current capacity which will be prepared by it and executed under oath and which will be accompanied and supported by a Status of Contracts On Hand Report. In making this certification, the contractor certifies that its current capacity is sufficient to cover the amount of any single contract for which it has submitted a bid.

(7) Notwithstanding the provisions of this section, a contractor will be allowed to submit a bid for an amount up to \$50,000 on a class or classes of work for which it is prequalified without regard to any financial maximum capacity rating or financial current capacity rating: **PROVIDED**, That the contractor's current capacity may be reduced to an amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant facilities, and experience.

(8)(a) Construction, repair and maintenance work on ferry vessels and main ferry terminal buildings for which prequalification certification under these rules may be granted are classified as follows:

- Class 1 Vessel construction and renovation;
- Class 2 Dry-docking and hull repairs;
- Class 3 Vessel metal fabrication repairs;
- Class 4 Vessel electrical repairs;
- Class 5 Vessel miscellaneous repairs;

Class 6 New terminal building construction and terminal building major reconstruction and remodeling;

- Class 7 Terminal building renovation and repairs;
- Class 8 Painting (terminal buildings only);
- Class 9 Roofing (terminal buildings only);
- Class 10 Terminal buildings - miscellaneous.

(b) A contractor currently prequalified under RCW 47.28.070 to perform those classes of work required in the construction, improvement and repair of ferry terminal facilities (other than main terminal buildings) will initially be deemed prequalified under these rules to perform such classes of work with the same capacity rating as approved by the department for highway related work.

#### NEW SECTION

**WAC 468-310-060 REVIEW OF RESTRICTIONS IN PREQUALIFICATION CERTIFICATE.** Any contractor dissatisfied with restrictions on the dollar amount or class of work approved in its prequalification certificate may file a complaint with the assistant secretary for marine transportation together with supporting documentation. The assistant secretary or his designee shall review any such complaint and any data furnished by the contractor and may affirm or modify such restrictions in the prequalification certificate.

#### NEW SECTION

**WAC 468-310-070 JOINT VENTURES.** The department recognizes two distinct types of joint ventures for prequalification, classified as follows:

(1) Individual project joint venture: An association of two or more prequalified firms formed for the specific purpose of submitting a joint bid on a particular project. The bid of an individual project joint venture will be accepted provided all members of the joint venture are currently prequalified. At least 15 days prior to the date set for opening bids, the members of the joint venture must execute and file with the department, for its approval, a standard form of "individual project statement of joint venture" setting forth the name of the joint venture, the members of the joint venture, the title of the improvement and the names of those authorized to bind the joint venture. (Corporate minutes authorizing the joint venture must accompany the joint venture request for prequalification.)

(2) Continuing joint venture: An association of two or more firms formed for the purpose of submitting joint bids on projects to be let over a period of time. The bids of continuing joint ventures will be accepted if prequalification has been satisfactorily established by the following methods: A standard questionnaire and financial statement combining the assets and liabilities of all members of the venture shall be submitted in the name of the joint venture, together with a photostatic or certified copy of the joint venture agreement. Such agreement shall contain a provision which will unequivocally bind the parties, jointly and severally, to any joint venture contract entered into thereunder. It shall also specify the name under which the joint venture will operate and the names of those authorized to sign proposals, bonds, contracts, estimates and other documents and/or



instruments in connection with the department's contracts. Corporate minutes authorizing the joint venture must accompany the joint venture request for prequalification. The department may require such further documentation as it may deem necessary. A continuing joint venture agreement will be executed as follows: An individual member of the joint venture shall sign in his individual capacity showing the name of the firm under which he is doing business. All partners both general and limited of a co-partnership shall sign under the name of the co-partnership. An authorized officer shall sign on behalf of a corporation with the corporate seal affixed. A certified copy of the resolution of the board of directors adopting the joint venture and authorizing the officer to enter into a joint venture agreement on behalf of the corporation shall accompany the agreement.

#### NEW SECTION

WAC 468-310-080 **NONRENEWAL AND REVOCATION OF PREQUALIFICATION CERTIFICATE.** The department may refuse to renew a contractor's prequalification certificate, or may revoke a contractor's prequalification certificate in accordance with the criteria contained in WAC 468-310-030 and 468-310-040. In denying or revoking a contractor's prequalification certificate under this section or under WAC 468-310-030 or 468-310-040, the department shall specify the period of disqualification which shall not exceed three years. At the end of such period, the contractor may again apply for prequalification as provided in these rules.

#### NEW SECTION

WAC 468-310-090 **NOTIFICATION AND OPPORTUNITY FOR A HEARING.** Notification of the department's intent to (1) refuse to prequalify a contractor, (2) refuse to renew a contractor's prequalification certificate, or (3) revoke a contractor's prequalification certificate will be made in writing and will be served upon the contractor by mail, properly addressed with postage prepaid. The intended action set forth in the written notification shall become final unless the contractor serves on the assistant secretary for marine transportation, a written request for a hearing thereon within 10 days after receipt of the notification. Upon receipt of such a request, the department shall afford the contractor a hearing in accordance with chapter 34.04 RCW relating to contested cases.

#### NEW SECTION

WAC 468-310-100 **DELEGATION OF AUTHORITY.** The assistant secretary for marine transportation is delegated authority to administer the provisions of chapter 133, Laws of 1981 and chapter 468-310 WAC. The assistant secretary for marine transportation is delegated authority to exercise all powers vested in the secretary of transportation by WAC 468-10-234 relating to the adoption of a final order granting, denying or revoking a prequalification certificate pursuant to chapter 133, Laws of 1983. The assistant secretary for marine transportation may further

subdelegate authority to exercise all powers vested in the secretary of transportation by WAC 468-10-234. A person to whom such authority is subdelegated shall be deemed to be the designee of the secretary of transportation as that term is used in WAC 468-10-234.

#### **WSR 83-19-015**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF TRANSPORTATION**

[Order 85—Filed September 12, 1983]

I, Duane Berentson, secretary of the Department of Transportation, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the prequalification of ferry system contractors, amending chapter 468-310 WAC as adopted as emergency rules pursuant to WSR 83-15-024 filed with the code reviser on July 15, 1983. Said emergency rules as hereby amended will expire October 12, 1983, at which time chapter 468-310 WAC adopted as permanent rules shall become effective.

I, Duane Berentson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is chapter 468-310 WAC was adopted as emergency rules to enable contractors to qualify to bid on ferry system contracts. The emergency adoption of the attached amendments to chapter 468-310 WAC will make that chapter adopted as emergency rules, conform to chapter 468-310 WAC adopted as permanent rules on this date, so that procedures for prequalification will not change during the time contractors are attempting to prequalify to bid ferry system contracts.

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

This rule is promulgated pursuant to chapter 133, Laws of 1983 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 12, 1983.

By Duane Berentson  
Secretary

#### AMENDATORY SECTION (Amending Emergency Order 81, filed 7/15/83)

WAC 468-310-010 **GENERAL REQUIREMENTS.** Contractors desiring to offer bids for the performance of contracts for the construction, improvement or repair of a ferry, ferry terminal, or other facility operated by the Washington state ferries or for the repair, overhaul, or the dry-docking of any ferry operated by Washington state ferries must first be prequalified by the

Washington state department of transportation (hereinafter "department") and shall file a standard prequalification questionnaire and financial statement (hereinafter "prequalification questionnaire") using forms furnished by the department. The prequalification questionnaire shall include a report of the financial ability of the contractor, its organization, key personnel, equipment and plant facilities, and experience. Complete answers to all questions and the furnishing of all information as indicated by column headings or otherwise throughout the prequalification questionnaire are an essential part of compliance with these rules. A prequalification questionnaire from a contractor not previously prequalified under these rules, who desires to bid on a project must be received no later than 15 calendar days prior to the bid opening (or such other time as the department may specify with respect to any project) in order to receive consideration for that bid opening. The contractor shall authorize the department to obtain all information which it may deem pertinent with respect to the contractor's financial worth, assets and liabilities, and the adequacy of its performance of contracts performed by the contractor in whole or in part within the preceding three years. The department shall issue a certificate of prequalification to any contractor found to possess the qualifications prescribed.

Prequalification may be established in any calendar quarter and is renewable annually. The information submitted in the prequalification questionnaire will be used to establish the first prequalification, classification and maximum capacity ratings of the contractor for its current fiscal year or remaining portion thereof plus one additional calendar quarter. Thereafter prequalification will be renewed and when appropriate, modified in the first quarter of the contractor's fiscal year for the balance of the fiscal year plus one calendar quarter.

The department shall not make available for public inspection and copying financial information supplied by or on behalf of the contractor for the purpose of qualifying to submit a bid or proposal as provided herein. The foregoing restriction shall not, however, prohibit the department from ~~((:-(+)))~~ giving such information in evidence or in pretrial discovery in any court action or administrative hearing involving the department ~~((or any other agency))~~ and the contractor ~~((:-(2) giving such information, for official purposes only, to the governor, the attorney general, or to any state agency dealing with public contracts, or giving any such information to the United States Internal Revenue Service or to the United States Department of Justice, for official purposes)).~~

The department may at any time during which the certificate of prequalification is in effect demand a new prequalification questionnaire and if the same is not provided within sixty days of the date of request, the certificate of prequalification held by the contractor will be considered forfeited and the contractor will not be permitted to bid on contracts let by the department for those classes of ferry system construction or repair enumerated in subsection (8) of section 5 until such a new statement has been received by the department.

If at any time during the valid period of the certificate of prequalification the latest prequalification questionnaire on record with the department ceases to represent fairly and substantially the financial position or the equipment and plant facilities of the contractor to whom the certificate was issued, it shall be the responsibility of that contractor to so notify the department and to refrain from further bidding on ferry system construction or repair contracts until his prequalification has been confirmed or revised. Failure to give such notice will constitute a violation of these rules.

The department reserves the right to require a personal interview with any contractor when considering his qualifications.

**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 Emergency Order 81, filed 7/15/83)

WAC 468-310-020 CONTENTS OF STANDARD PREQUALIFICATION QUESTIONNAIRE AND FINANCIAL STATEMENT. The standard prequalification questionnaire and financial statement shall be prepared in duplicate. The original shall be transmitted to the assistant secretary for marine transportation and a copy shall be retained by the contractor applicant. The contractor shall provide the following information:

(1) The name, address, phone number, contractor registration number and type of organization (corporation, co-partnership, individual, etc.) of the contractor seeking prequalification.

(2) The contract size in dollars and the class or classes of work for which the contractor seeks prequalification (such as vessel dry-docking and hull repairs, vessel electrical repairs, etc.) as enumerated in subsection (8) of WAC 468-310-050.

(3) Ownership of the contractor and if a corporation, the name of the parent corporation (if any) and any affiliated companies or subsidiaries.

(4) An accurate and complete record of the 15 largest contracts in excess of \$10,000 performed by the contractor in whole or in part within the preceding three years both in Washington and elsewhere, including subcontracts, giving the contract amount, the date completed, the class of work, the name, address and phone number of the owner/agency representative, and any liquidated damages assessed against the contractor by an owner arising out of the performance of the contract.

(5) The principal officers and key employees showing the number of years each engaged in the class or classes of work for which the contractor seeks prequalification. The department may require resumes of the principal officers and key employees of any contractor seeking prequalification certification for work in excess of \$1,000,000.

(6) A contractor applying for prequalification certification to perform work in excess of \$1,000,000 shall provide, in addition to the financial data required by the questionnaire, a copy of its financial statement for its last fiscal year as audited by an independent certified

public accountant which shall include comparative balance sheets and income statements, a statement of retained earnings, supporting schedules and notes attached thereto, and the opinion of the independent auditor. The financial statement shall not be more than 12 months old when submitted. ~~((A contractor may submit a letter of credit from a financial institution acceptable to the department to augment its maximum capacity rating as provided in WAC 468-310-050.))~~ Any wholly owned subsidiary corporation may file the latest consolidated financial statement of its parent corporation in lieu of a financial statement prepared solely for such subsidiary providing the financial statement otherwise meets the requirements of the preceding two sentences. If a consolidated financial statement is filed on behalf of a subsidiary corporation, a bid of the subsidiary corporation will be considered only if there is on file with the department a letter from the parent corporation guaranteeing performance by the subsidiary corporation of its contract with the department of transportation in an amount at least equal to the amount of the bid. A letter of guarantee by a parent corporation may cover a specific contract bid by its subsidiary or all contracts bid by its subsidiary within a stated period of time. A contractor requesting prequalification certification to perform work in excess of \$2,000,000 shall submit copies of its audited annual statements for the previous three years.

(7) A list of all major items of equipment to be used in those classes of work for which prequalification certification is requested including the original cost, age, location and condition of such equipment. The schedule shall show whether the equipment is owned, leased or rented. All major items of useful equipment should be listed even though fully depreciated but no obsolete or useless equipment should be included. In the event the contractor seeks prequalification certification to perform work on ferry vessels, the schedule shall also describe plant facilities of the contractor including shipyards, dry docks, repair facilities and other plant facilities.

(8) Such other information as may be required by the prequalification questionnaire.

**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 Emergency Order 81, filed 7/15/83)

WAC 468-310-030 **CRITERIA FOR DETERMINING AN UNSATISFACTORY RECORD OF PERFORMING PREVIOUS CONTRACTS.** The department may refuse to prequalify a contractor which it determines has an unsatisfactory record of performing previous contracts. In making such a determination the department shall consider the record of the contractor in performing any contract in excess of \$10,000 in value performed in whole or in part within the preceding three years in accordance with the following criteria, to wit, whether or not the contractor has with respect to such contract:

~~((1) Demonstrated a satisfactory attitude toward contract obligation;))~~

~~((2)) (1) Furnished records, including but not limited to drawings, plans, manuals, and financial records as required by the contract((;)).~~

~~((3)) (2) Submitted all drawings and plans to the department for review and approval as required by the contract((;)).~~

~~((4)) (3) Fulfilled the requirements of any contractual guarantee or warranty ((;)).~~

~~((5)) (4) Diligently pursued execution and completion of work or delivery of vessels in accordance with contractual time schedules as modified by extensions of time by the owner ((;)).~~

~~((6)) (5) Cooperated with the owner in the performance of the contract including providing the owner access to the work for inspection and providing the owner timely notices of tests and trials as required by the contract ((;)).~~

~~((7)) (6) Performed the contract in a workmanlike manner with adequate quality assurance ((;)).~~

~~((8)) (7) Otherwise completed the contract in compliance with contract plans and specifications.~~

**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 Emergency Order 81, filed 7/15/83)

WAC 468-310-050 **CLASSIFICATION AND CAPACITY RATING.** (1) Each contractor seeking prequalification under these rules will be classified for one or more of the classes of work listed in subsection 8 of this section and will be given a maximum capacity rating in accordance with its financial ability, the adequacy of its equipment and plant facilities to perform the class or classes of work for which it has sought prequalification, the extent of the contractor's experience in performing contracts of the class or classes for which prequalification is sought, and the adequacy of the experience and capability of the contractor's officers and key employees in performing contracts of the class or classes for which prequalification is sought. The maximum capacity rating will limit the quantity of uncompleted work which the contractor shall have under contract at any one time either as a prime contractor or a subcontractor.

(2) The maximum capacity rating for a contractor applying for a rating in excess of \$1,000,000 will be ten times the contractor's net worth as determined from the contractor's financial statement. The maximum capacity rating for a contractor applying for a rating in excess of \$50,000 and up to and including \$1,000,000 will be ten times the contractor's net worth as set forth in the standard prequalification questionnaire and financial statement. A properly executed letter of credit from an acceptable financial institution may be considered as an asset increasing the contractor's maximum capacity rating by the amount of the credit, but without the use of a multiplier. The maximum capacity rating for a contractor not submitting an audited financial statement as

provided in subsection (6) of WAC 468-310-020 will be \$1,000,000 (~~(:)~~) (:) PROVIDED, That in all cases the contractor's maximum capacity rating may be reduced to an amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant, and experience.

(3) Consideration will be given to raising, by an amount not to exceed 50 per cent, the maximum capacity rating of a contractor who qualifies with respect to actual capacity based upon organization, personnel, equipment and plant facilities, and experience, upon receipt of evidence of a current bonding capacity of such additional amount with a corporate surety. Such evidence shall be in the form of a letter of commitment executed by an officer of the surety who is authorized to bind the surety. Notwithstanding the provisions of this subsection, the maximum capacity rating for a contractor not submitting an audited financial statement as provided in subsection (6) of WAC 468-310-020 will be \$1,000,000.

(4) The certificate of prequalification issued by the department will establish a contractor's maximum capacity rating which will be subject to reduction by the total value of its current uncompleted work regardless of its location and with whom it may be contracted to determine the contractor's bidding capacity at the particular time. This bidding capacity shall be called "current capacity."

(5) In determining the current capacity of a contractor, the deduction for uncompleted work will include work subcontracted from others and the contractor will be given a credit for work sublet to others.

(6) In order that the department may have the necessary information to determine a contractor's current capacity, the contractor shall submit to the department for each contract for which it intends to submit a bid (at the time it requests a bid or proposal form) a certificate of the contractor's current capacity which will be prepared by it and executed under oath and which will be accompanied and supported by a Status of Contracts On Hand Report. In making this certification, the contractor certifies that its current capacity is sufficient to cover the amount of any single contract for which it has submitted a bid.

(7) Notwithstanding the provisions of this section, a contractor will be allowed to submit a bid for an amount up to \$50,000 on a class or classes of work for which it is prequalified without regard to any financial maximum capacity rating or financial current capacity rating: PROVIDED, That the contractor's current capacity may be reduced to an amount considered by the department to be within the contractor's actual capacity based upon its organization, personnel, equipment and plant facilities, and experience.

(8) (a) Construction, repair and maintenance work on ferry vessels and main ferry terminal buildings for which prequalification certification under these rules may be granted are classified as follows:

- Class 1 Vessel construction and renovation;
- Class 2 Dry-docking and hull repairs;
- Class 3 Vessel metal fabrication repairs;
- Class 4 Vessel electrical repairs;

- Class 5 Vessel miscellaneous repairs;
- Class 6 New terminal building construction and terminal building major reconstruction and remodeling;
- Class 7 Terminal building renovation and repairs;
- Class 8 Painting (terminal buildings only);
- Class 9 Roofing (terminal buildings only);
- Class 10 Terminal buildings – miscellaneous.

(b) A contractor currently prequalified under RCW 47.28.070 to perform those classes of work required in the construction, improvement and repair of ferry terminal facilities (other than main terminal buildings) will initially be deemed prequalified under these rules to perform such classes of work with the same capacity rating as approved by the department for highway related work.

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 Emergency Order 81, filed 7/15/83)

WAC 468-310-080 NONRENEWAL AND REVOCATION OF PREQUALIFICATION CERTIFICATE. The department may refuse to renew a contractor's prequalification certificate, or may revoke a contractor's prequalification certificate in accordance with the criteria contained in WAC 468-310-030 and 468-310-040. In denying or revoking a contractor's prequalification certificate under this section or under WAC 468-310-030 or 468-310-040, the department shall specify the period of disqualification which shall not exceed three years. At the end of such period, the contractor may again apply for prequalification as provided in these rules.

#### AMENDATORY SECTION (Amending Emergency Order 81, filed 7/15/83)

WAC 468-310-090 NOTIFICATION AND OPPORTUNITY FOR A HEARING. Notification of the department's intent to (1) refuse to prequalify a contractor, (2) refuse to renew a contractor's prequalification certificate, or (3) (~~(to)~~) revoke a contractor's prequalification certificate will be made in writing and will be served upon the contractor by mail, properly addressed with postage prepaid. The intended action set forth in the written notification shall become final unless the contractor serves on the assistant secretary for marine transportation, a written request for a hearing thereon within 10 days after receipt of the notification. Upon receipt of such a request, the department shall afford the contractor a hearing in accordance with chapter 34.04 RCW relating to contested cases.

#### AMENDATORY SECTION (Amending Emergency Order 81, filed 7/15/83)

WAC 468-310-100 DELEGATION OF AUTHORITY. The assistant secretary for marine transportation is delegated authority to administer the provisions of chapter 133, Laws of 1981 and chapter 468-310 WAC. The assistant secretary for marine

*transportation is delegated authority to exercise all powers vested in the secretary of transportation by WAC ((468-10-235)) 468-10-234 relating to the adoption of a final order granting, denying or revoking a prequalification certificate pursuant to chapter 133, Laws of 1983. The assistant secretary for marine transportation may further subdelegate authority to exercise all powers vested in the secretary of transportation by WAC 468-10-234. A person to whom such authority is subdelegated shall be deemed to be the designee of the secretary of transportation as that term is used in WAC 468-10-234.*



**WSR 83-19-016**

**ADOPTED RULES**

**DEPARTMENT OF TRANSPORTATION**

[Order 86—Filed September 12, 1983]

I, Duane Berentson, Secretary of Transportation, do promulgate and adopt at Olympia, Washington, the annexed rules relating to practice and procedure before the Department of Transportation, WAC 468-10-232 and 468-10-234.

This action is taken pursuant to Notice No. WSR 83-16-015 filed with the code reviser on July 25, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Transportation as authorized in RCW 34.04.020, 34.04.022 and WAC 10-08-020.

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

APPROVED AND ADOPTED September 12, 1983.  
By Duane Berentson  
Secretary

**CHAPTER 468-10 WAC**

**PRACTICE AND PROCEDURE**

**NEW SECTION**

WAC 468-10-232 ANSWER. (1) A party served with a notice of hearing pursuant to RCW 34.04.090(1) shall file an answer thereto stating in short and plain terms his response or defenses to the matters asserted in the notice and shall admit or deny averments contained in the notice (other than the statement of the time, place, and nature of the proceeding). If he is without knowledge or information sufficient to form a belief as to the truth of an averment, he shall so state and this has the effect of a denial. Denials shall fairly meet the substance of the averments denied. When a party intends in good faith to deny only a part or a qualification of an averment, he shall specify so much of it as is true and material and shall deny only the remainder. Unless the

party intends in good faith to controvert all the averments contained in the notice, he may make his denials as specific denials of designated averments or paragraphs, or he may generally deny all the averments except such designated averments or paragraphs as he expressly admits.

(2) In his answer to the notice, a party shall set forth affirmatively any matter constituting an avoidance or affirmative defense. Defenses not pleaded in an answer are waived.

(3) An answer shall be filed within 20 days after notice of hearing is served unless the date of the hearing is less than 40 days from the date the notice of hearing is served in which event an answer must be filed within half the intervening time.

(4) Any defense that the hearing cannot be held because the party served with the notice has been prejudiced because of some irregularity in procedure must be pleaded in the answer by specific averment which shall include such supporting particulars as are within the answering party's knowledge or could have reasonably been learned by the answering party.

(5) No reply to an answer shall be filed. Affirmative averments in the answer shall be deemed denied or avoided.

**NEW SECTION**

WAC 468-10-234 AGENCY ACTION FOLLOWING PREPARATION OF PROPOSED DECISION. (1) Upon receipt of proposed findings of fact, conclusions of law, and decision prepared by an administrative law judge after a contested case hearing, the secretary of transportation or his designee shall afford any party that will be affected by the decision an opportunity to file written exceptions to the proposed decision.

(2) Exceptions to the administrative law judge's proposed decision must be filed with the secretary of transportation or his designee and one copy must be served upon all other parties of record or their attorneys within 20 days of the date of service of said proposed decision.

(3) Exceptions to the administrative law judge's proposed decision shall be specific and must be stated and numbered separately. Exceptions to findings of fact must be supported by reference to that page or part of the record relied upon to support the exception, and shall be accompanied by a recommended finding of fact. An exception to a conclusions of law must be supported by reference to the appropriate statute, and/or to the applicable rule involved and shall be accompanied by a recommended conclusion of law.

(4) Any party of record may file a reply to exceptions. A reply must be filed with the secretary of transportation or his designee. One copy shall be served upon all other parties of record or their attorney of record within 10 days of the date of service of the exceptions. A reply to exceptions shall be specific and must be stated and numbered separately and must be supported by reference to that page or part of the record relied upon to support the reply.

(5) The secretary of transportation or his designee may in his discretion, upon notice to the parties, reduce or extend the time for filing exceptions and replies.

(6) Briefs or written arguments shall accompany exceptions and replies.

(7) The secretary of transportation or his designee may in his discretion hear oral argument at a time and place which he may designate upon notice to all affected parties.

(8) After reviewing the exceptions, replies, briefs, oral arguments, if any, and the record or such portions thereof which as may be cited by the parties, the secretary of transportation or his designee may affirm, amend or reverse in whole or in part the administrative law judge's proposed decision by an appropriate order. The statutory time for review proceedings in Thurston County Superior Court shall not commence until the final order is served upon the party seeking the review.

**WSR 83-19-017**  
**EMERGENCY RULES**  
**COUNCIL FOR**  
**POSTSECONDARY EDUCATION**

[Order 4-83, Resolution No. 84-1—Filed September 12, 1983]

Be it resolved by the Council for Postsecondary Education, acting at Spokane, Washington, that it does adopt the annexed rules relating to the teacher incentive loan program for teachers of mathematics and science.

We, the Council for Postsecondary Education, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is eligible students will be denied the benefits of this program unless it is in operation by fall term, 1983, in accord with legislative intent.

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

This rule is promulgated pursuant to chapter 74, Laws of 1983 1st ex. sess. and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 12, 1983.

By Carl A. Trendler  
Executive Coordinator

*Chapter 250-60 WAC*  
**STATE OF WASHINGTON TEACHER INCENTIVE LOAN PROGRAM FOR TEACHERS OF MATHEMATICS AND SCIENCE CHAPTER 28B-15 RCW**

**RULES AND REGULATIONS**

NEW SECTION

**WAC 250-60-010 PURPOSE.** *The purpose of the teacher incentive loan program for teachers of mathematics and science is to provide financial support in the form of long-term educational loans to applicants with demonstrated academic competency and financial need who intend to pursue a teaching career in mathematics or science in Washington public schools. The program is also intended to offer a financial incentive to those individuals by providing for the forgiveness of loan repayments in recognition of teaching service.*

NEW SECTION

**WAC 250-60-020 ADMINISTRATION OF PROGRAM.** *The council for postsecondary education (CPE) is charged with the administration of the teacher incentive loan program for teachers of mathematics and science. When a responsibility of the CPE or council is referenced in these regulations, the authority needed to discharge that responsibility lies with the executive coordinator or his or her designee.*

NEW SECTION

**WAC 250-60-030 STUDENT ELIGIBILITY. (1)** *Initial eligibility. For a student to receive a mathematics/science loan, he or she must:*

(a) *Be a "needy student" as defined by the council for postsecondary education;*

(b) *Be a resident of Washington;*

(c) *Be enrolled or accepted for enrollment as a student at a participating institution;*

(d) *Be registered for at least 10 credit hours or the equivalent for each term in which a loan is received;*

(e) *Have satisfied the institution's requirements for formal acceptance as a declared major in a program of teacher education in a field of mathematics or science leading to a degree, certificate, or primary endorsement;*

(f) *Must demonstrate the capability of maintaining a 3.0 grade point average (on a 4.0 scale);*

(g) *Certify that he or she does not owe a refund on a State Need Grant, a Pell grant or a Supplemental Opportunity Grant, and is not in default on a loan made, insured, or guaranteed under the National Direct Student Loan, Guaranteed Student Loan program, or Mathematics/Science Loan program; or*

(h) *Be a certificated teacher who satisfies (a), (c), (d) and (g) of this subsection and have been formally accepted into a program in teacher education leading to a degree, certificate or primary endorsement in a field of science or mathematics.*

(2) *Continuing eligibility. For a student to maintain continuing eligibility for additional mathematics/science loans, he or she must:*

(a) *Continue to meet the basic eligibility requirements listed under subsection (1) of this section;*

(b) *Not have reached the ten thousand dollar cumulative borrowing limit of the program; and*

(c) *Satisfy academic progress requirements of the program by maintaining a 3.0 grade point average (on a 4.0 scale) for the time period the loan was received and*

successfully complete the required number of credit hours.

#### NEW SECTION

**WAC 250-60-040 INSTITUTIONAL ELIGIBILITY.** For an institution of higher education to be eligible to participate in the mathematics/science loan program, the institution must:

(1) Be a college or university in the state of Washington which is a member institution of an accrediting association recognized as such by rule of the council for postsecondary education; and

(2) Be approved by the state board of education for offering an academic program leading to a teacher's certificate with an endorsement in a field of science or mathematics or be participating in a cooperative or joint teacher education program with another accredited institution that meets the requirements of this section.

#### NEW SECTION

**WAC 250-60-050 AGREEMENT TO PARTICIPATE.** In order to participate in the program a postsecondary institution must annually file an "agreement to participate" supplying the following information: Name and address of school (including central office and all campus sites), the date on which the school officially began instruction if in the last five years, type and date of last accreditation, enrollment information (unless reported to the state of Washington or in the higher education general information survey) and such other information as may be required to assure proper administration of the program. In addition the "agreement to participate" will also indicate the institution's agreement to abide by all program rules, regulations, and guidelines, to maintain and provide all pertinent information, records, and reports requested by the council, and to notify the council within thirty days of any change (other than student enrollment) to information reported on the agreement form.

#### NEW SECTION

**WAC 250-60-060 PROGRAM DEFINITIONS.**

(1) Financial aid terms:

(a) "Needy student" shall mean a posthigh school student of an institution of postsecondary education who demonstrates to the council the financial inability, either parental, familial, or personal, to bear the total cost of education for any semester or quarter.

(b) "Financial need" shall be the difference between the budgetary cost to the student attending an institution of postsecondary education and the total applicant resources which the institutional financial aid officer determines can reasonably be expected to be available to the student for meeting such costs.

(c) "Budgetary cost" of attending an institution shall consist of that amount required to support the individual and his or her dependents during the period in which that individual is enrolled as a student. Budgets will reflect the latest recognized cost levels for room and board, transportation, books, supplies, personal expenses, and

other cost factors deemed necessary for consideration, consistent with WAC 250-40-040 (2)(a).

(d) "Total applicant resources" for the dependent student shall mean the sum of the amounts which reasonably may be expected from the student and his or her spouse inclusive of expected summer savings to meet the student's cost of education, and the amount which reasonably may be expected to be made available to the student by his or her parents for such purpose. For the self-supporting student total applicant resources shall mean the amount which reasonably may be expected from the student and his or her spouse inclusive of expected summer savings to meet the student's cost of education.

(e) "Washington resident" shall be defined as an individual who satisfies the requirements of WAC 250-18-010 through 250-18-060 pertaining to the determination of residency.

(f) "Dependent student" shall mean any posthigh school student attending an eligible institution of postsecondary education who does not qualify as a self-supporting student in accordance with (g) of this subsection.

(g) "Self-supporting student" shall be one who has established a bona fide independent relationship and who demonstrates compliance with criteria for determining self-supporting status as contained in the program guidelines for the state work study program.

(2) Academic and program requirements:

(a) Minimum credit hour requirement:

(i) Normal progress. Students receiving mathematics/science loans must be registered for a minimum of 10 credit hours (per term) or the equivalent for each academic year for which a loan is received except as specified in (a)(iii) of this subsection.

(ii) Calculation of equivalency. In recognition of the fact that participating institutions have different academic calendars and apply different full-time enrollment definitions to graduate and undergraduate students, the 10 credit hour equivalent standard is defined as follows: As 10 credit hours is 5/6ths (10/12) of the minimum 12 credit hours required for full-time undergraduate enrollment, a course load that by institutional standard is the equivalent of 5/6ths of a minimum full-time graduate course load satisfies the threshold course load requirement of the mathematics/science loan program.

(iii) Exceptions:

Institutions may grant a one-year exception to the requirement for successful completion of 10 credit hours or equivalent per term of mathematics/science loan recipients when, in the institution's evaluation, special circumstances prevented the student from completing the required number of courses.

Each institution must send the council a copy of its policy for reawarding aid to mathematics/science loan recipients who have not satisfactorily completed the required number of credit hours the prior payment period. Each institution's policy must be approved by council staff before warrants will be sent to the institution.

If a student is reawarded a mathematics/science loan after having not completed a full-time course load the prior term, documentation must be maintained by the



institution indicating that its CPE-approved policy has been followed.

(b) Grade point average requirement:

(i) Initial loans:

(A) General. First-time borrowers must demonstrate the capacity for academic achievement at a 3.0 or better grade point average in the qualifying program.

(B) Prior achievement of a 3.0 cumulative grade point average is considered to be a demonstration of capacity.

(C) Absence of a 3.0 grade point average. Institutions may certify applicants as meeting the demonstrated academic achievement criteria if, in the institution's judgment, additional factors, e.g., current academic average, faculty evaluation, test scores, job related success, etc., indicate the probability of a student meeting the 3.0 standard. Institutions must place a statement in the loan applicant's file specifying the basis for their judgment.

(D) Subsections (A) through (C) above do not apply to first-time borrowers who are currently certificated to teach in Washington state.

(ii) Subsequent loans. All borrowers are expected to earn a 3.0 or equivalent grade point average for those academic years for which they have received a mathematics/science loan. A one-year exception may be granted to an otherwise eligible borrower when, in the evaluation of the institution, the grade point average earned was due to special circumstances and is not indicative of the borrower's academic capability. Such an exception must be based on criteria no less stringent than the institution would apply to institutionally controlled aid awards with similar academic standards. A borrower must maintain an on-going 3.0 average for all terms completed during the exception year. Successful maintenance of the 3.0 average must be demonstrated for each term before funds for the following term can be released.

(c) Approved academic program:

Approved mathematics and science programs for the sole purpose of loan eligibility will be established by the council for postsecondary education with the advice of the mathematics/science loan advisory committee, and in accordance with the state board of education regulations and guidelines concerning subject field teacher endorsements.

(3) Technical provisions:

General. In the drafting of specific loan definitions reference has been made to the Federal Guaranteed Student Loan Program (20 USC Sec. 1701 et. seq.) in order to establish consistency between programs and follow accepted loan program standards.

(a) In-school period. The period of time during which a student continues enrollment on at least a half-time basis at a school satisfying guaranteed student loan school eligibility requirements. Where a break in such enrollment is shorter than the length of the grace period stipulated in a student's promissory note, the student remains in the in-school period upon return to half-time status at a school participating in the guaranteed student loan program.

(b) Grace period. The nine-month period of time between the end of the in-school period and the beginning

of the repayment period. The grace period begins on the first day of the month following the month in which the borrower leaves school or drops below half-time status. The grace period ends on the last day of the ninth month as written on the promissory note.

(c) Default. The failure of a borrower to make an installment payment when due, or to meet other terms of the promissory note under circumstances where the council finds it reasonable to conclude that the borrower no longer intends to honor the obligation to repay, provided that this failure persists for one hundred eighty days.

(d) Capitalization of interest. Capitalization means increasing the principal of a loan through the addition of accrued interest to the unpaid principal balance. Only interest which accrued during a period of time between the date the first repayment installment was due and the date it was made, when the borrower was late in beginning to repay the loan, may be capitalized on mathematics/science loans. The council may add the interest which accrued during a period of forbearance to the principal no earlier than the date repayment of principal is required to resume, and may add the interest which accrued due to late commencement of repayment to the principal no earlier than the date repayment of principal actually begins.

(e) Totally and permanently disabled. Inability to engage in any substantial gainful activity because of a medically determinable impairment that is expected to continue for a long and indefinite period of time or to result in death.

(f) "Public school" means a middle school, junior high school, or high school within the public school system referred to in Article IX of the state Constitution.

(g) "Forgiven" or "to forgive" means to collect service as a teacher in a field of science or mathematics at a public school in the state of Washington in lieu of monetary payment.

(h) "Satisfied" means paid-in-full.

(i) Borrowing limits:

(i) Annual. The amount of any mathematics/science loan shall not exceed the demonstrated financial need of the student or two thousand five hundred dollars for each academic year, whichever is less. Cost-effective annual minimum loan limits may be set by the council for postsecondary education.

(ii) Summer session eligibility. The two thousand five hundred dollars annual loan limit applies to a normal nine-month academic year. An otherwise eligible borrower may also receive a mathematics/science loan for summer term attendance provided that the borrower will be registered for sufficient credit hours during the summer session to at least equal the 5/6ths of a full-time course load requirement for a regular academic term.

The council for postsecondary education will determine the availability of summer session loans and the maximum and minimum amount of said loans based upon available appropriations.

(iii) Cumulative. The total amount of such loans to an eligible student shall not exceed ten thousand dollars.



(j) *Interest rate.* The interest rate for the mathematics/science loan program shall be nine percent per annum on the unpaid balance of the loan.

(k) *Repayment period.* The period for repaying the loan principal and interest shall be ten years with payments accruing quarterly nine months from the date the borrower graduated or failed to re-enroll as at least a half-time student in accordance with the provisions established for the guaranteed student loan program. However, where the borrower has received an authorized deferment or has been granted forbearance, the periods of deferment and/or forbearance are excluded from determination of the ten-year repayment period.

(l) *Forgiveness.* Payments of loan principal and interest will be forgiven for any repayment period in which the borrower documents qualifying service as a teacher in a field of science or mathematics at a public school in the state of Washington in accordance with WAC 250-60-010.

(m) *Loan cancellation.* Where the borrower has died or become totally and permanently disabled, the loan is canceled and the council for postsecondary education terminates all collection activity against the borrower or his estate.

(n) *Prepayment.* A borrower may prepay the whole or any part of a loan at any time without penalty.

(o) *Late charges.* The council for postsecondary education may require that the borrower pay a late charge if the borrower fails to pay any or all of a required installment payment within thirty days after its due date or fails to provide written evidence that verifies eligibility for authorized deferment of the payment. A late charge may not exceed five cents for each dollar or each installment due or five dollars for each installment, whichever is less.

(p) *Collection charges:*

*Permissible charges.* The council may also require that the borrower pay for certain reasonable costs incurred by the council or its agent in collecting any installment not paid when due. These costs may include attorney's fees, court costs, and long distance phone calls.

(q) *Deferments.* For reasons of public policy and congruence with federal student aid program provisions, a borrower is entitled to have scheduled payments of principal deferred when engaged in certain activities during periods of deferment officially granted by the council or its agent. Should a borrower enter a status which normally entitles him/her to a deferment of repayment, prior to the expiration of the grace period (e.g., he/she serves in the armed forces or an action program, or is unemployed), the deferment period will not commence until the expiration of the grace period. Repayment of the loan resumes immediately after the deferment period is over without any additional grace period.

Deferment is authorized during periods when a borrower is engaged in at least one of the following activities:

(i) Full-time study at a school participating in the federal guaranteed student loan program.

(ii) Full-time study at a school which meets the definition of an institution of higher education or a vocational school and is operated by an agency of the federal government (e.g., the service academies).

(iii) Study under an eligible graduate fellowship program approved by the United States secretary of education.

(iv) Study under a rehabilitation training program approved by the secretary for disabled individuals.

(v) For a period not in excess of three years during which the borrower is a member of the armed forces of the United States, or is an officer in the commissioned corps of the United States public health service.

(vi) For a period not in excess of three years during which the borrower serves as a volunteer under the Peace Corps Act.

(vii) For a period not in excess of three years during which the borrower serves as a full-time volunteer under Title I of the Domestic Volunteer Service Act of 1973 (ACTION Programs).

(viii) For a period not in excess of three years during which the borrower is in service comparable to the service referred to in (q) (vi) and (vii) of this subsection as a full-time volunteer for an organization which is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1954.

(ix) For a period not in excess of three years during which the borrower is temporarily totally disabled, or during which the borrower is unable to secure employment because he or she is caring for a spouse who is temporarily totally disabled.

(x) For a period not in excess of two years during which the borrower is serving an internship, the successful completion of which is required in order to receive recognition required to begin professional practice or service.

(xi) For a period not in excess of twelve months during which the borrower is conscientiously seeking and is unable to find full-time employment.

(r) *Forbearance.* A forbearance is a flexible, limited type of deferment or postponement granted by the council for the benefit of a borrower in order to prevent a default on a loan when the borrower is willing but temporarily unable to make scheduled payments or where the forgiveness provisions of the mathematics/science loan program would be ill served by requiring scheduled repayments. A forbearance postpones principal payments but does not stop the accruing of interest. The council may require the borrower to pay the interest which will accrue on the loan during a period of forbearance prior to approving the forbearance; or the council may add the interest which accrued during the period of forbearance to the principal amount of the loan on the date that repayment is required to resume.

A forbearance may, at the council's discretion, be granted when the borrower's economic circumstances demonstrate a current inability to make scheduled repayments if the council believes that the borrower is willing to and will be more able to resume repayment in the future. Forbearances may also be granted to those borrowers who though teaching in eligible Washington

public schools, are temporarily unable to meet the course load or subject matter criteria for loan forgiveness.

A cumulative maximum for all forbearances is set at two years or eight quarterly repayments.

(s) Repayment of loans. Commencement of the repayment period:

(i) The repayment period begins on the day following the day the grace period ends. Interest accrues from the first day of the first scheduled repayment period.

(ii) Scheduling of repayments. In order to implement the forgiveness provisions of the mathematics/science loan program, standardized loan repayment quarterly schedules are established for all borrowers as follows:

January 1	-	March 31
April 1	-	June 30
July 1	-	September 30
October 1	-	December 30

The borrower will be placed in the repayment cycle starting with the first day of the first full repayment quarter following the commencement of his/her repayment period. Borrowers who have been granted deferments or forbearances will also reenter the repayment cycle on the same basis.

**NEW SECTION**

WAC 250-60-070 APPLICATION PROCEDURE AND SELECTION. (1) Student. In order to be eligible for a mathematics/science loan, a student must:

(a) Meet all program eligibility requirements as established by program regulations and guidelines.

(b) Submit annually, in accordance with institutional and council deadlines, a completed mathematics/science loan application form.

(c) Meet institutional requirements for the submission of a financial aid form or comparable financial aid status documents.

(2) Academic certification:

(a) The designated academic official must certify that the applicant satisfies the grade point average and approved academic program requirements of the mathematics/science loan program.

(b) The institution may prioritize eligible applicants in terms of academic success, degree of financial need, appropriateness of educational program, and/or promise of teaching success as demonstrated by successful completion of objective institutional teacher education requirements.

(c) Notwithstanding financial need ranking criteria, otherwise eligible renewal loan applicants may be awarded subsequent mathematics/science loans up to their demonstrated financial need (within program limits).

(3) Criteria for institutional determination of financial need and the making of awards:

(a) Budgetary costs will be determined by the institution subject to approval by the council for postsecondary education. In view of the self-help nature of this program, the state work study advisory committee will review each budget for reasonableness and make recommendations to the council for approval or disapproval.

(b) Total applicant resources shall be determined according to the uniform methodology system of need analysis. Institutional financial aid officers may make reasonable adjustments to the computed total applicant resources if individual circumstances warrant such adjustments. In addition, nonliquid assets in the form of equity in the primary residence and net worth of business or farm may be disregarded in the computation of total applicant resources.

Any adjustments must be documented and placed in the student's financial aid file.

(c) The mathematics/science loan award shall be designed in such a manner that the sum total of financial aid awarded any one student will not exceed the difference between the total applicant's resources and the budgetary cost of education.

(d) In the case of students attending private institutions, all state funds, when combined, may not exceed the nontuition and required fees portion of the student's budgetary cost.

(4) Impact of student withdrawal:

(a) Should a student recipient leave school by reason of failure or withdrawal at the end of the grading period, the unused portion of the loan will remain with the state.

(b) Should a student totally withdraw from school during a term in which a mathematics/science loan had been disbursed, the following rules shall prevail:

(i) The student's eligibility for the mathematics/science loan program is terminated and no further disbursements under the program may be made without written approval of the council for postsecondary education.

(ii) If the student is entitled to a refund from the institution, that portion of the refund attributable (on a proportionate basis) to the mathematics/science loan program will be refunded to the council for postsecondary education where it will be credited to the borrower's loan account as an early repayment.

(iii) A student may regain eligibility by repaying the loan amount owed for the academic term (of withdrawal) or by special appeal for reinstatement to the postsecondary institution with the concurrence of the council.

**NEW SECTION**

WAC 250-60-080 CONTROL OF FUNDS. (1) General. The council for postsecondary education is responsible for the disbursement of loan funds to individual students under the mathematics/science loan program. As warrants will be made payable to the individual students, no transfer of funds to participating postsecondary institutions will be made. However, institutions will be allocated a commitment funding level that establishes the annual aggregate loan dollars available for award to their students.

(2) Institutional funding report. Each eligible institution desiring to participate in the mathematics/science loan program must apply annually to the council for postsecondary education's financial aid section for an allocation of funds. The institutional request must be submitted by the appropriate deadline and contain any information requested by the council.

(3) If an institution can utilize more funds than were allocated for the fiscal year, it should apply for supplemental funds. A request for supplemental funds should be filed as soon as the need is known and may be filed at any time throughout the fiscal year. Such requests must be in writing and must include justification regarding the need for additional funds. Supplemental awards may be made periodically throughout the year on a funds available basis.

(4) If an institution is unable to expend its full allocation, it must deobligate that portion of funds which will be unutilized. Written notification of deobligation must be submitted to the council as soon as the institution has determined its inability to fully expend its mathematics/science loan program funds.

#### NEW SECTION

**WAC 250-60-090 LOAN COLLECTION.** The council is responsible for collection of loans made and shall exercise due diligence in such collection to ensure that maximum repayments are made. The council is responsible to forgive all or parts of such loans under the criteria established in these rules and regulations.

Receipts from the payment of principal or interest or any other subsidies to which the council as lender is entitled, which are paid by or on behalf of borrowers, shall be deposited with the council for postsecondary education and shall be used to cover the costs of making the loans, maintaining necessary records and making collections. All receipts beyond those necessary to pay such costs shall be used to make loans to eligible students.

#### NEW SECTION

**WAC 250-60-100 CRITERIA FOR OBTAINING FORGIVENESS BASED ON QUALIFYING TEACHER SERVICE.** (1) *General.* In order to be granted loan forgiveness in lieu of repayment, a borrower, for each repayment period for which forgiveness is sought, must:

(a) Be teaching in an eligible Washington public school.

(b) Be teaching qualifying mathematics/science courses equal to at least one-half of a full-time teaching assignment as defined by the employing school district.

(c) Complete and submit, in a timely manner, the documentation necessary to support the forgiveness request.

(2) Identification of qualifying mathematics and science courses:

The superintendent of schools of the employing district or his/her designee(s) is responsible for certifying qualifying courses.

(a) Subordinate to specific regulations, determination of qualifying courses is the responsibility of the employing school district.

(b) At the secondary school level, courses which satisfy state graduation requirements in mathematics or science are eligible courses.

(c) At the middle school and junior high level, courses which have been traditionally viewed as science or mathematics foundation courses are eligible.

(d) Supplementary criteria for qualifying courses issued as necessary by the council for postsecondary education after consultation with the mathematics/science loan advisory committee.

(3) Calculating qualifying teacher service under the mathematics/science loan program:

The superintendent of schools of the employing district or his/her designee(s) is responsible for calculating qualifying teacher service.

(a) *General.* In order to obtain forgiveness of scheduled repayments, a borrower must, for the repayment period, be employed at least half-time as a teacher of qualifying mathematics or science courses.

A borrower may be employed in any status half-time or greater so long as the number of qualifying mathematics or science courses taught are themselves equal to a half-time assignment.

In calculating teaching days, paid sick leave covered under a teacher's contract are considered as teaching days.

(b) *Calculation of eligibility.* The following formula shall be used to determine teacher eligibility for forgiveness:

(i) Calculate the number of teaching days in the repayment quarter (x).

(ii) Determine the average number of hours per day required for full-time teaching status (y).

(iii) Multiply (x) times (y) to establish a full teaching load for the repayment period; fifty percent of that total establishes the qualifying teaching load.

(iv) Calculate the number of class hours taught in the repayment period in qualifying mathematics or science courses. If it equals or exceeds the qualifying teaching load ((b)(iii) of this subsection), the borrower can be certified for forgiveness.

(c) *Exceptions.* In the case of schools that because of size or geography are restricted to limited course offerings that make it a practical impossibility for a borrower to obtain a teaching assignment that qualifies for forgiveness, an appeal process is available. The council for postsecondary education may grant forgiveness in those individual cases where the borrower is teaching a fair share of the available qualifying courses even if the total qualifying hours fall below the half-time standard.

#### NEW SECTION

**WAC 250-60-110 PROGRAM ADMINISTRATION AND AUDITS.** (1) The staff of the council for postsecondary education, under the direction of the executive coordinator, will manage the administrative functions relative to this program.

(2) The council shall appoint an advisory committee comprised of representatives of eligible institutions and of other professionals in the field of education with the interest and expertise to assist council staff:

(a) In the drafting of program rules and guidelines;

(b) In the establishment of student award priorities;

(c) In setting criteria for the allotment of funds to participating institutions; and

(d) In general program oversight and administration.

(3) The council for postsecondary education will review institutional administrative practices to determine

institutional compliance with rules and regulations and program guidelines. If such a review determines that an institution has failed to comply with program rules and regulations or guidelines, the council may suspend, terminate, or place conditions upon the institution's participation in the program and/or require reimbursement to the program for any funds lost or improperly expended.

(4) Any student who has obtained a mathematics/science loan through means of a wilfully false statement or failure to reveal any material fact, condition, or circumstance affecting eligibility will be subject to applicable civil or criminal penalties.

**NEW SECTION**

**WAC 250-60-120 SUSPENSION OR TERMINATION OF INSTITUTIONAL PARTICIPATION.**

Upon receipt of a complaint or other evidence that an institution has failed or is failing to comply with program rules and regulations, the council staff shall notify the institution by mail of the nature of such allegations and conduct a review of the alleged violations.

If preliminary findings indicate that a violation or violations may have occurred or are occurring, the council staff shall attempt, through mediation and conciliation, to effect corrections and/or secure reimbursement from the institution in the event any funds were expended out of compliance with the provisions of WAC 250-60-030 through 250-60-080.

If no agreement is reached through the mediation and conciliation process, the executive coordinator shall file a formal complaint with the council and notify the institution of the conduct which warrants the complaint. Based upon a finding pursuant to RCW 34.04.170, the complaint may include an order for a summary suspension pending proceedings for termination, suspension, reimbursement, or other action.

The executive coordinator or a designated hearing officer shall conduct a hearing and make findings and conclusions in accordance with the Administrative Procedure Act, chapter 34.04 RCW. The findings, conclusions, and any recommendations for action shall be submitted to the council for final action pursuant to RCW 34.04.110. The council may accept or reject, in whole or in part, any recommendations made by the hearing officer, may remand for further findings and/or take any other action the council deems appropriate under the circumstances.

filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 67.70.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 9, 1983.

By Lenore M. Lambert  
Acting Chairperson

**NEW SECTION**

**WAC 315-11-080 DEFINITIONS FOR INSTANT GAME NUMBER 6 ("MONEY MATCH").**

(1) Play Numbers for Instant Game Number 6 - The following are the "Play Numbers": "TICKET", "\$2.00", "\$5.00", "50.00", "\$200", "\$1,000", and "25,000". Each such Play Number is printed in gray-black ink in the Archer font in positive and one of these Play Numbers appears under each of the six rub-off spots on the front main portion (left side) of the ticket.


(2) Validation Number for Instant Game Number 6 - The nine-digit number on the front, bottom right of the main portion of the ticket. There is a ticket stub (right portion of the ticket) for Instant Game Number 6 and the identical validation number will appear at the bottom of the ticket stub on the front of the ticket.

(3) Pack-Ticket Number for Instant Game Number 6 - The ten-digit number of the form 6000001-000 printed on the back of the ticket in .11" high type in red. The first seven digits of the Pack-Ticket Number for Instant Game Number 6 constitute the "Pack-Number" and starts as 6000001; the last three digits constitute the "Ticket Number" which starts at 000 and continues through 399 within each pack of tickets.

(4) Captions for Instant Game Number 6 - The small printed material appearing below each Play Number which verifies and corresponds with that Play Number. The Caption is a spelling out, in full or abbreviated form, of the Play Number. Only one Caption appears under each Play Number and is printed in gray-black ink in positive in 5 x 9 font. For Instant Game Number 6, the Captions which correspond with and verify the Play Numbers are:

Play Number Caption	
TICKET	TICKET
\$2.00	TWO
\$5.00	FIVE
50.00	FIFTY
\$100	ONE HUND
\$1,000	ONE THOU
25,000	25 THOU

(5) Agent Validation Codes for Instant Game Number 6 - Codes consisting of small letters found under the removable covering on the front of the main portion of the ticket, which the licensed agent uses to verify and

 **WSR 83-19-018**  
**ADOPTED RULES**  
**LOTTERY COMMISSION**  
[Order 35—Filed September 12, 1983]

Be it resolved by the Washington State Lottery Commission, acting at Spokane, Washington, that it does adopt the annexed rules relating to adding new sections WAC 315-11-080, 315-11-081 and 315-11-082.

This action is taken pursuant to Notice No. WSR 83-16-078 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are

validate instant winners below \$25. For Instant Game Number 6, the Agent Validation Code is a three-letter code, with each letter appearing in a varying three of nine locations beneath the removable covering and among the Play Numbers on the main portion of the ticket. The Agent Validation Code used by the licensed agent to verify possible bonus play free ticket, free ticket, \$2 and \$5 winners are as follows:

BON = Possible Bonus Play Free Ticket  
 TIC = 1 Free Ticket  
 TWO = \$2  
 FIV = \$5

(6) Pack for Instant Game Number 6 – A pack of 400 fanfolded instant game tickets, attached to each other by perforations, and packed in a plastic bag or plastic shrinkwrapping. The licensed agent separates the tickets at the perforations at the time of retail sale.

(7) Stub Play Number for Instant Game Number 6 – The one letter found under the removable covering on the front of the stub (right side) portion of the ticket. The Stub Play Number is printed in Archer font in positive with a small caption beneath it. The possible Stub Play Numbers are "E", "N", "T", "R", and "Y".

(8) Stub Captions for Instant Game Number 6 – The small printed material appearing below each Stub Play Number which verifies and corresponds with that Stub Play Number. This Caption is a double repetition of the Stub Play Number. Only one Caption appears under the Stub Play Number and is printed in gray-black ink in positive in 5 x 9 font. For Instant Game Number 6, the Captions which correspond with and verify the Stub Play Numbers are:

Stub Play Number	Caption
E	EE
N	NN
T	TT
R	RR
Y	YY

**NEW SECTION**

WAC 315-11-081 CRITERIA FOR INSTANT GAME NUMBER 6. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of Instant Prize Winners – An instant prize winning ticket is determined in Instant Game Number 6 in the following manner:

(a) A "free ticket" prize winning ticket shall have an occurrence of a "TICKET" as Play Number in each of 3 separate spots on the main portion of the ticket.

(b) A \$2 prize winning ticket shall have an occurrence of a "\$2.00" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(c) A \$5 prize winning ticket shall have an occurrence of a "\$5.00" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(d) A \$50 prize winning ticket shall have an occurrence of a "50.00" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(e) A \$100 prize winning ticket shall have an occurrence of a "\$100" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(f) A \$1,000 prize winning ticket shall have an occurrence of a "\$1,000" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(g) A \$25,000 prize winning ticket shall have an occurrence of a "25,000" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(h) In any event, only the highest instant prize amount meeting the standards of (a) through (g) will be paid on a given ticket.

(3) Bonus Play – If the director implements "Bonus Play" in conjunction with Instant Game Number 6 – it shall operate as follows:

(a) The lottery will authorize official coupons to be distributed to the extent and by methods to be determined by the director.

(b) The coupon shall contain a Play Number of "TICKET" or "\$1,000".

(c) The bearer of a valid Instant Game Number 6 ticket having a "TICKET" as a Play Number in each of 2 separate spots on the main portion of the ticket and an officially authorized and valid coupon containing the Play Number of "TICKET" shall be entitled to one free ticket.

(d) The bearer of a valid Instant Game Number 6 ticket having a "\$1,000" as a Play Number in each of 2 separate spots on the main portion of the ticket and an officially authorized and valid coupon containing the Play Number of "\$1,000" shall be entitled to a prize of \$1,000.

(e) The director may announce such other procedures and rules applicable to "Bonus Play" as are deemed appropriate.

(4) No portion of the display printing nor any extraneous matter whatever shall be usable or playable as part of the instant game.

(5) The determination of prize winners shall be subject to the general ticket validation requirements, to the particular ticket validation requirements for Instant Game Number 6, and to the requirements set out on the back of each ticket.

(6) Instant prize winning tickets shall be redeemed in the manner set out on the back of the ticket and in the player's brochure.

(7) Grand Prize Drawing for Instant Game Number 6 – Participants in the elimination drawing for the Grand Prize Drawing shall be determined as follows:

(a) The same legible name of an eligible player must be present on the back of each ticket stub.

(b) Five stubs containing these five Stub Play Numbers must be present: "E", "N", "T", "R", and "Y".

(c) The stubs constituting the entry into the elimination drawing for the Grand Prize Drawing must have been mailed to the correct address as advertised by the lottery and received within 30 days of the announced end of Instant Game Number 6 in the manner prescribed on the back of the instant ticket. Players will be eligible for participation in the elimination drawing for the Grand Prize Drawing for each valid set of ticket stubs submitted.

(d) Each stub must be a valid Instant Game Number 6 "Money Match" ticket stub.

One Grand Prize Drawing will be held for Instant Game Number 6 after that game's conclusion at a time and place and pursuant to methods to be announced by the director. The prizes awarded in the Grand Prize Drawing will be: first prize, \$1,000 a week for life, with the weekly prize payment starting at age 18 or older, with a minimum payment of \$1,000,000 being guaranteed; second prize, \$500,000 paid as \$50,000 per year for 10 years; third prize, \$200,000 paid as \$20,000 a year for 10 years; fourth prize, \$75,000 cash; fifth and sixth prizes, \$50,000 cash each; seventh and eighth prizes, \$25,000 cash each; and, ninth and tenth prizes, \$10,000 cash each. The director reserves the right, as provided by WAC 315-10-030(7)(a), to place any ticket stubs bearer who is entitled to entry in the Grand Prize Drawing whose entry was not entered into the elimination drawing for such Grand Prize Drawing and who is subsequently determined to have been entitled to such entry, into an elimination drawing of a subsequent instant game Grand Prize Drawing having equal (or greater) Grand Prizes available.

(8) Notwithstanding any other provisions of these rules, the director may: (a) vary the length of Instant Game Number 6, not to exceed 15 weeks, and/or (b) vary the number of tickets sold in Instant Game Number 6 and the number of Grand Prize Drawing winners in a manner that will maintain the estimated average odds of winning a Grand Prize Drawing.

#### NEW SECTION

WAC 315-11-082 TICKET VALIDATION REQUIREMENTS. (1) Besides meeting all of the other requirements in these rules and regulations, the following validation requirement will apply to instant game tickets in Instant Game Number 6. To be a valid instant game ticket, all of the following requirements must be met:

(a) Exactly one Play Number must appear under each of the six rub-off spots in the right portion of the main portion of the ticket; exactly one Stub Play Number must appear under the rub-off spot on the Stub portion of the ticket.

(b) Each of the 6 Play Numbers must have a Caption underneath, and each must agree with its Caption; the Stub Play Number must have a Caption underneath and it must agree with its Caption.

(c) Each of the six Play Numbers and the one Stub Play Number must be present in its entirety and be fully legible.

(d) Each of the six Captions and the one Stub Caption must be present in its entirety and be fully legible.

(e) Each of the six Play Numbers and their Captions and the one Stub Play Number and its Caption must be printed in gray-black ink.

(f) The Pack-Ticket Number, Validation Number and Agent Validation Code must be present in their entirety and be legible. The Validation Number shall correspond, using the lottery's codes, to the Play Numbers and the Stub Play Number on the ticket.

(g) The ticket must not be mutilated, altered, unreadable, reconstituted, or tampered with in any manner.

(h) The ticket must not be counterfeit in whole or in part.

(i) The Validation Number and Agent Validation Code shall be printed in gray-black ink, and the Pack-Ticket Number shall be printed in red ink.

(j) The ticket must have been issued by the director in an authorized manner.

(k) The ticket must not be stolen nor appear on any list of omitted tickets on file with the director.

(l) The Play Numbers and their Captions, the Stub Play Number and its Caption, the Validation Number, the Agent Validation Code and the Pack-Ticket Number must be right-side-up and not reversed in any manner.

(m) The ticket must be complete, and not miscut, and have exactly one Play Number and exactly one Caption under each of the six rub-off spots on the main (left) portion of the ticket, exactly one Stub Play Number and exactly one Stub Caption on the stub (right) portion of the ticket, exactly one Pack-Ticket Number, exactly one Agent Validation Code, and exactly one Validation Number.

(n) The Validation Number of an apparent winning ticket shall appear on the lottery's official list of validation numbers of winning tickets; and a ticket with that Validation Number shall not have been previously paid.

(o) The ticket must not be blank or partially blank, misregistered, defective, or printed or produced in error.

(p) Each of the Play Numbers must be exactly one of those described in WAC 315-10-080(1) above and each of the Captions must be exactly one of those described in WAC 315-10-080(4) above; the Stub Play Number must be exactly one of those described in WAC 315-10-080(7) above and the Stub Caption must be exactly one of those described in WAC 315-10-080(8) above.

(q) Each of the six Play Numbers on the main portion of the ticket and the Stub Play Number on the stub (right) portion of the ticket must be printed in the Mead Archer size font and must correspond precisely to the artwork on file with the director; each of the six Captions and the one Stub Caption must be printed in the Mead 5 x 9 font and must correspond precisely to the artwork on file with the director; the Pack-Ticket Number must be .11" high in red and correspond precisely to the artwork on file with the director; and the Validation Number must be printed in the Mead 9 x 12 font and must correspond precisely to the artwork on file with the director.

(r) The display printing must be regular in every respect and correspond precisely with the artwork on file with the director.

(s) The ticket must pass all additional confidential validation requirements of the director.

(2) Any ticket not passing all the validation requirements in WAC 315-11-082(1) is void and ineligible for any prize.

(3) The director may, solely at his option, replace an invalid ticket with an unplayed ticket (or tickets of equivalent sales price from any other current lottery game). In the event a defective ticket is purchased, the

only responsibility or liability of the lottery shall be the replacement of the defective ticket with an unplayed ticket (or tickets of equivalent sale price from any other current lottery game). However, if the ticket is partially mutilated or if the ticket is not intact and can still be validated by the other validation requirements, the director may in his or her discretion, pay the prize for that ticket.

**WSR 83-19-019**

**ADOPTED RULES**

**LOTTERY COMMISSION**

[Order 36—Filed September 12, 1983]

Be it resolved by the Washington State Lottery Commission, acting at Spokane, Washington, that it does adopt the annexed rules relating to the amending of WAC 315-02-020, 315-04-070, 315-04-180 and 315-06-180.

This action is taken pursuant to Notice No. WSR 83-16-079 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 67.70.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 9, 1983.

By Lenore M. Lambert  
Acting Chairperson

**AMENDATORY SECTION** (Amending Order 2, filed 10/15/82)

**WAC 315-02-020 TIME AND PLACE OF MEETINGS.** (1) Regular public meetings of the commission shall be held upon the first Friday of every other month, beginning with the month of February in any year, or the preceding business day if that Friday is a holiday. The location and time of each such regular session shall be as follows:

TIME: 10:00 a.m.

LOCATION: (~~Transportation Commission Meeting Room~~  
~~First Floor~~  
~~Highways Administration Building~~)  
Washington State Lottery  
Olympia Regional Office Conference Room  
108 Park Village Plaza  
1200 Cooper Point Road S.W.  
Olympia, Washington

(2) Additional public meetings necessary to discharge the business of the commission may be called from time to time by the chairman or by a quorum of the commission.

**AMENDATORY SECTION** (Amending Order 4, filed 10/15/82)

**WAC 315-04-070 LICENSE FEES.** (1) The fee for a license application shall be \$15.00.

(2) The fee for a background check for initial licensure shall be \$10.00.

(3) The fee for renewal of a license shall be \$15.00.

(4) The fee for late renewal of a license shall be \$25.00 in addition to the renewal fee of \$15.00.

(5) All fees established in this section or other sections of this title are not refundable with the exception of the fees in (1) and (3) above which may be refunded if a license is not issued or renewed.

(6) The fees in this section may be prorated for staggered license renewal periods as provided in WAC 315-04-100.

**AMENDATORY SECTION** (Amending Order 2, filed 10/15/82)

**WAC 315-04-180 OBLIGATIONS OF LICENSED AGENTS.** (1) All tickets accepted by the licensed agent from its assigned depository shall be considered sold to the licensed agent (unless returned to the depository from which they were obtained within the time specified and as permitted by the director). The purchase price shall be paid to the depository, less any commission or deduction authorized by these rules.

(2) (~~All lost or missing tickets are the licensed agent's responsibility~~) After acceptance, the licensed agent is responsible for the condition and security of the tickets and for any losses resulting from tickets which become lost, stolen, mutilated, damaged or otherwise unsaleable. The director shall not reimburse the licensed agent for any losses which occur after acceptance of the tickets or for which the lottery has no duty or responsibility.

(3) Each licensed agent shall abide by the law, these rules and all other directives or instructions issued by the director.

(4) Each licensed agent grants to the director and the commission and employees of the commission an irrevocable license to enter upon the premises of the licensed agent in which tickets may be sold or any other location under the control of the licensed agent where the director may have good cause to believe lottery materials and/or tickets are stored or kept in order to inspect said lottery ((property)) materials and/or tickets and the licensed premises.

(5) All property given, except tickets, to a licensed agent remains the property of the director, and, upon demand, the licensed agent agrees to deliver forthwith the same to the director.

(6) All books and records pertaining to the licensed agent's lottery activities shall be made available for inspection and copying, during the normal business hours of the licensed agent and between 8:00 a.m. and 5:00 p.m., Monday through Friday, upon demand by the director or employees of the commission.

(7) All books and records pertaining to the licensed agent's lottery activities shall be subject to seizure by the



director or employees of the commission without prior notice.

(8) No licensed agent shall advertise or otherwise display advertising in any part of the licensed agent's premises as a licensed location which may be considered derogatory or adverse to the operations or dignity of the lottery and the licensed agent shall remove any advertising forthwith if requested by the director.

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

AMENDATORY SECTION (Amending Order 5, filed 10/15/82)

WAC 315-06-180 STOLEN OR LOST TICKETS. ~~((+))~~ A licensed agent is ~~((responsible for))~~ considered the owner of all tickets it ~~((receives))~~ accepts from the Lottery and is responsible for ticket security and for maintaining a record of current ticket inventory. ~~((If tickets are stolen, the licensed agent shall report the theft immediately to the director and to local or state police authorities. The agent shall pay for the stolen tickets and subsequently file a notarized affidavit stating the facts of the case and ask for a refund in the amount paid for the stolen tickets. The licensed agent shall furnish a copy of the police report covering the theft. Following an investigation by the director and police authorities, the director shall issue a refund to the licensed agent if its claim is verified.~~

~~(2) If a licensed agent is found to have been negligent or is unable to provide the director with the series, serial number, drawing date and lottery number of the tickets, then the director shall not reimburse the licensed agent for any losses occasioned therefrom.~~

~~(3) In the event reimbursement is granted by the director, the reimbursed party must sign forms holding the director and commission harmless and, in the event said reimbursement exceeds \$200.00, the director may demand a bond to indemnify the director and commission for any losses sustained by them. Request for reimbursement shall be made on a form approved by the director.)~~

**WSR 83-19-020**

**EMERGENCY RULES**

**LOTTERY COMMISSION**

[Order 37—Filed September 12, 1983]

Be it resolved by the Washington State Lottery Commission, acting at Spokane, Washington, that it does adopt the annexed rules relating to the amending of WAC 315-11-071.

We, the Washington State Lottery Commission, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is these rules are

necessary to allow the lottery to conduct the "Magic Bonus Bucks Lottery" as part of the "Magic Card" Instant Game. The "Magic Bonus Bucks Lottery" will be initiated before permanent rules can be adopted. Delaying implementation of this rule would be contrary to public interest.

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

This rule is promulgated pursuant to RCW 67.70.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 9, 1983.

By Lenore M. Lambert  
Acting Chairperson

AMENDATORY SECTION (Amending Order 33, filed 8/5/83)

WAC 315-11-071 CRITERIA FOR INSTANT GAME NUMBER 5. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of prize winning tickets - An instant prize winning ticket is determined in Instant Game Number 5 in the following manner:

(a) A "1 free ticket" prize winning ticket shall have an occurrence of a rabbit as a play number in each of 3 separate spots on the ticket;

(b) A \$2 prize winning ticket shall have an occurrence of "10" as a play number in each of 3 separate spots on the ticket;

(c) A \$5 prize winning ticket shall have an occurrence of "J" as a play number in each of 3 separate spots on the ticket;

(d) A \$50 prize winning ticket shall have an occurrence of "Q" as a play number in each of 3 separate spots on the ticket;

(e) A \$1,000 prize winning ticket shall have an occurrence of "K" as a play number in each of 3 separate spots on the ticket;

(f) A \$25,000 prize winning ticket shall have an occurrence of "A" as a play number of 3 separate spots on the ticket;

(g) In any event, only the highest instant prize amount meeting the standards of (a) through (f) will be paid on a given ticket.

(3) No portion of the display printing nor any extraneous matter whatever shall be usable or playable as a part of the instant game.

(4) The determination of prize winners shall be subject to the general ticket validation requirements, to the particular validation requirements for Instant Game Number 5, and to the requirements set forth on the back of each ticket.

(5) Instant prize winning tickets shall be redeemed in the manner set forth on the back of the ticket. Provided, the bearer of a "1 free ticket" prize winning ticket who



submits the ticket to the lottery for redemption shall receive a prize of \$1.00 in lieu of a free ticket.

(6) Participants in the grand prize drawings shall be those validated instant prize winners of exactly \$50 who submit prize claims within 30 days after the announced end of Instant Game Number 5 in the manner prescribed on the back of the instant ticket. One grand prize drawing will be held for Instant Game Number 5 after that game's conclusion, at a time and place and pursuant to the methods to be announced by the director. The prizes to be awarded in the grand prize drawing will be: One 1st prize of \$1,000 a week for life with the weekly prize payments starting at age 18 or older, with a minimum payment of \$1,000,000 guaranteed to the winner, one 2nd prize of \$500,000 paid as \$50,000 per year for ten years; one 3rd prize of \$200,000 paid as \$20,000 per year for ten years; one 4th prize of \$75,000 cash; two 5th prizes of \$50,000 cash each; and four 6th prizes of \$25,000 cash each. The director reserves the right provided by WAC 315-10-030(7)(a) to place any instant prize winner who is entitled to entry in a grand prize drawing whose entry was not entered into the elimination drawing for such grand prize drawing and who is subsequently determined to have been entitled to such entry, into the elimination drawing of a subsequent instant game grand prize drawing having equal (or greater) grand prizes available.

(7) Notwithstanding any other provisions of these rules, the director may: (a) vary the length of Instant Game Number 5 not to exceed 15 weeks, and/or (b) vary the number of tickets sold in Instant Game Number 5 and the number of grand prize drawing winners in a manner that will maintain the estimated average odds of winning a grand prize drawing.

(8) "Magic Bonus Bucks Lottery" For Instant Game Number 5:

(a) There will be weekly drawings from entries containing three valid nonwinning "Magic Card" tickets conducted at times, places and in a manner to be announced by the director.

(b) It is anticipated that there will be nine "Magic Bonus Bucks Lottery" drawings and that 250 prizes of \$100 each will be awarded in each of the drawings.

(c) To be eligible for entry into a "Magic Bonus Bucks Lottery" drawing, a person must:

(i) Be eligible to win a prize pursuant to chapter 67.70 RCW and Title 315 WAC.

(ii) Collect three valid nonwinning "Magic Cards" instant game tickets. A valid nonwinning ticket is a ticket which meets all the requirements of these rules and regulations but which does not otherwise qualify for any other prize established in this section.

(iii) Write or print legibly, the entrant's name and address on the back of at least one of the three tickets or on a separate sheet of paper. An entry containing more than one name and/or address shall be disqualified.

(iv) Place the three tickets in a single envelope, no larger than 4-1/2" x 10-3/8". An envelope which contains extraneous material or which has had the exterior altered for the apparent sole purpose of making the envelope more prominent shall be disqualified.

(v) Mail the envelope with proper postage and a legible return address of the entrant to:

Magic Bonus Bucks Lottery  
Tumwater, WA. 98502

or deliver it in person during normal business hours to:

Office of the Director  
Washington State Lottery  
600 Park Village Plaza  
1200 Cooper Point Road S.W.  
Olympia, Washington

(d) There is no limit to the number of entries a person may submit but each entry must be submitted in a separate envelope and both the entry and the entrant of each must meet the qualifications set forth above.

(e) Entries received by the lottery by noon of each Friday following the start of sales of "Magic Cards" instant game tickets shall be entitled to participation in the "Magic Bonus Bucks Lottery" drawing to be held from all entries received by that same deadline. Entries received after that deadline except those received after the deadline for the final "Magic Bonus Bucks Lottery" drawing, shall be entitled to participation in the next "Magic Bonus Bucks Lottery" drawing. The deadline for entry and the date of the final "Magic Bonus Bucks Lottery" drawing may be varied at the discretion of the director. The director reserves the right to place an entry which was entitled to, but which was not entered into a "Magic Bonus Bucks Lottery" drawing into a subsequent "Magic Bonus Bucks Lottery" drawing.

(f) An entry which contains one or more stolen tickets may be disqualified by the director.

(g) A nonconforming entry, at the sole discretion of the director, may be disqualified.

(h) Notwithstanding any other provisions of these rules, the director may vary the number of "Magic Bonus Bucks Lottery" drawings and/or "Magic Bonus Bucks Lottery" drawing winners.

(i) The lottery will not be responsible for any other material, including winning tickets, mailed or delivered to the "Magic Bonus Bucks Lottery." All mail not drawn will be incinerated unopened.

#### WSR 83-19-021

#### NOTICE OF PUBLIC MEETINGS WASHINGTON STATE UNIVERSITY

[Memorandum—September 6, 1983]

The assembly of the associated students of Washington State University will hold the following meetings during the 1983-84 academic year:

#### First Semester

September 21, 28  
October 5, 12, 18, 26  
November 2, 9, 16  
December 7, 14  
January 4, 11, 18, 25

#### Second Semester

February 8, 15, 22, 29  
 March 7, 14, 21, 28  
 April 11, 18, 25  
 May 2, 9, 16, 23, 30

All assembly meetings will begin at 6:30 p.m. in Room 232, Compton Union Building, Washington State University, Pullman, Washington 99164.

**WSR 83-19-022**  
**NOTICE OF PUBLIC MEETINGS**  
**TACOMA COMMUNITY COLLEGE**  
 [Memorandum—September 12, 1983]

The board of trustees has rescheduled their remaining regular meetings for 1983. The dates for the meetings of the board of trustees of Tacoma Community College, Community College District 22, for the remaining months of 1983 are as follows: October 18 and 20; November 15 and 17; and December 13 and 15.

**WSR 83-19-023**  
**PROPOSED RULES**  
**GAMBLING COMMISSION**  
 [Filed September 13, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Gambling Commission intends to adopt, amend, or repeal rules concerning the amending of WAC 230-02-110, 230-08-010, 230-08-090, 230-20-070 and 230-40-050;

that the agency will at 10:00 a.m., Thursday, November 10, 1983, in the Executive Inn, 5700 Pacific Highway East, Tacoma, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 9.46.070(8), (14) and (17).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 10, 1983.

Dated: September 13, 1983  
 By: Elwin Hart  
 Deputy Director

**STATEMENT OF PURPOSE**

Title: Amendments to WAC 230-02-110 Gross receipts defined; WAC 230-08-010 Monthly records; WAC 230-08-090 Daily records—Card games; WAC 230-20-070 Regulation of managers, operators, and other employees; and WAC 230-40-050 Fees for card playing.

Description of Purpose: Amend rules to clarify definition of gross receipts by type of gambling activity, require updating of daily card room record as fees are collected each half hour, and allow persons licensed as

assistant bingo game managers to participate in the bingo operations of more than one bingo licensee.

Statutory Authority: RCW 9.46.070(8), (14) and (17).

Summary of Proposed Rules and Reasons Supporting Action: Amendment to WAC 230-02-110, amends current definition to allow for specific definitions by type of gambling activity. Proposed by staff; amendment to WAC 230-08-010, proposed by staff to clarify method of calculating gross receipts for punchboards and pull tabs; amendment to WAC 230-08-090, proposed by Sheriff Vern Thomas of King County to require that daily records be maintained continuously and updated immediately following the collection of fees each half hour. Amendment also defines "occasion" as it applies to card rooms; amendment to WAC 230-20-070, proposed by North Everett Lions Club to allow persons designated as assistant bingo game managers to participate as an hourly employee in the bingo operations of more than one bingo licensee; and amendment to WAC 230-40-050, a companion rule change to WAC 230-08-090 above.

Agency Personnel Responsible for Drafting, Implementing and Enforcing the Rules: Keith Kisor, Director, and Elwin Hart, Deputy Director, Jefferson Building, 1110 South Jefferson, Olympia, WA 98504, 234-0865 scan, 753-0865 comm.

Proponents and Opponents: Proposed by staff, licensee, and law enforcement agency. No known opposition.

Agency Comments: The agency believes the proposed rules are self-explanatory and need no further comment.

These rules were not made necessary as a result of federal law or federal or state court action.

Small Business Economic Impact Statement: This agency has determined that there would be no economic impact upon small businesses in the state of Washington by the adoption of these amendments or new rules.

AMENDATORY SECTION (Amending Order 5, filed 12/19/73)

WAC 230-02-110 GROSS RECEIPTS DEFINED. "Gross receipts" means all money, and all other things of value, received by a person or organization during a given period of time or as specified elsewhere in these rules.

AMENDATORY SECTION (Amending Order 116, filed 1/18/82)

WAC 230-08-010 MONTHLY RECORDS. Every person or organization licensed to operate any authorized gambling activity shall keep and maintain permanent monthly records of all of the activities of the licensee related to 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:

(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 nonprofit 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) 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 for each set 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 date placed out for play;
- (e) The date removed from play;
- (f) The total number of tabs in each pull tab series or the total number of punches in each punchboard;
- (g) The number of pull tabs or punches remaining after removal from play;
- (h) The number of pull tabs or punches played from the pull tab series or punchboard;
- (i) The cost to the players to purchase one pull tab or one punch;
- (j) The gross receipts as ((defined in WAC 230-02-110)) computed by multiplying the number of pull tabs or punches played from the pull tab series or punchboard, as shown in (h), by the cost to the players to purchase one pull tab or one punch, as shown in (i);
- (k) The total prizes paid, including both cash and merchandise (calculated by the cost to the licensee) prizes;
- (l) The net receipts (gross receipts less total prizes paid);
- (m) The cash over or short determined by (1) subtracting actual cash from net receipts for punchboards and pull tabs which pay cash prizes, and (2) subtracting actual cash from gross receipts for punchboards and pull tabs which award merchandise prizes;
- (n) The actual cash received from the operation of each pull tab series or punchboard; and,

In the alternative, with written commission approval, licensees operating pull tabs may record (m) and (n) in total on a daily, weekly, or monthly basis.

(6) Copies of all additional financial data which support 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 (Amending Order 120, filed 5/11/82)

WAC 230-08-090 DAILY RECORDS—CARD GAMES. In addition to any other requirements set forth in these rules, persons licensed to operate card rooms shall be required to prepare a detailed record covering each occasion. This record shall be maintained continuously during hours of operation and updated immediately following the collection of fees during all time periods.

The commission shall provide to the licensee a consecutively prenumbered standard format record sheet in three parts. This form shall contain the following:

- (1) The date of the occasion;
- (2) The time that the half hour fee was charged;
- (3) The amount of half hour fee charged per table;
- (4) The number of players at each table at ((the time of collection)) half hour intervals to include all nonpaying house players;
- (5) The names and time of play for each nonpaying house player (which may only include licensed card room employees and the licensee);
- (6) The amount of fees collected at each table each half hour;
- (7) The cumulative gross amount received from fees collected on each occasion and in total;
- (8) A reconciliation of chips and cash on a daily basis; and
- (9) A printed name, signature, and hours worked of the person who was responsible for the collection of fees.

All detailed record sheets issued to a licensee shall be numerically accounted for, and the original of each three part record shall be maintained on the premises for a period of not less than three years from the date of the occasion which it records. An "Occasion" for card rooms shall be defined as 20 hours beginning at 6:00 a.m. one day and running continuously through 2:00 a.m. the following day.

#### AMENDATORY SECTION (Amending Order 99, filed 2/25/80)

WAC 230-20-070 REGULATION OF MANAGERS, OPERATORS, AND OTHER EMPLOYEES. (1) Amusement games and raffles. No person other than a bona fide member of a qualified bona fide charitable or qualified bona fide nonprofit organization, shall take any part in the management or operation of, including (with respect to amusement games) the furnishing of equipment for, or work as an employee upon, amusement games or raffles conducted by that organization under a license from the commission: PROVIDED, HOWEVER, That, except as to persons operating without a license under RCW 9.46.030(2) and (3), employees of the organization on a regular or part time basis employed primarily for purposes other than the conduct of such activities, shall be considered members of the organization for the purposes of this subsection.

(2) Bingo. (a) No person other than a bona fide member or an employee of a charitable or nonprofit organization licensee shall take any part in the management or operation of bingo conducted under a license issued to that organization by the commission, and no licensee shall allow any person not one of its members or employees to do so. No person other than a bona fide member of a charitable or nonprofit organization operating without a license under RCW 9.46.030(3) shall take any part in the management or operation of bingo conducted by that organization and no such organization shall allow any person not one of its members to do so.

(b) No person who takes any part in the management or operation of a bingo game conducted by one licensee shall take any part in the management or operation of any bingo game conducted by any other organization, or any other branch of the same organization: PROVIDED, That

(i) A person participating in the conduct of bingo games by one Class A, B, or C licensee may also participate in the conduct of bingo games by other Class A, B, or C licensees on a voluntary basis only when such person receives no remuneration for services to other licensees and when the requirements of subsection (3) below are satisfied; or

(ii) A person participating in the operation of bingo games conducted by one licensee under any class of license may also participate in the operation of bingo games conducted by other licensees under any class of bingo license, but only when that person has no managerial or supervisory responsibilities in connection with the operation of bingo activities by any licensee and when the requirements of subsection (3) below are satisfied. An assistant bingo game manager as defined by WAC 230-02-418 shall not be deemed a person having managerial or supervisory responsibilities for the purpose of this section and may participate as an hourly employee in the bingo operations of more than one bingo licensee.

(3) Any licensee which desires to have any person who participates in any manner in the conduct of bingo games for another licensee participate in the conduct of its bingo games shall notify the commission, and local police officials, in writing, of the name and address of that person, the name and address of any licensees for whom that person is working, and the capacity in which that person is working for each licensee prior to the time that person participates in the conduct of the licensee's bingo games. In addition, the licensee shall notify any other licensees for which the person works that the individual is now also working for it.

(4) No licensee shall allow any person to take any part in the management, supervision or operation of a bingo game except in conformance with this rule.

(5) Certain premises excepted. The limitations set forth above in (1) and (2) shall not apply to qualified agricultural fairs conducting amusement games or bingo.

#### AMENDATORY SECTION (Amending Order 120, filed 5/11/82)

WAC 230-40-050 FEES FOR CARD PLAYING. No fee shall be charged a person, directly or indirectly, to play in a card game in excess of those fees set forth below:

(1) For all card games, except as provided in (2) below, the fee shall not exceed \$1.00 per half hour, or portion thereof, per player.

The fee charged shall be collected by the licensee in cash, or in wagering chips, directly from the player upon each half hour only. No player shall be required to pay for or purchase any other goods or services as a condition of playing cards beyond the \$1.00 per half hour per player except under section (3) below. The fee schedule applicable to the type of games and number of tables in the card room shall be

conspicuously posted on the premises where it can be clearly seen by the players in the card games.

(2) The fee for entry into a tournament for prizes shall not exceed \$25.00, including all separate fees which might be paid by a player for various phases or events of the tournament. The licensee shall maintain a record of all such fees collected, by date of collection, for each such tournament held.


(3) A person requesting a new deck of cards beyond those regularly furnished by the operator as required by WAC 230-40-070(2) may be charged a fee not to exceed the actual cost to the licensee of the deck. Further, Class D licensees may charge a fee not to exceed actual cost to the licensee per deck for each deck of playing cards furnished to a table as required by these rules, or as requested by any player at the table. The fee shall be collected in cash directly from the players, or the player requesting the deck, at the time the deck is introduced into the game.

(4) This rule shall not prevent a bona fide nonprofit or charitable organization which has been established and operated for purposes other than card playing from charging its usual membership fee to belong to the organization.

(5) The licensee shall collect the same fee from all players at a table except licensed card room employees or the licensed owner. If he elects to allow free play, then all players at a table must be allowed to play for free.

The amount collected each half hour shall be recorded by the licensee immediately following the collection of the fees on a standard card room format prescribed and supplied by the commission to the licensee. All records required by this rule shall be maintained for a period of three years from the end of the licensee's fiscal year for which the record is kept.

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

  
**WSR 83-19-024**  
**ADOPTED RULES**  
**GAMBLING COMMISSION**  
 [Order 136—Filed September 13, 1983]

Be it resolved by the Washington State Gambling Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to new sections WAC 230-20-061, 230-20-246, repealing WAC 230-20-180, 230-20-200, 230-20-205, 230-20-245, 230-60-070 and amending WAC 230-02-030, 230-04-075, 230-04-340 and 230-30-080.

This action is taken pursuant to Notice Nos. WSR 83-16-008 and 83-16-082 filed with the code reviser on July 22, 1983, and August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 9.46.030(2) and (3) and 9.46.070(11) and (14) and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 9, 1983.

By Elwin Hart  
Deputy Director

AMENDATORY SECTION (Amending Order 103, filed 7/17/80)

WAC 230-02-030 ADDRESS OF COMMISSION. Unless specifically provided elsewhere in these rules, applications for licenses, submission of materials or requests for notices or information of any kind, may be made by addressing correspondence to:

Washington State Gambling Commission  
 ((Capital Plaza Building  
 1025 East Union))  
 Jefferson Building  
 1110 South Jefferson  
 Olympia, Washington 98504.

AMENDATORY SECTION (Amending Order 23, filed 9/3/74)

WAC 230-04-075 NO LICENSE REQUIRED FOR CERTAIN BINGO, RAFFLES, AND AMUSEMENT GAMES. Bona fide charitable or bona fide nonprofit organizations organized primarily for purposes other than the conduct of ((raffles)) gambling activities, are hereby authorized to conduct ((raffles)) the following gambling activities without obtaining a license to do so from the commission ((when such raffles are)):

(1) Raffles when:

(a) Held in accordance with all other requirements of chapter 9.46 RCW, other applicable laws, and rules of the commission; and

((2))((b)) ((When g)) Gross revenues from all such raffles held by the organization during the calendar year do not exceed \$5000; and

((3))((c)) ((When t)) Tickets to such raffles are sold only to, and winners are determined only from among, the regular members of the organization conducting the raffle: PROVIDED, That the term members for this purpose shall mean only those persons who have become members prior to the commencement of the raffle and whose qualification for membership was not dependent upon, or in any way related to, the purchase of a ticket, or tickets, for such raffles((-); and

~~((An organization may exceed the \$5000 limit only if it first obtains a license to conduct raffles from the commission, with the classification and fee to be computed; including but not limited to, all income from all raffles already held during that calendar year. The duration of the license issued shall be one year from the date of the sale of the first ticket for the first raffle held during the calendar year by the applicant.))~~

(2) Bingo, raffles, and amusement games when:

(a) Such activities are held in accordance with all other requirements of chapter 9.46 RCW as now or hereafter amended, other applicable laws, and rules of the commission; and

(b) Said activities are, alone or in any combination, conducted no more than twice each calendar year and over a period of no more than twelve consecutive days each time, notwithstanding the limitations of RCW 9.46.020(2) as now or hereafter amended: PROVIDED, That a raffle conducted under this subsection may be conducted for a period longer than twelve days; and

(c) Only bona fide members of that organization, who are not paid for such services, participate in the management or operation of the activities; and

(d) Gross revenue to the organization from all the activities together does not exceed five thousand dollars during any calendar year; and

(e) All revenue therefrom, after deducting the cost of prizes and other expenses of the activity, is devoted solely to the purposes for which the organization qualifies as a bona fide charitable or nonprofit organization; and

(f) The organization gives notice at least five days in advance of the conduct of any of the activities to the local policy agency of the jurisdiction within which the activities are to be conducted of the organization's intent to conduct the activities, the location of the activities, and the date or dates they will be conducted; and

(g) The organization conducting the activities maintains records for a period of one year from the date of the event which accurately show at a minimum the gross revenue from each activity, details of the expenses of conducting the activities, and details of the uses to which the gross revenue therefrom is put.

(3) An organization may exceed the separate limits set forth in (1) and (2) above only if it first obtains a license to conduct the appropriate gambling activity from the commission, with the classification and fee to be computed, including but not limited to, all income from the activity or activities already conducted during that calendar year. The duration of the license issued shall be one year from the date of the first gross receipts received for the particular activity during the calendar year.

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

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

AMENDATORY SECTION (Amending Order 68, filed 4/25/77)

WAC 230-04-340 TRANSFER OF LICENSES—(~~PROHIBITED~~) CONDITIONS. Transfers of licenses issued by the commission shall be permitted only under the following circumstances and conditions and those set out in WAC 230-04-350, upon approval by the director or the commission. Otherwise, no transfer of any license issued by the commission shall be permitted.

(1) If the licensee is a corporation, except as provided in subsection (2) below, a change in ownership of stock shall not be deemed a transfer of a license: PROVIDED, That any change in the ownership of any stock in such corporation which results in any person or organization becoming the owner of a substantial interest therein who was not the owner of a substantial interest immediately preceding the transaction, or which involves ten percent or more of any class of stock, shall be reported to the commission, in writing, within ten days of the close of such transaction, together with such information concerning the person or persons receiving such stock as the director may require.

(2) Where a change in the ownership of the stock of any corporate licensee results in any person, together with any members of his or her immediate family, or results in any organization, becoming the owner of a majority of the voting shares of that corporation who or which had not held a substantial interest in the corporation immediately prior to the change in ownership, gambling licenses held by that corporation shall immediately terminate and be void. In such cases a new license must be obtained from the commission prior to the operation of any gambling activity requiring a license.

(3) Licenses issued to other than bona fide charitable or bona fide nonprofit organizations may be transferred to a business entity wholly owned by the same person or persons who owned the business entity to which the license was originally issued, or by their spouses or children under the age of eighteen and residing at the family home or by others possessing less than a substantial interest in the business to which the license transfer is sought, but only when the licensed activity will be conducted on the same premises as that for which the license was issued.

(4) Transfers will not be permitted when any person owning or holding a substantial interest in any of the entities to which transfer is sought is not qualified to hold a gambling license.

The license or licenses of any corporation in which a person hold or acquires a substantial interest will be revoked when such person is not qualified to hold a gambling license.

The fee for transfer of the license under this rule shall be \$35.

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.

NEW SECTION

WAC 230-20-061 TEMPORARY PRIZE LIMITS FOR BINGO. (1) No bona fide charitable or nonprofit organization, except when operating at an authorized agricultural fair, or other special event as authorized by the Commission, or under RCW 9.46.030(3) as now enacted or hereafter amended, shall operate a bingo game unless prize payouts as percentages of gross receipts from the sale of bingo cards are not in excess of the below listed limits during the period October 1, 1983 through March 31, 1984.

Quarterly Gross Receipts Up To:	Prize Payout Limit
\$ 75,000	No Limits
125,000	80%
187,500	78%
250,000	77%
375,000	76%
500,000	74%
625,000	72%
750,000	70%
over \$750,000	68%

(2) Each licensee which exceeds \$25,000 in monthly gross receipts or expects to exceed \$75,000 in quarterly gross receipts shall submit a monthly activity report during the effective period of this rule. Such reports shall be received in the office of the commission no later than fifteen days following the end of the calendar month for which submitted and shall include the following information in the format indicated:

(Name of Licensee)	(Month for Which Submitted)
a. Monthly gross receipts from the sale of bingo cards:	_____
b. Total amount of cash prizes actually paid out during the month:	_____
c. Total of the cost to the licensee of all merchandise prizes actually paid out during the month:	_____
d. Prize payout percentage: (Total prizes (b and c) divided by gross receipts)	_____
e. Total number of sessions played weekly:	_____
f. Average attendance per session:	_____

(Signature of Chief Executive Officer)	(Date)

(3) This rule is considered necessary to preserve the general welfare of the public and to prevent the awarding of bingo prizes in such amounts that would significantly reduce net income to the licensed organization. This action is taken pending on the recommendations of a study committee of bingo licensees and agency staff and adoption of a permanent bingo control structure by the Commission.

NEW SECTION

WAC 230-20-246 MANNER OF CONDUCTING BINGO. The conducting of a bingo game shall include, but is not limited to the following rules:

- (1) All sales of bingo cards shall take place upon the premises during or immediately preceding the session for which the card is being sold;
- (2) Bingo cards shall normally be sold and paid for prior to the start of a specified game or specified number of games. Cards may be sold after the start of a game or number of games if the late sale does not allow any player an advantage over any other player;
- (3) No operator shall reserve, or allow to be reserved, any bingo card for use by players except braille cards or other cards for use by legally blind or disabled players;
- (4) Legally blind players may use their personal braille cards when a licensee does not provide such cards. The licensee shall have the right to inspect, and to reject, any personal braille card. A legally blind or disabled person may use a braille card or reserved hard card in place of a purchased throwaway;
- (5) If a licensee has duplicate cards in play, he shall conspicuously post that fact or notify all players;

(6) No two or more sets of disposable cards can be used at the same time if they have identical series numbers;

(7) Immediately following the drawing of each ball in a bingo game, the caller shall display the letter and number on the ball to the participants;

(8) The letter and number on the ball shall be called out prior to the drawing of any other ball;

(9) After the letter and number is called, the corresponding letter and number on the licensee's flashboard, if any, shall be lit for participant viewing;

(10) No bingo game shall be conducted to include a prize determined other than by the matching of letters and numbers on a bingo card with letters and numbers called by the licensee, in competition among all players in a bingo game;

(11) A winner is determined when a specified pattern of called numbers appears on a card;

(12) Immediately upon a bingo player declaring a winning combination of letters and numbers, the winning card shall be verified by a game employee and at least one neutral player;

(13) Upon a bingo player declaring a winning bingo, the next ball out of the machine shall be removed from the machine prior to shutting the machine off and shall be the next ball to be called in the event the declared winning bingo is not valid; and

(14) No operator shall engage in any act, practice, or course of operation as would operate as a fraud to affect the outcome of any bingo game.

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

REPEALER

The following sections of the Washington Administrative Code are each repealed:

(1) WAC 230-20-180 SALE AND USE OF BINGO CARDS.

(2) WAC 230-20-200 USE OF NUMBERED BALLS OF VARIOUS WEIGHTS PROHIBITED.

(3) WAC 230-20-205 NUMBERS CALLED TO BE DISPLAYED AT BINGO GAMES.

(4) WAC 230-20-245 MANNER OF CONDUCTING BINGO—EQUIPMENT TO BE USED.

AMENDATORY SECTION (Amending Order 112, filed 9/15/81)

WAC 230-30-080 LIMITATION ON PULL TAB DISPENSING DEVICES. (1) No pull tabs shall be placed out for public play unless the total number of pull tabs originally in the series shall be clearly disclosed on the face of the flare advertising the prizes available from that series of pull tabs. The total number of pull tabs originally in the series will be placed upon the flare by the manufacturer prior to the series being sold to a distributor or operator.

(2) No pull tab shall be added to a series of pull tabs after that series has been shipped from its place of manufacture.

(3) No pull tab series, or any portion thereof, shall be placed in, or if a spindle upon, any pull tab dispensing device until any other series of pull tabs previously in, or upon, the device has been played out or permanently removed from public play.

(4) No pull tab once placed in, or if a spindle upon, a pull tab dispensing device out for public play shall be removed from the dispensing device until the series is permanently removed from public play, except only:

- (a) Those pull tabs actually played by consumers,
- (b) Those pull tabs removed by representatives of the commission, or other law enforcement agency inspecting the device, and
- (c) Those tabs temporarily removed during necessary repair or maintenance of the device.

Excepting only tabs removed under (b) and (c) hereinabove, once a pull tab has been removed from public play it shall not again be put out for public play.

(5) No person shall put out any pull tab series for public play unless the series of pull tabs is wholly contained within, or if a spindle upon, the device used for dispensing that series.

(6) No person shall sell or transfer to another person in this state, or for use within this state, or shall place out for public play any device for the dispensing of pull tabs not so constructed as to allow a consumer to clearly see each pull tab within, or if a spindle upon, the device prior to playing the device. However, a metal plate, not to exceed 3/4 inch in height, may be affixed across the front at the bottom of the dispensing columns of a mechanical pull tab dispensing device.

(7) No person shall sell or transfer to any other person in this state, or for use within this state, or put out for public play any device for the dispensing of pull tabs without permanent lines or markings on the face of the device and clearly visible to the consumer which effectively divide the tabs remaining in the device into divisions of approximately 25 tabs so that the consumer can determine how many tabs remain within the device.

(8) No person shall put out for public play any device for the dispensing of pull tabs which is not so constructed as to provide for at least one selection position for every 400 pull tabs originally in the series in play in the machine.

The following schedule shall be followed in the enforcement of this subsection:

MINIMUM NUMBER OF TABS FROM WHICH SELECTION MUST BE AVAILABLE	THE NUMBER OF TABS ORIGINALLY IN SERIES OF PLAY
1	1 - 400
2	401 - 800
3	801 - 1200
4	1201 - 1600
5	1601 - 2000
6	2001 - 2400
7	2401 - 2800
8	2801 - 3200
9	3201 - 3600
10	3601 - 4000

(9) No person shall sell or transfer to another person in this state, or for use within this state, or put out for public play, any pull tab series which contains more than 4000 individual pull tabs.

**REPEALER**

**WAC 230-60-070 COMMUNICATIONS WITH COMMISSION.**

**WSR 83-19-025**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed September 13, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning community work experience program, amending WAC 388-57-097.

It is the intention of the secretary to adopt these rules on an emergency basis on or about September 14, 1983; that the agency will at 10:00 a.m., Tuesday, October 25, 1983, in the General Administration Building Auditorium, 11th and Columbia, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 1, 1983.

The authority under which these rules are proposed is RCW 74.04.400.

The specific statute these rules are intended to implement is chapter 41, Laws of 1983 1st ex. sess.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 25, 1983.

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

David A. Hogan, Director  
 Division of Administration and Personnel  
 Department of Social and Health Services  
 Mailstop OB 14  
 Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by October 11, 1983. The meeting site is in a location which is barrier free.

Dated: September 12, 1983  
 By: David A. Hogan, Director  
 Division of Administration and Personnel



## STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending WAC 388-57-097.

The Purpose of this Change: To provide for establishment of the community work experience program as a regular departmental program.

The Reason These Rules are Necessary: Change pilot program to ongoing program status pursuant to state legislation and federal authorization.

Statutory Authority: RCW 74.04.400.

Summary of the Rule Change: Change pilot project to ongoing status pursuant to chapter 41, Laws of 1983 1st ex. sess. Increase project assignments from a maximum of four months to a maximum of six months per work experience.

Person Responsible for the Drafting, Implementation and Enforcement of the Rule: Kenneth E. Anderson, Program Manager, Division of Income Assistance, Mailstop: OB 31C, Phone: Scan 234-4920.

These rules are authorized by federal law and required by state law, 45 CFR 238.

AMENDATORY SECTION (Amending Order 1924, filed 12/15/82)

WAC 388-57-097 COMMUNITY WORK EXPERIENCE PROGRAM (CWEP). The community work experience program (CWEP) is authorized under ~~((the approval of the secretary of the department of social and health services as an optional state program authorized by the 1981 Omnibus Reconciliation Act))~~ RCW 74.04. (section 41, chapter 41, 1983 1st ex. sess.), and as provided for in 45 C.F.R. 238.

(1) The ~~((pilot))~~ program has the following objectives:

(a) To provide work experience to recipients of AFDC unable to secure employment through other employment programs; and

(b) To determine the extent work experience will assist individuals participating in the program to secure unsubsidized employment.

(2) ~~((CWEP sites shall be located in the Spokane and Tacoma areas:~~

~~((3)))~~ Any AFDC recipient ~~((living in either the Spokane area or the Tacoma area))~~ shall, as a condition of eligibility for AFDC, participate in CWEP unless the individual:

(a) Is participating in a WIN/E&T approved training plan; or

(b) Meets the WIN/E&T exemption criteria of WAC 388-24-107; or

(c) Is both currently (or becomes) employed at least eighty hours per month and earning not less than the legally established minimum wage for such employment. Persons employed at least eighty hours per month at jobs not having an established minimum wage shall be exempted regardless of wage level; or

(d) Is denied an AFDC grant for any month solely because the amount of the entitlement is less than ten dollars per month; or

(e) Resides in a non-CWEP CSO area.

(4) The department shall:

(a) Provide coordination between CWEP and the WIN/E&T program:

(i) To ensure that job placement will have priority over participation in CWEP; and

(ii) To ensure that aid may not be denied on the grounds of failure to participate in either WIN or CWEP if participants are actively and satisfactorily participating in the other program.

(b) Provide that CWEP work hour requirements may be met hour for hour by documented job search activity which has received prior approval by the CWEP service worker(-);

(c) Require appropriate standards of health, safety, and other conditions applicable to the performance of work;

(d) Ensure reasonable conditions of work, taking into account the geographic region, the residence of the participants, and the proficiency of the participants;

(e) Ensure ~~((that))~~ participants do not perform tasks in any way related to political, electoral, or partisan activities or which would result in displacement of persons currently employed or fill established unfilled position vacancies;

(f) Ensure ~~((that))~~ tasks have not been developed in response to or in any way associated with, the existence of a strike, lockout, or other bona fide labor dispute or violate any existing labor agreement between employees and employers;

(g) Reimburse necessary transportation costs;

(h) Pay customary departmental scale costs of child care needed in order to participate in CWEP;

(i) Not require the use of the participant's assistance or income or resources to pay participation costs;

(j) Provide that assignments to CWEP projects will be made taking into consideration to the extent possible, the prior training, proficiency, experience, and skills of a participant;

(k) Provide that assignment to CWEP projects shall not require participants to travel unreasonable distances from home or to remain away from home overnight without consent; and

(l) Provide worker's compensation coverage for participants through the department of labor and industries.

(5) CWEP participants shall be referred to and shall participate in work experience slots designed to serve a useful public purpose in public agencies or private nonprofit organizations as agreed on by the agency and the department.

(6) The hours of CWEP participation required of any assistance unit, regardless of the number of participants in that unit, shall be no more than the number calculated by dividing the amount of the household's assistance grant by the greater of the federal or state minimum wage, not to exceed one hundred twenty-eight hours during a calendar month. The AFDC payment shall not be construed as compensation for work performed.

(7) If a recipient of AFDC-R fails or refuses without good cause to participate in the community work experience program, his or her needs shall not be taken into account in determining the family's need for assistance and grant amount. If a recipient of AFDC-E qualifying the family for AFDC-E fails or refuses without good cause to participate in the community work experience program, the entire assistance unit shall become ineligible for AFDC-E. ~~((This))~~ These sanctions shall be consistent with the WIN sanction period in WAC 388-57-064. A recipient adversely affected shall have the opportunity for administrative review and/or fair hearing as provided by RCW 74.08.070 and chapter 388-08 WAC. Good cause provisions are included in WAC 388-57-064. WAC 388-57-064(7)(d) shall not apply to CWEP participation.

## WSR 83-19-026

## EMERGENCY RULES

## DEPARTMENT OF FISHERIES

[Order 83-122—Filed September 13, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, 6C provide protection for weak Puget Sound and Canadian origin chinook and coho stocks. Restrictions in Areas 7 and 7A provide protection for Canadian and Puget Sound chinook during sockeye and pink fisheries under the director of IPSFC. Openings in Areas 7B, 10, and 11 provide opportunity to harvest non-Indian coho allocations and provide run size updates. Extended opening of Area 7B necessary to harvest allocation. All other areas are closed to prevent overharvest. Troll landing restrictions provide protection for chinook and coho stocks.



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

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

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

APPROVED AND ADOPTED September 13, 1983.

By William R. Wilkerson  
Director

### NEW SECTION

**WAC 220-47-811 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** *Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas in accordance with the following restrictions:*

*All areas - It is unlawful to land troll-caught salmon.*

*\*Areas 4B, 5, 6C - Closed.*

*Areas 6, 6A, 7, and 7A - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Gill net gear is restricted to 5-7/8-inch maximum mesh, when open.*

*Area 7B - Closed except gill nets using 5-inch minimum mesh may fish from 6:00 PM to 9:00 AM nightly. Purse seines may fish from 5:00 AM to 9:00 PM daily. That portion north of a line from Post Point to the northern tip of Eliza Island to Point Frances is open to gill nets using 5-inch minimum mesh and purse seines 24 hours/day.*

*Areas 10 and 11 - Closed except gill nets using 5-inch minimum mesh may fish from 6:00 PM to 9:00 AM September 12 through the morning of September 13, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM September 13.*

*Partial area exclusions applicable to the above openings are described in WAC 220-47-307.*

*Areas 6B, 6D, 7C, 7D, 8, 8A, 9, 9A, 10A, 10B, 10C, 10D, 10E, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.*

### REPEALER

*The following section of the Washington Administrative Code is repealed:*

**WAC 220-47-810 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-121)**

### **WSR 83-19-027**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 83-123—Filed September 13, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, and 6C allow the least restrictive regulations that allow protection of adult Canadian chinook salmon while providing opportunity for limited harvest, limited impact, limited effort, immobile treaty Indian coho fisheries. Restrictions in Areas 6, 6A, 7 and 7A provide protection for summer/fall chinook during IPSFC sockeye and pink management. Restrictions in Area 7C and the Samish River protect milling chinook destined for the Samish Hatchery. Restrictions in Area 6D and Strait of Juan de Fuca tributaries provide protection for local chinook stocks and pink stocks in Area 6D and the Dungeness and Elwha rivers. Restrictions in Area 12C provide protection for summer/fall chinook and pink salmon returning to Hoodsport Hatchery. Restrictions in 10B, 10C, 10D and the Cedar River are the least restrictive regulations that provide opportunity to harvest chinook and protect Lake Washington sockeye. Restrictions in Area 13 and the Nooksack, Puyallup, and Nisqually rivers provide protection for local pink stocks. Restrictions in Areas 6B, and 9 provide protection for Puget Sound pink salmon stocks and protect the integrity of the South Sound, Stillaguamish, Snohomish and Hood Canal size updates. Restrictions in Area 8 and the Skagit River provide protection for update fishery while protecting local pink and coho stocks.

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

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

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

APPROVED AND ADOPTED September 13, 1983.

By William R. Wilkerson  
Director

### NEW SECTION

**WAC 220-28-319 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS.** *Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and*

Catch Reporting Areas except in accordance with the following restrictions:

Areas 4B, 5, and 6C – Gill net gear restricted to 6-1/2-inch maximum mesh, when open.

Areas 6 and 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 6B – Effective until further notice, closed to all net gear.

Area 6D and Dungeness River – Effective through September 24, closed to all commercial fishing.

Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 7C – Closed to all commercial fishing.

Area 8 – Effective until further notice, closed to all commercial fishing.

Area 9 – Effective until further notice, closed to all commercial fishing.

Area 10B – Effective through September 24, gill nets restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open.

Area 10C – Effective until further notice, closed to all commercial fishing.

Area 10D – Effective through October 8, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open. That portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek is closed to all commercial fishing until further notice.

Area 12C – Effective through September 30, closed to all commercial fishing within 1,000 feet of the western shore between Hoodspout Marina Dock and Glen Ayr Trailer Park.

Area 13 – Effective through October 1, excluding (1) that portion of Chambers Bay east of the railroad trestle, and (2) that portion north of a line from Green Point on the eastern shoreline of Carr Inlet to the flashing signal beacon #4 on the west shoreline, gill net gear is restricted to 7-inch minimum mesh, and all other gear must immediately release pink salmon, when open. Purse seine gear is prohibited.

Cedar River – Effective until further notice, closed to all commercial fishing.

Nooksack River – Upstream of the confluence of north and south forks – closed to all net gear.

Puyallup River upstream of the Interstate 5 bridge – Effective until further notice, gill nets restricted to 7-1/2-inch minimum mesh, when open.

Nisqually River – Effective through September 24, gill net gear restricted to 7-1/2" minimum mesh, when open.

Skagit River including all tributaries – Effective until further notice, closed to all commercial fishing.

Samish River – Closed to all commercial fishing.

Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks – Effective through September 24, closed to all commercial fishing.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-318 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-120)

#### WSR 83-19-028

#### EMERGENCY RULES

#### SECRETARY OF STATE

[Order 83-1—Filed September 13, 1983]

I, Ralph Munro, Secretary of State, do promulgate and adopt at Olympia, Washington, the annexed rules relating to election schedule for the special primary and special election to fill the vacancy in the position of U.S. Senator.

I, Ralph Munro, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the legislature has scheduled a special nominating primary for the U.S. Senate on October 11; since there are no statutory procedures for a primary on this date and inadequate time to utilize the usual time schedule for conducting this primary, the secretary of state was authorized to modify that time schedule for this primary only.

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

This rule is promulgated pursuant to chapter 1, Laws of 1983 3rd ex. sess. and is intended to administrative implement that statute.

This rule is promulgated under the general rule-making authority of the Office of the Secretary of State as authorized in RCW 29.04.080.

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

APPROVED AND ADOPTED September 13, 1983.

By Ralph Munro  
Secretary of State

#### NEW SECTION

WAC 434-08-060 ELECTION SCHEDULE FOR SPECIAL PRIMARY AND SPECIAL ELECTION TO FILL A VACANCY IN THE UNITED STATES SENATE. Pursuant to chapter 1, Laws of 1983, 3rd ex. sess., and RCW 29.04.080, the following schedule is

adopted for the conduct of the special nominating primary and special election to fill the vacancy in the United States Senate. This schedule is intended to preserve each essential step in the normal statutory framework for conducting primaries but to compress that schedule into the available time by modifying the deadlines for those steps related to canvassing, certification, and availability of absentee ballots in a manner which provides an orderly and predictable procedure for voters and for the election officials conducting the special primary and special vacancy election. All of the usual statutory steps of the nominating process are included for clarity whether they are modified by these regulations or not. All dates referred to are in 1983.

1) **FILING PERIOD.** The filing period for the U.S. Senate vacancy shall begin on September 14 and end on September 16. All declarations of candidacy must be submitted to and filed with the secretary of state during regular business hours (8:00 a.m. to 5:00 p.m.).

2) **MINOR PARTIES AND INDEPENDENT CANDIDATES.** Minor political parties and independent candidates may hold nominating conventions to select candidates on any day up to the close of the filing period. A notice of the time, place, and purpose of the convention must be published in a newspaper of general circulation in the county in which the convention is to be held no later than the date prior to the convention. The certificate of nomination, proof of publication of the notice of the convention, the declaration of candidacy of the person nominated, and the supporting signatures of one hundred seventy-eight registered voters.

3) **DEADLINE FOR VOTER REGISTRATION.** The last day for voters to register for the special primary shall be September 16. The secretary of state shall give immediate notice of this deadline to news media throughout the state.

4) **WITHDRAWALS.** Candidates may withdraw their declarations of candidacy at any time prior to 5:00 p.m. on September 19. Withdrawals must be in writing and be filed with the secretary of state by this deadline.

5) **CERTIFICATION OF PRIMARY CANDIDATES.** The secretary of state shall certify the names and addresses of the candidates for the special primary to the county auditors no later than September 20.

6) **ABSENTEE BALLOT REQUESTS.** Any request for absentee ballots for both the September 20 primary and the November 8 general election shall also be construed as a request for an absentee ballot for the special primary on October 11.

7) **ABSENTEE BALLOTS FOR THE SPECIAL PRIMARY.** Absentee ballots for the special primary shall be printed and available for distribution no later than September 26.

8) **NOTICE OF SPECIAL PRIMARY.** County auditors shall publish a notice of the special primary between October 1 and October 8.

9) **CONSOLIDATION OF PRECINCTS.** Consolidation of precincts shall be permitted for the special primary in the same manner that it would be permitted for an odd-year primary held pursuant to RCW 29.13.070.

10) **CLOSING OF VOTER REGISTRATION FOR THE SPECIAL ELECTION.** The last day for voters to register to vote

in the special vacancy election on November 8 shall be October 8.

11) **CANVASSING OF RETURNS OF THE SPECIAL PRIMARY.** County canvassing committees shall complete the canvass of the returns of the special primary by October 17 and transmit a certified copy of that canvass to the secretary of state on the same day. The secretary of state shall complete the canvass no later than October 20.

12) **CERTIFICATION OF CANDIDATES FOR THE SPECIAL ELECTION.** The secretary of state shall certify the nominees for the special vacancy election to the county auditors immediately upon completion of the canvass of the special primary.

13) **ABSENTEE BALLOTS FOR THE SPECIAL ELECTION.** Absentee ballots for the special vacancy election shall be printed and available for distribution no later than October 24.

14) **LEVER VOTING MACHINES.** Except for reopening to conduct a recanvass, the registering mechanism of each voting machine used in the September 20 primary or the October 11 primary shall remain sealed until at least three days, excluding Saturdays and Sundays, following the completion of the canvass of that primary by the county canvassing board or the secretary of state.

15) **NOTICE OF THE SPECIAL VACANCY ELECTION.** County auditors shall publish a notice of the special vacancy election between October 29 and November 5 in conjunction with the notice of the state general election.



**WSR 83-19-029**  
**ADOPTED RULES**  
**DEPARTMENT OF REVENUE**  
 [Order PT 83-5—Filed September 14, 1983]

I, Donald R. Burrows, director of revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 458-16-010 Senior citizen and disabled persons exemption—Definitions.
- Amd WAC 458-16-013 Senior citizens and disabled persons exemption—Disposable income.
- Amd WAC 458-16-020 Senior citizen and disabled persons exemption—Qualifications for exemption.
- Amd WAC 458-16-030 Senior citizen and disabled persons exemption—Claims.
- Amd WAC 458-16-050 Senior citizen and disabled persons exemption—Amount of exemption.
- Amd WAC 458-16-100 Property tax exemptions, generally, rules of construction.
- Amd WAC 458-16-130 Real property sold or acquired by property owner deemed to be exempt.
- Amd WAC 458-16-150 Cessation of use—Taxes collectible.
- Amd WAC 458-16-210 Nonprofit, nonsectarian organizations.
- Amd WAC 458-16-260 Day care centers, libraries, orphanages, homes for the aged, homes for sick or infirm, hospitals.
- Amd WAC 458-16-270 Schools and colleges.

This action is taken pursuant to Notice No. WSR 83-16-070 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 84.36.389 and 84.36.865 and is intended to administrative implementation that statute.

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

APPROVED AND ADOPTED September 6, 1983.

By Trevor W. Thompson  
Assistant Director

**AMENDATORY SECTION** (Amending Order PT 81-6, filed 2/11/81)

**WAC 458-16-010 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—DEFINITIONS.**

(1) The term "residence" means a single family dwelling unit whether such unit be separate or part of a multi-unit dwelling and includes the land on which the dwelling stands not to exceed one acre. The term also includes a share ownership in a cooperative housing association, corporation, or partnership if the person claiming exemption can establish that his or her share represents the specific unit or portion of such structure in which he or she resides. It includes a single family dwelling situated upon leased lands and upon lands the fee of which is vested in the United States, any instrumentality thereof including an Indian tribe, the state of Washington, or its political subdivisions. Also included is a mobile home which has substantially lost its identity as a mobile unit by being fixed in location upon land owned or rented by the owner of said mobile home and placed on a foundation, posts, or blocks with fixed pipe connections for sewer, water or other utilities even though it may be listed and assessed by the county assessor as personal property.

The residence must have been occupied by the person claiming the exemption as the principal or main residence of the claimant. It does not include a residence used merely as a vacation home. For purposes of this exemption, principal or main residence means a residence the claimant resides at or dwells in for more than six months each year. Items to be considered in verifying residency can be ownership of another residence, voter registration and vehicle licensing.

(2) The term "real property" for the purposes of WAC 458-16-010 through 458-16-079 includes subsection (1) of this section and the land on which a mobile home is located if both the land and mobile home are owned by a qualified claimant.

(3) The term "preceding calendar year" means the calendar year preceding the year in which the claim for exemption is filed.

(4) "Department" means the state department of revenue.

(5) "Combined disposable income" means the disposable income of the person claiming the exemption, plus the disposable income of his or her spouse, and the disposable income of each cotenant occupying the residence for the preceding calendar year. Disposable income is defined in WAC 458-16-013.

(6) "Cotenant" means a person who resides with the person claiming the exemption and who has an ownership interest in the residence.

(7) "Owned" includes "contract purchase" as well as "in fee," a "life estate," and any "lease for life."

"Revocable" trusts will be considered as life estates. "Irrevocable" trusts may qualify as a life estate if the trust terminates on the claimant's demise.

A residence owned by a marital community or owned by cotenants is deemed to be owned by each spouse or cotenant.

(8) The term "regular gainful employment" means consistent or habitual labor or service which results in an increase in wealth or earnings.

(9) The term "family" includes a single person, any number of related persons, or a group not exceeding a total of eight related and nonrelated nontransient persons living as a single nonprofit housekeeping unit. The term does not, however, include a boarding or rooming house.

(10) "Replacement residence" means a residence that qualifies for the exemption contained in WAC 458-16-010 through 458-16-079 except for the time requirement contained in WAC 458-16-020(1).

(11) "Physical disability" means the condition of being disabled, resulting in the inability to pursue an occupation because of physical or mental impairment. A doctor's signed statement constitutes proof of such disability and shall be required before the exemption may be granted. This statement shall indicate the expected period or term of the disability.

(12) "Remainderman" means one who is entitled to the remainder of the estate after a particular estate has expired; that is, a person having legal right to the real estate at the death of the life tenant or some other named time.

(13) "Remainder" means an estate in land which does not become possessory until a designated time in the future.

(14) "Lease for life" means a lease that terminates upon the demise of the lessee.

(15) "Life estate" means an estate whose duration is limited to the life of the party holding it or of some other person.

(16) "Ownership by a marital community" means property owned in common by both spouses. Property held in separate ownership by one spouse is not owned by the marital community. The person claiming the exemption must own the property for which exemption is claimed. Example: A person qualifying for the exemption by virtue of age or disability cannot claim exemption on a residence owned by the person's spouse as a separate estate outside the marital community unless the person has a life estate therein.

(17) "Excess levies" are all voter approved in accordance with RCW 84.52.050, with the exception of port district, public utility district and emergency medical service district levies.

(18) "Claimant" means a person who is entitled to and has been approved for the exemption contained in WAC 458-16-010 through 458-16-079.

(19) "Annuity" means a payment of a fixed sum of money at regular intervals of time. This includes the proceeds of life insurance contracts (other than lump sum payments), unemployment compensation, disability payments, welfare receipts and others that do not constitute payments for the care of dependent children.

AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-013 SENIOR CITIZENS AND DISABLED PERSONS EXEMPTION—DISPOSABLE INCOME. "Disposable income" means the adjusted gross income as defined in WAC 458-16-012 and in the Federal Internal Revenue Code as amended prior to January 1, 1980, less certain income and expenses as defined below and plus ((certain)) other items to the extent they are not included in or have been deducted from adjusted gross income. (RCW 84.36.383)

(1) Disposable income is adjusted gross income plus the following to the extent they were deducted or not included:

- (a) Capital gains;
- (b) Amounts deducted for loss;
- (c) Amounts deducted for depreciation;
- (d) Pension and annuity receipts;
- (e) Military pay and benefits other than attendant care and medical-aid payments;
- (f) Veterans benefits other than attendant care and medical-aid payments;
- (g) Federal Social Security Act and Railroad Retirement Benefits;
- (h) Dividend receipts;
- (i) Interest received on state and municipal bonds.

(2) Capital gains is the difference between the cost of the property plus improvements, and the selling price of the property less any sales expense. If payment of the capital gain is over a period of time, the amount to be added to disposable income will be calculated over the same period.

~~((a) The cost of the property plus improvements, and (b) The selling price of the property less any sales expense.~~

~~If payment of the capital gain is over a period of time, the amount to be added to disposable income will be calculated over the same period.))~~

(3) The exclusion of subsections (1)(e) and (f) of this section and the amounts received as payment for the care of dependent children must be verified by the veterans administration before the deduction is allowed. If the amount for the veterans attendant care and medical-aid payments in subsection (1)(e) and (f) of this section cannot be determined by the veterans administration, then the actual amount expended by the veteran for such care and aid, may be deducted from the amount received.

(4) The nonreimbursed amounts paid during the previous year for the care and treatment of either spouse in a nursing home shall not be included in disposable income.

AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-020 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—QUALIFICATIONS FOR EXEMPTION. A person shall be exempt from any legal obligation to pay all or a portion of the real property taxes due and payable in the years following the year in which a claim is filed if the following qualifications are met:

(1) The property taxes must have been imposed upon a residence which was occupied by the person claiming the exemption as a principal place of residence as of January 1 of the year in which the claim is filed.

(2) The person claiming the exemption must have owned as defined in WAC 458-16-010, at the time of filing, the residence on which the property taxes have been imposed.

(3) The person claiming the exemption must have been at the time of filing:

- (a) Sixty-one years of age or older on January 1 of the year in which the exemption claim is filed; or
- (b) Retired from regular gainful employment by reason of physical disability; or

(c) A surviving spouse of a person who was receiving the exemption at the time of their death, if the surviving spouse was, or attains the age of fifty-seven in the year of the claimant's death.

(4) The amount that the person shall be exempt from an obligation to pay shall be calculated on the basis of combined disposable income, as defined in RCW 84.36.383 and WAC 458-16-010 through 458-16-013. If the person claiming the exemption was retired for two months or more of the preceding year, the combined disposable income of such person including his or her spouse and any cotenant shall be calculated by multiplying the average monthly combined disposable income of such person during the months such person was retired by twelve.

(5) Confinement of the person to a hospital or nursing home will not jeopardize the exemption if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or person financially dependent on the claimant for support, or by a person residing there for caretaker or security reasons only and the claimant is not receiving monetary consideration for this occupancy.

AMENDATORY SECTION (Amending Order PT 74-6, filed 9/11/74)

WAC 458-16-030 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—CLAIMS. All initial claims for exemption shall be ((made annually and)) filed with the county assessor between January 2 and July 1 of the year in which the property tax is to be levied and solely upon the forms prescribed by the department of revenue. At such time as a claimant's entitlement to the exemption or their income changes to reflect a different exemption level a change of status report must be filed with the county assessor between January 2 and July 1 of the year in which the property tax is to be levied and solely upon forms prescribed by the department of revenue. All claims for exemption shall be

made and signed by the person entitled to the exemption, by his or her attorney in fact or in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder or by the owner, either before two witnesses or the county treasurer, assessor or their deputies in the county where the real property is located.

If the taxpayer is unable to submit his own claim, the claim shall be submitted by a duly authorized agent or by a guardian or other person charged with the care of the person or property of such taxpayer.

~~((In January of each year the county assessor shall mail applications for exemption to each person approved for exemption during the previous year.))~~

Whenever possible, information concerning qualifications, applications, and availability of information about this exemption shall be included with property tax statements.

The claim for exemption, properly completed, may be accepted by the assessor without question: PROVIDED, That if the claim appears erroneous or if the assessor has other information concerning the claimant's qualifications, the assessor may require verification of all information prior to approving the claim.

AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-050 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—AMOUNT OF EXEMPTION. The amount that the person shall be exempt from an obligation to pay, shall be calculated on the basis of the combined disposable income of the person claiming the exemption and his or her spouse or cotenant, for the preceding calendar year in accordance with the following schedule:

1984 Taxes

INCOME RANGE

- ~~((\$10,000))~~  
\$12,000 or less - Exempt from regular property taxes on up to ~~((\$15,000))~~ \$20,000 valuation, plus 100% of excess levies.
- ~~((\$10,001))~~ \$12,001 to ~~((\$14,000))~~ \$15,000 - Exempt from 100% of excess levies.

1985 Taxes and Thereafter

INCOME RANGE

- \$9,000 or less - Exempt from regular property taxes on \$25,000 or 50% of the valuation whichever is greater plus exemption from 100% of excess levies.

INCOME RANGE

- \$9,001 to \$12,000 - Exempt from regular property taxes on \$20,000 or 30% of the valuation whichever is greater not to exceed \$40,000 plus exemption from 100% of excess levies.
- \$12,001 to \$15,000 - Exempt from 100% of excess levies.

AMENDATORY SECTION (Amending Order PT 76-2, filed 4/7/76)

WAC 458-16-100 PROPERTY TAX EXEMPTIONS, GENERALLY, RULES OF CONSTRUCTION. All property having situs in Washington is subject to assessment and taxation, except property expressly exempted from taxation by law (RCW 84.36-.005). In interpreting statutes which exempt property from taxation, the following principles shall govern:

(1) Statutory language shall be construed strictly, though fairly, and in keeping with the ordinary meaning of the language employed (Group Health Co-op of Puget Sound, Inc. v. Wash. State Tax Comm'n., 72 Wn.2d. 424, (1967)) - in favor of the public and the right to tax. Thurston County v. Sisters of Charity of House of Providence, 14 Wash. 264 (1896). Taxation is the rule; exemption is the exception (Spokane County v. Spokane, 169 Wash. 355 (1932)).

(2) If a justifiable doubt exists as to the meaning of an exemption statute, that doubt shall be construed in favor of the power to tax. Spokane County v. Spokane, 169 Wash. 355 (1932).

(3) If an exemption from taxation is found to exist, that exemption shall not be enlarged by construction, since the state legislature has presumably granted in express terms all that it intended to grant. Norwegian Lutheran Church v. Wooster, 176 Wash. 581 (1934).

(4) Applicants claiming initial and continuing property tax exemption will make this property available for visitation, investigation or examination at all times and upon request provide to the employee of the department of revenue all records, documents or facts required so that the department may determine the exempt or taxable status of the property.

Failure to fully cooperate with the examining employee of the department may result in a taxable determination for that year's taxes.

(5) The burden rests upon the one claiming exemption to show clearly that the property is within the exempting statute (Pacific Northwest Conference of the Free Methodist Church of North America v. Barlow, 77 Wn.2d 487). The burden of proof is upon the one alleging the exemption. (In Re All-State Construction Co., Inc., 70 Wn.2d 657) ~~((PROVIDED, That in))~~. When implementing the foregoing, the department of revenue shall adhere to and operate within the bounds of the overriding principle that its duty is to effectuate to the fullest extent the legislative intent (Thurston County v.

Sisters of Charity of House of Providence, 14 Wash. 264 (1896)).

~~((PROVIDED FURTHER, That))~~ The principles herein enumerated are set forth as guidelines for assisting in statutory construction, and shall not be interpreted as a license for unjustifiably denying any exemption, and thereby forcing the organizations, corporations, or associations to establish their exempt status through court action.

AMENDATORY SECTION (Amending Order PT 81-13, filed 10/8/81)

WAC 458-16-130 REAL PROPERTY SOLD OR ACQUIRED BY PROPERTY OWNER DEEMED TO BE EXEMPT. As required by RCW 84.36.855, real property which is transferred or converted by an exempt body to taxable ownership or use or which is no longer exempt for any reason shall be subject to a prorata portion of taxes allocable to that property for the remaining portion of that year, after the date of the execution of the instrument of sale, contract or exchange, or the conversion to a taxable use or the date the property is no longer exempt as provided in RCW 84.40.350 through 84.40.390. Real property exempted pursuant to RCW 84.36.030, 84.36.037, 84.36.040, 84.36.050 and 84.36.060 is also subject to the provisions of RCW 84.36.810.

When any property owner determined to be, or could be, exempt under chapter 84.36 RCW acquires ownership of real property which was in other ownership as of January 1 or converts real property from a taxable to an exempt use must apply for and provide proof that under the specific RCW section and appropriate WAC, the property is entitled to exemption or continued exemption from time of transfer or conversion. Organizations seeking exemption under the provisions of this rule shall, within 60 days of conversion to an exempt use, make application to the department of revenue, or shall make a request for an extension of time, in writing, prior to the expiration of the 60 day period. If the extension is requested for good cause, therein the department may grant an extension.

If filed after the expiration of the 60 day period a late filing penalty shall be imposed pursuant to WAC 458-16-111 and RCW 84.36.825.

When organizations acquire or convert real property to an exempt use, the property will upon approval of the application for exemption, be entitled to a cancellation or refund of the taxes or the prorata portion of taxes payable for the remaining portion of the year from the date of acquisition or conversion plus exemption for the following year. If the taxes have been paid or if the timing of granting the exemption requires it, the department of revenue will reconvene the June session of the county board of equalization, under the provisions of RCW 84.56.400, in order to cancel the taxes and/or to institute a refund.

AMENDATORY SECTION (Amending Order PT 82-8, filed 11/2/82)

WAC 458-16-150 CESSATION OF USE—TAXES COLLECTIBLE. Upon cessation of any use

exempted under RCW 84.36.030, 84.36.037, 84.36.040, 84.36.050 and 84.36.060, the taxes that would have been paid had the property not been exempt during the ~~((seven))~~ three years preceding, or for the life of the exemption, if such be less than ~~((seven))~~ three years, shall be collectible.

~~((Upon cessation of a use exempted under RCW 84.36.050, the taxes that would have been paid had the property not been exempt during the three years preceding, or for the life of the exemption, if such be less than three years, shall be collectible, plus a tax at the same rate as the property tax rate for that year, on the amount of profit from the sale of the property.))~~ If the ~~((school or college))~~ property has ~~((operated))~~ been exempt for more than ten years the rollback will not be implemented.

The property owner, county assessor, or any other public official having information or knowledge of any change in use, including lease or rental of all or a part of such properties, which may constitute cessation of use, shall notify the department of any such changes in use which may be brought to their attention. The department shall notify the current property owner, and the legal owner previously granted exemption, of the reported change in use and shall examine the property to determine if the reported change has taken place. The property owner shall have 30 days from the time of notification by the department to submit any information which may be relevant to the question of changing use.

The department shall determine, upon the information supplied by the assessor or the public official, the property owner, or from the inspection of the property, whether such a cessation of use as warrants the rollback has occurred.

The county treasurer, upon notification from the department of revenue, shall compute the taxes payable, together with interest, at the same rate and computed in the same manner as that upon delinquent property taxes. The tax shall be distributed by the county treasurer in the same manner as the current years taxes are distributed. The interest shall be placed in the county current expense fund. If such a cessation of use involves a portion of the total property, the taxes collectible shall attach to only that portion affected. The rollback will be implemented only upon transfer of the property or when 51% or more of the property has ceased to qualify for exemption. The percentage of nonqualifying use will be determined separately for the land and improvements.

~~((This rule shall be effective for those applications granted under chapter 84.36 RCW in assessment year 1974, and years thereafter. PROVIDED, That))~~ If the cessation of use resulted solely from one of the ~~((five))~~ six conditions identified as (3)(a) through ~~((e))~~ (f) in RCW 84.36.810, the provisions of this section shall not apply.

Lease or rental of all or part of such properties may constitute a cessation of use and knowledgeable authorities should report same to the department of revenue.

"Relocation of the activity" means the use of another location or site for the same activity that was carried on at the original site to the extent that it is a new location



or site, or it is an existing site whose facilities have expanded to accommodate the relocated activity.

Property exempted for an intended use, but never put to such use will be subject to a rollback for the life of the exemption when sold or put to a disqualifying use, or when it is determined the intended use will not be achieved.

**AMENDATORY SECTION** (Amending Order PT 81-7, filed 2/11/81)

**WAC 458-16-210 NONPROFIT, NONSECTARIAN ORGANIZATIONS.** The real and personal property owned by nonsectarian organizations is exempt from taxation, provided that:

(1) The organization is nonprofit and is organized and conducted primarily for nonsectarian purposes, (2) the property is solely used, or to the extent used, for character-building, benevolent, protective or rehabilitative social services directed at persons of all ages, and (3) if these organizations were not conducting these activities the government would provide this service.

These are the primary uses and the word "fraternal" is not among them, therefore, organizations whose main function is fraternal would not qualify under this section.

This exemption extends to property of nonprofit, nonsectarian organizations which are used for benevolent, protective or rehabilitative social services and those which are actually related to those purposes. If any portion of the property of the organization is used for commercial rather than nonsectarian purposes, that portion must be segregated and taxed. Thrift store operations, restricted to the sale of "donated merchandise" will not jeopardize the exemption if the claimant can verify the proceeds are directed to an exempt purpose.

Organizations claiming exemption on property used to provide short-term emergency shelter to homeless persons will upon request provide complete financial information regarding the claimed property, and will also provide the policy used in screening clients, the maximum term of stay, the fee schedule and the number of persons housed.

**AMENDATORY SECTION** (Amending Order PT 81-7, filed 2/11/81)

**WAC 458-16-260 DAY CARE CENTERS, LIBRARIES, ORPHANAGES, HOMES FOR THE AGED, HOMES FOR SICK OR INFIRM, HOSPITALS.** Buildings, grounds, and other real and personal property to the extent used by the following institutions are exempt from taxation:

(1) Day (~~(car)~~) care centers, as defined by RCW 74.15.020;

(2) Pre-schools;

(3) Free public libraries;

~~((3))~~ (4) Orphanages and orphan asylums;

~~((4))~~ (5) Homes for the aged;

~~((5))~~ (6) Homes for the sick or infirm;

~~((6))~~ (7) Hospitals for the sick including any portion of the hospital building or other buildings used as a nurse's home or residence for hospital employees, or operated as a portion of the hospital unit.

To qualify under this rule, the organization must be nonprofit. Nonprofit means no part of the organization's income may be paid directly, or indirectly to its members, stockholders, officers, directors, or trustees except:

(a) In the form of services rendered by the organization, association, or corporation in accordance with its purposes and by-laws.

(b) The salary or compensation paid to officers of such organization, association, or corporation is for actual services rendered and compares to the salary or compensation of like positions within the public services of the state.

Any portion of property owned by an organization which is used in a manner not furthering the purposes of the institution, (for example, hospital property used by a physician for private practice) must be segregated and taxed. (AGO 7-3-1935)

Property owned by an organization exempt under this rule which is irrevocably dedicated to the purposes of the organization is included in this exemption: PROVIDED, That the organization can evidence irrevocable intent to put the property to a qualifying use. The forms of proof set forth in WAC 458-16-200 may be utilized for this purpose. To be exempted, the property must be in use or under construction which is designed for use.

The superintendent or manager of the organization claiming exemption under this statute shall allow the Department of Revenue access to the books and records of the organization and shall make, under oath, a report to the department showing that the income and receipts thereof, including donations to it, have been applied to the actual expenses of operating and maintaining it, or for its capital expenses and to no other purposes, also including a statement of the receipts and the disbursements of said organization.

Real property owned by any organization, corporation, or association exempted under the provisions of RCW 84.36.040 which is leased or rented to another individual or organization shall be segregated and taxed. An exemption may be granted to the real or personal property leased or rented by any organization, corporation, or association exempted under the provisions of RCW 84.36.040 and used exclusively by it: PROVIDED, That the benefit of the exemption inures to the user. Such property must be specifically identified as leased in filing for exemption.

For the purposes of this rule a "hospital" is an organization primarily engaged in providing medical, surgical, nursing and/or related health care services in the prevention, diagnosis or treatment of human disease, pain, injury, disability, deformity or physical condition, or mental illness or retardation, and the equipment and facilities used by such organization to deliver such services on an inpatient basis. This definition shall include any portion of a hospital building, or other buildings used in connection therewith, and the equipment therein, operated as a portion of the hospital unit, or used as a residence for persons engaged or employed in the operation of a hospital.



**AMENDATORY SECTION** (Amending Order PT 82-8, filed 11/2/82)

WAC 458-16-270 SCHOOLS AND COLLEGES. The property owned or used by any nonprofit school or college within this state shall be exempt to the extent that:

(1) The property is used solely for educational purposes, or the revenue derived therefrom, be devoted exclusively to the support and maintenance of such institutions, provided such revenue is derived from an incidental, not commercial, use. An example of which would be the occasional lease of the gymnasium, field house, or auditorium;

(2) The real property so exempt shall not exceed four hundred acres in extent and shall be used exclusively for college or campus purposes. College or campus purposes shall be construed to mean that the need for such property would be nonexistent, but for the presence of such school or college and which are principally designed to further the educational functions of such college or schools.

Institutions claiming exemption for property which is not a portion of the main campus must provide in detail when requested by the department of revenue:

(a) The courses taught on site;

(b) A calendar of uses; and

(c) The number of students participating on site.

Property unmaintained and only seldom used must be segregated and taxed;

(3) The institution must be open to all persons on equal terms. However, there is no limitation on the types of courses which the institution may offer. *Wilson's Modern Business College v. King County*, 4 Wn.2d 636 (1940); AGO 1927-1927, p. 854.

For purposes of this exemption, "schools and colleges" will mean (a) those nonprofit educational institutions which are either accredited by the state or whose students and credentials are accepted without examination by schools and colleges established under Title 28A or 28B RCW and which offer to students an educational program of a general academic nature, ((and)) or (b) those nonprofit institutions which are privately endowed under a deed of trust to offer instruction in trade, industry and agriculture. Specialty or trade schools not offering a general academic program, and not endowed under a deed of trust are not included in this exemption. (WAC 458-20-114)

Real property of institutions exempted under this rule which is owned, controlled, rented or leased for the purpose of deriving revenue from it, shall not be exempt and must be segregated and taxed whether or not such revenue is devoted to educational purposes. AGO 5-10-1944; *Wilson's Modern Business College v. King County*, 4 Wn.2d 636 (1940).

Institutions claiming exemption within this rule shall allow the department of revenue access to all books and records of the institution and shall annually make, under oath, a report to the department showing that the income and receipts thereof, including donations to it,

have been applied to the actual expenses of operating and maintaining it or for capital expenses for endowments, the income of which shall be used for the operation, maintenance or capital expenditures and to no other purpose, also including a statement of the receipts and disbursements of said organization. In addition, institutions claiming exemption under this rule shall submit a list of all property claimed to be exempt, the purpose for which it is used, the revenue derived from it during the preceding year, the use to which the revenue was applied, the number of students in attendance at the institution, the total revenues of the institution and the source from which they were derived, and the purposes to which such revenues were applied, giving the items of such revenues and expenditures in detail.

**WSR 83-19-030****NOTICE OF PUBLIC MEETINGS  
COMMUNITY COLLEGE  
DISTRICT TWELVE**

[Memorandum—September 9, 1983]

There has been a change in the date of the regular October meeting of the Community College District 12 board of trustees.

The October meeting (previously scheduled for Thursday, October 13, 1983) has been changed to Thursday, October 6, 1983, at 7:30 p.m. in the boardroom on the Centralia College campus.

**WSR 83-19-031****PROPOSED RULES  
DEPARTMENT OF PERSONNEL  
(Personnel Board)**

[Filed September 14, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

Amd WAC 356-15-020 Work period designations.  
Amd WAC 356-15-030 Overtime provisions and compensation.  
Amd WAC 356-18-070 Sick leave—Reporting—Payment;

that the agency will at 10:00 a.m., Thursday, November 10, 1983, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, WA 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 8, 1983.

This notice is connected to and continues the matter in Notice No. WSR 83-17-046 filed with the code reviser's office on August 15, 1983.

Dated: September 12, 1983

By: Leonard Nord  
Secretary

**WSR 83-19-032**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
[Order 83-27—Filed September 14, 1983]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington 98504, the annexed rules relating to WAC 296-400-010 examination fee and notification, WAC 296-400-030 issuing of permits and WAC 296-400-045 plumber examination, certification, reinstatement, and temporary permits fees. WAC 296-400-030 is amended to clarify the provisions on temporary permits. WAC 296-400-045 is added to establish fees for plumber's examinations, for the renewal or reinstatement of a journeyman or specialty plumber's certificate; for the issuance of a new plumber's certificate, and for a plumber's temporary permit. This notice also specifies that the plumber's certificate will expire on the certificate holder's birthday in an odd or even numbered year depending on the birth year of the certificate holder. WAC 296-400-010 is repealed.

I, Sam Kinville, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the plumber law, chapter 18.106 RCW, was amended in the 1983 legislature to authorize the department to set certificate fees by rule. The amendments become effective July 24, 1983. Because regular rule adoption procedures can take up to three months from the date the rule is proposed, the department does not have time to adopt a permanent rule before the statute takes effect. The department needs to adopt these rules immediately because the fees previously were set by statute. The rules are necessary to ensure the department can charge fees. These emergency rules are a continuation of the emergency rules filed on June 28, 1983, as WSR 83-14-019. They will remain effective only until the permanent rules take effect.

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

This rule is promulgated pursuant to RCW 18.106-.140 and section 10 of ESSB 3054 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 14, 1983.

By Sam Kinville  
Director

AMENDATORY SECTION (Amending Order 74-13, filed 4/15/74)

WAC 296-400-030 **ISSUING OF PERMITS.** ~~((+))~~ The department will issue to an applicant one out-of-state temporary permit ((see section 9) will be issued prior to) before the examination of the applicant for a period of ninety days or less.

~~((2) One temporary permit may be issued prior to examination to any applicant for a period of ninety days or less, subject to the approval of the department.~~

This)) The applicant shall surrender the permit ((shall be surrendered)) to the person conducting the examination ((at the time)) when the applicant appears for ((said)) the examination. If the applicant with a temporary permit does not appear for ((his)) the examination ((upon written, certified notification, he will forfeit the fee for examination and certification. PROVIDED, That extenuating circumstances deemed sufficient by the director will be considered in excusing the applicant for failure to appear for the examination)) the permit will expire on the expiration date specified on the permit.

NEW SECTION

WAC 296-400-045 **PLUMBER EXAMINATION, CERTIFICATION, REINSTATEMENT, AND TEMPORARY PERMIT FEES.**

Examination fee:	\$30.00
Temporary permit fee:	\$10.00
Issuance or renewal of journeyman or specialty certificate fee (2 year):	\$48.00
Issuance of certificate for less than two years:	\$ 2.00 for each month of certificate period with a minimum fee of \$10.00
Reinstatement of journeyman or specialty certificate:	\$48.00

Each person who has passed the examination for the plumbers certificate of competency and has paid the certificate fee shall be issued a certificate of competency that will expire on his or her birthdate. If the person was born in an even-numbered year, the certificate shall expire on the person's birthdate in the next even-numbered year. If the person was born in an odd-numbered year,

the certificate shall expire on the person's birthdate in the next odd-numbered year.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 296-400-010 EXAMINATION FEE AND NOTIFICATION.

### WSR 83-19-033

#### EMERGENCY RULES DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

#### (Public Assistance)

[Order 2022—Filed September 14, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to community work experience program, amending WAC 388-57-097.

I, David A. Hogan, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is these rules are necessary to implement chapter 41, Laws of 1983 1st ex. sess.

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

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

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

APPROVED AND ADOPTED September 12, 1983.

By David A. Hogan, Director  
Division of Administration and Personnel

### AMENDATORY SECTION (Amending Order 1924, filed 12/15/82)

WAC 388-57-097 COMMUNITY WORK EXPERIENCE PROGRAM (CWEP). The community work experience program (CWEP) is authorized under ~~((the approval of the secretary of the department of social and health services as an optional state program authorized by the 1981 Omnibus Reconciliation Act))~~ RCW 74.04. (section 41, chapter 41, 1983 1st ex. sess.), and as provided for in 45 C.F.R. 238.

(1) The ~~((pilot))~~ program has the following objectives:

(a) To provide work experience to recipients of AFDC unable to secure employment through other employment programs; and

(b) To determine the extent work experience will assist individuals participating in the program to secure unsubsidized employment.

~~(2) ((CWEP sites shall be located in the Spokane and Tacoma areas.~~

~~(3)) Any AFDC recipient ((living in either the Spokane area or the Tacoma area)) shall, as a condition of eligibility for AFDC, participate in CWEP unless the individual:~~

~~(a) Is participating in a WIN/E&T approved training plan; or~~

~~(b) Meets the WIN/E&T exemption criteria of WAC 388-24-107; or~~

~~(c) Is both currently (or becomes) employed at least eighty hours per month and earning not less than the legally established minimum wage for such employment. Persons employed at least eighty hours per month at jobs not having an established minimum wage shall be exempted regardless of wage level; or~~

~~(d) Is denied an AFDC grant for any month solely because the amount of the entitlement is less than ten dollars per month; or~~

~~(e) Resides in a non-CWEP CSO area.~~

~~(4) The department shall:~~

~~(a) Provide coordination between CWEP and the WIN/E&T program:~~

~~(i) To ensure that job placement will have priority over participation in CWEP; and~~

~~(ii) To ensure that aid may not be denied on the grounds of failure to participate in either WIN or CWEP if participants are actively and satisfactorily participating in the other program.~~

~~(b) Provide that CWEP work hour requirements may be met hour for hour by documented job search activity which has received prior approval by the CWEP service worker((-));~~

~~(c) Require appropriate standards of health, safety, and other conditions applicable to the performance of work;~~

~~(d) Ensure reasonable conditions of work, taking into account the geographic region, the residence of the participants, and the proficiency of the participants;~~

~~(e) Ensure ~~((that))~~ participants do not perform tasks in any way related to political, electoral, or partisan activities or which would result in displacement of persons currently employed or fill established unfilled position vacancies;~~

~~(f) Ensure ~~((that))~~ tasks have not been developed in response to or in any way associated with, the existence of a strike, lockout, or other bona fide labor dispute or violate any existing labor agreement between employees and employers;~~

~~(g) Reimburse necessary transportation costs;~~

~~(h) Pay customary departmental scale costs of child care needed in order to participate in CWEP;~~

~~(i) Not require the use of the participant's assistance or income or resources to pay participation costs;~~

~~(j) Provide that assignments to CWEP projects will be made taking into consideration to the extent possible, the prior training, proficiency, experience, and skills of a participant;~~

~~(k) Provide that assignment to CWEP projects shall not require participants to travel unreasonable distances from home or to remain away from home overnight without consent; and~~

(1) Provide worker's compensation coverage for participants through the department of labor and industries.

(5) CWEP participants shall be referred to and shall participate in work experience slots designed to serve a useful public purpose in public agencies or private non-profit organizations as agreed on by the agency and the department.

(6) The hours of CWEP participation required of any assistance unit, regardless of the number of participants in that unit, shall be no more than the number calculated by dividing the amount of the household's assistance grant by the greater of the federal or state minimum wage, not to exceed one hundred twenty-eight hours during a calendar month. The AFDC payment shall not be construed as compensation for work performed.

(7) If a recipient of AFDC-R fails or refuses without good cause to participate in the community work experience program, his or her needs shall not be taken into account in determining the family's need for assistance and grant amount. If a recipient of AFDC-E qualifying the family for AFDC-E fails or refuses without good cause to participate in the community work experience program, the entire assistance unit shall become ineligible for AFDC-E. ((This)) These sanctions shall be consistent with the WIN sanction period in WAC 388-57-064. A recipient adversely affected shall have the opportunity for administrative review and/or fair hearing as provided by RCW 74.08.070 and chapter 388-08 WAC. Good cause provisions are included in WAC 388-57-064. WAC 388-57-064(7)(d) shall not apply to CWEP participation.

✓  
**WSR 83-19-034**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2023—Filed September 14, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to food stamp utility standards, amending WAC 388-54-740.

This action is taken pursuant to Notice No. WSR 83-16-046 filed with the code reviser on August 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.04.510 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 14, 1983.

By David A. Hogan, Director  
 Division of Administration and Personnel

**AMENDATORY SECTION** (Amending Order 1956, filed 4/6/83)

WAC 388-54-740 INCOME—DEDUCTIONS. In computing net income, only the following deductions shall be allowed:

(1) A standard deduction of eighty-five dollars per household per month.

(2) An earned income deduction of eighteen percent of gross earned income. Earnings (~~which are~~) excluded in WAC 388-54-735 shall not be included in gross earned income for purposes of computing earned income deductions.

(3) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment, seek employment, or attend training or education preparatory to employment.

The amount to be deducted for child care shall be the amount actually paid not to exceed one hundred fifteen dollars. The dependent care deduction in combination with the shelter deduction shall not exceed one hundred fifteen dollars.

(4) Shelter costs in excess of fifty percent of the household's income after deducting standard, earned income, and dependent care deductions. The shelter deductions alone or in combination with the dependent care deduction shall not exceed one hundred fifteen dollars.

(a) "Shelter costs" mean rent or mortgage payment plus taxes on a dwelling and property, insurance on the structure only, unless the costs for insuring the structure and its contents cannot be separated, assessments, and utility costs such as heat and cooking fuel, electricity, water, garbage, sewage disposal, and basic service fee for one telephone (plus tax), and initial installation fees for utility services. One-time deposits shall not be included as shelter costs.

Shelter costs shall also include continuing charges leading to the ownership of the shelter such as loan repayments for the purchase of a mobile home, including interest on such payments.

(b) Shelter costs for a home not occupied because of employment, training away from home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if:

- (i) The household intends to return to the house;
- (ii) The current occupants, if any, are not claiming shelter costs for food stamp purposes; or
- (iii) The home is not being leased or rented during the household's absence.

(c) Charges for the repair of the home which was substantially damaged or destroyed due to a natural disaster such as a fire or flood.

(d) Standardized utility amounts include utilities such as heating and cooling costs, cooking fuel, electricity not used to heat or cool the residence, water, garbage, sewage disposal, and telephone.

Persons in Household ~~((Food Stamp))~~ Annualized Utility Standards

	<del>((November 1, 1982))</del> (thru April 30, 1983)	May 1, 1983 thru October 31, 1983)
1	\$((+37	<del>5-87))</del> 112
2	((+48	93)) 121
3	((+60	97)) 129
4	((+70	+01)) 136
5	((+80	+09)) 145
6	((+91	+14)) 153
7	((+98	+19)) 159
8	((205	+22)) 164
9	((215	+27)) 171
10 or more	((224	+33)) 179

(e) Households ~~((which do))~~ not ~~((incur))~~ incurring any separate utility charges for heating or cooling costs shall not be entitled to claim the standard utility allowance.

(f) If a household is not entitled to the standard utility allowance, ~~((it))~~ the household may claim actual utility expenses for any utility which ~~((it))~~ the household does pay separately, except the telephone.

(g) If a household requests and can verify ~~((that its))~~ the household's utility bills are higher than the standards, the actual utility costs shall be used.

(i) The telephone standard, for families incurring telephone costs, but not entitled to claim the single standard, is ten dollars.

(ii) A household shall be allowed to switch between actual utility costs and the utility standard once during ~~((its))~~ the household's certification period.

(h) The telephone allowance applies to households ~~((which are))~~ not entitled to claim the overall standard, but which have telephone expenses.

(i) Where the household shares a residence and utility costs with other individuals, the standard allowance shall be divided equally among the parties ~~((which contribute))~~ contributing to meeting the utility costs. The household shall only be permitted to use ~~((its))~~ the household's prorated share of the standard allowance.

(j) Households living in a public housing unit having central utility meters and charging the household only for excess utility costs shall not be permitted to use the standard utility allowance including a heating or cooling cost component. Payment of excess heating or cooling costs shall not qualify the household for the standard utility allowance including a heating or cooling component.

(5) Households ~~((which contain))~~ containing one or more members ~~((who are))~~ sixty years of age or older, ~~((receive))~~ receiving Supplemental Security Income (SSI), or ~~((receive))~~ receiving Social Security disability payments under Titles I, II, X, XIV, or XVI of the Social Security Act, or is a veteran or surviving disabled spouse or surviving disabled child as defined in WAC 388-54-665(2)(b), shall be authorized effective February 1, 1983:

(a) A dependent care deduction up to one hundred fifteen dollars as specified in WAC 388-54-740(3), and

(b) An excess shelter deduction as specified in WAC 388-54-740(4) for the monthly amount ~~((that exceeds))~~ exceeding fifty percent of the household's monthly income after all applicable deductions have been made.

(6) An individual ~~((who is))~~ sixty years of age or older, or ~~((receives))~~ receiving Supplemental Security Income (SSI), or ~~((receives))~~ receiving Social Security disability, or has received emergency SSI from the Social Security Administration or is a veteran or surviving disabled spouse or surviving disabled child as defined in WAC 388-54-665(2)(b), shall be authorized effective February 1, 1983, a deduction for unreimbursable monthly medical expenses over thirty-five dollars.

(a) Allowable medical expenses are:

(i) The cost of maintaining an attendant, homemaker, home health aide, housekeeper, and/or child care service. These expenses, which could be claimed either as a medical or child care expense, must be considered as medical expenses;

(ii) The cost of medical insurance;

(iii) Medicare premiums related to coverage under Title XVIII of the Social Security Act;

(iv) Any cost-sharing on spend-down expenses incurred by Medicaid (medical only) recipients;

(v) Hospitalization or outpatient treatment, nursing care, and nursing home care including payments by the household for an individual who was a household member immediately prior to entering a hospital or licensed nursing home;

(vi) Prescription drugs and other over-the-counter medication (including insulin) when prescribed or approved by a licensed practitioner or other qualified health professional;

(vii) The cost of medical supplies, sick-room equipment (including rental), or other prescribed equipment;

(viii) Dentures, hearing aids, prosthetics, and eyeglasses prescribed by an optometrist or physician skilled in eye disease;

(ix) Securing and maintaining a seeing eye dog including the cost of dog food and veterinarian bills;

(x) Reasonable cost of transportation and lodging to obtain medical treatment or services.

(b) Nonallowable expenses are:

(i) The cost of health and hospital insurance which pays in lump-sum settlements or which continue mortgage or loan payments while the beneficiary is disabled; and

(ii) The cost of special diets.

*next issue*

**WSR 83-19-035**  
**ADOPTED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**

[Order SDO-181-83—Filed September 14, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at the Department of Licensing, Olympia, Washington, the annexed rules relating to the regulation and registration of securities, adopting new chapter 460-34A WAC, oil and gas programs.

This action is taken pursuant to Notice No. WSR 83-15-042 filed with the code reviser on July 19, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

WAC 460-34A-010, 460-34A-015, 460-34A-020, 460-34A-025, 460-34A-030, 460-34A-035, 460-34A-037, 460-34A-040, 460-34A-045, 460-34A-050, 460-34A-055, 460-34A-060, 460-34A-065, 460-34A-070, 460-34A-090, 460-34A-095, 460-34A-100, 460-34A-105, 460-34A-110, 460-34A-112, 460-34A-115, 460-34A-120, 460-34A-125, 460-34A-130, 460-34A-135, and 460-34A-200 are promulgated pursuant to RCW 21.20.450 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 21.20 RCW.

WAC 460-34A-075, 460-34A-080, and 460-34A-085 are promulgated pursuant to RCW 21.20.250 and are intended to administratively implement that statute and RCW 21.20.450 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 21.20 RCW.

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

APPROVED AND ADOPTED September 9, 1983.

By John Gonzalez  
 Director

**Reviser's note:** The material contained in this filing will appear in the 83-20 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

**WSR 83-19-036**  
**ADOPTED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**

[Order SDO-180-83—Filed September 14, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at the Department of Licensing, Olympia, Washington, the annexed rules relating to the regulation and registration of securities, adopting and repealing sections of chapters 460-36A and 460-10A WAC as follows:

- New WAC 460-36A-100 Definitions of terms.
- New WAC 460-36A-105 Fairness of REIT offerings.

- New WAC 460-36A-110 Trustees.
- New WAC 460-36A-115 Investment policy.
- New WAC 460-36A-120 Liability of shareholders.
- New WAC 460-36A-125 Reports and meetings.
- New WAC 460-36A-130 Special meetings.
- New WAC 460-36A-135 Inspection of records.
- New WAC 460-36A-140 Distributions.
- New WAC 460-36A-145 Change in declaration of trust.
- New WAC 460-36A-150 Termination of REIT.
- New WAC 460-36A-155 Advisory contract.
- New WAC 460-36A-160 Advisory compensation.
- New WAC 460-36A-165 Total expenses.
- New WAC 460-36A-170 Leverage.
- New WAC 460-36A-175 Minimum capital.
- New WAC 460-36A-180 Appraisal.
- New WAC 460-36A-185 Indemnification.
- New WAC 460-36A-190 Other limitations.
- New WAC 460-36A-195 Implementations.
- Rep WAC 460-36A-010 through 460-36A-075 and 460-10A-165.

This action is taken pursuant to Notice No. WSR 83-15-041 filed with the code reviser on July 19, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 21.20.450 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 21.20 RCW.

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

APPROVED AND ADOPTED September 9, 1983.

By John Gonzalez  
 Director

Chapter 460-36A WAC

REAL ESTATE INVESTMENT TRUSTS

NEW SECTION

WAC 460-36A-100 DEFINITIONS OF TERMS. For the purposes of this chapter, the following definitions shall apply. (1) "Administrator" means the Administrator of Securities of the Department of Licensing.

(2) "Advisor" means the person(s) or entity responsible for directing or performing the day-to-day business affairs of a real estate investment trust (REIT), including a person or entity to which an advisor subcontracts substantially all such functions. To the extent the provisions of these rules are germane they shall apply to self-administered REITs.

(3) "Average invested assets" for any period shall mean the average of the aggregate book value of the assets of the trust invested, directly or indirectly, in equity interests in and loans secured by real estate, before reserves for depreciation or bad debts or other similar non-cash reserves computed by taking the average of such values at the end of each month during such period.

(4) "Declaration of trust" means the declaration of trust, certificate or or articles of incorporation or other governing instrument pursuant to which a REIT is organized.

(5) "Independent trustee(s)" means the trustee(s) of a REIT who are not affiliated, directly or indirectly, with an advisor of the REIT, whether by ownership of, ownership interest in, employment by, any business or professional relationship with, or serves as an officer or director of, such advisor or an affiliated business entity of such advisor. Independent trustees shall also mean those who perform no other services for the REIT, except as trustee(s). An indirect relationship shall include circumstances in which a member of the immediate family of a trustee has one of the foregoing relationships with an advisor of the REIT or the REIT for which he or she serves as trustee.

(6) "Leverage" means the aggregate amount of indebtedness of a REIT for money borrowed (included purchase money mortgage loans) outstanding at any time, both secured and unsecured.

(7) "Net assets" means the total assets (other than intangibles) at cost before deducting depreciation or other non-cash reserves less total liabilities, calculated at least quarterly on a basis consistently applied.

(8) "Net income" for any period shall mean total revenues applicable to such period, less the expenses applicable to such period other than additions to reserves for depreciation or bad debts or other similar non-cash reserves.

(9) "Real estate investment trust" ("REIT") is a corporation, trust or association (other than a real estate syndication) which is engaged primarily in investing in equity interests in real estate (including fee ownership and leasehold interests) or in loans secured by real estate or both.

(10) "Shares" means shares of beneficial interest or of common stock of a REIT of the class that has the right to elect the trustees of such REIT.

(11) "Shareholders" of a REIT means the registered holders of its shares.

(12) "Total operating expenses" for any period shall mean all cash operating expenses, including additional expenses paid directly or indirectly by the REIT to the advisor, its affiliates, or third parties based upon their relationship with the REIT, including loan administration, servicing, engineering, inspection and all other expenses paid by the REIT, except the expense related to raising capital, for interest, taxes, and direct property acquisition, operation, maintenance and management costs.

(13) "Trustee(s)" means the member(s) of the board of trustees or directors or other body which manages the REIT.

(14) "Unimproved real property" means the property of a REIT which has the following three characteristics: (1) an equity interest in property which was not acquired for the purpose of producing rental or other operating income, (2) has no development or construction in process on such land, and (3) no development or construction on such land is planned in good faith to commence on such land within one year.

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

## NEW SECTION

WAC 460-36A-105 FAIRNESS OF REIT OFFERINGS. The offer or sale of securities of a REIT may be deemed fair and equitable to public investors if any applicable statute of the jurisdiction in which the REIT is organized or its declaration of trust or any other operative instrument which may not be amended without the approval of the holders of at least a majority of the outstanding shares of the REIT contains provisions which satisfy the rules of this chapter 460-36A WAC. Registration applications not conforming to the rules of this chapter shall be looked upon with disfavor, unless for good cause shown specific rules are waived by the administrator. A public offering of equity securities of a REIT other than shares (i.e., voting shares) will be looked upon with disfavor unless it can be demonstrated that the shares of the REIT are publicly held. The voting rights per share of equity securities of the REIT (other than the publicly held equity securities of the REIT) sold in a private offering shall not exceed voting rights which bear the same relationship to the voting rights of the publicly held shares of the REIT as the consideration paid to the REIT for each privately offered REIT share bears to the book value of each outstanding publicly held share.

## NEW SECTION

WAC 460-36A-110 TRUSTEES. (1) The REIT shall have a minimum of three trustees, each of whom (other than a trustee elected to fill the unexpired term of another trustee) is elected by the shareholders of the REIT, for a term not exceeding one year. Independent trustees shall nominate replacements for vacancies amongst the independent trustees' positions.

(2) The trustees shall establish written policies on investments and borrowing and shall monitor the administrative procedures, investment operations and performance of the REIT and the advisor to assure that such policies are carried out. The trustees may establish such committees as they deem appropriate (provided the majority of the members of each committee are independent trustees).

(3) No trustee, officer, or advisor of the REIT or any person affiliated with such a person shall, directly or indirectly, purchase any asset from the REIT or acquire any asset for the purpose of reselling it to the REIT except,

(a) initially to accumulate a portfolio of investments for the REIT under circumstances which are fully disclosed, including the cost of such property to the affiliate, in the prospectus by which the shares of the REIT are first offered to the public, or

(b) thereafter, to purchase property to be acquired by the REIT upon completion of financing arrangements by the REIT.

(4) A trustee may be removed by the vote or written consent of the holders of a majority of the outstanding shares of the REIT and can be removed at a special meeting. The declaration of trust of the REIT shall provide for a call of a special meeting of shareholders for

the purpose of removing a trustee in a manner consistent with the provisions of WAC 460-36A-130.

(5) The declaration of trust shall specifically charge the independent trustees of the REIT with a fiduciary duty to the shareholders to supervise the relationship of the REIT with the advisor. The declaration of trust shall set forth specific requirements for the approval by at least a majority of the independent trustees of matters to which this section and WAC 460-36A-115, 460-36A-125, 460-36A-155, 460-36A-160, 460-36A-165, 460-36A-170, 460-36A-180 and 460-36A-190 of this chapter relate.

#### NEW SECTION

**WAC 460-36A-115 INVESTMENT POLICY.** The prospectus or offering circular relating to each offering of securities of a REIT must contain a statement in reasonable detail (except in coordination offerings with the securities and exchange commission) of the investment policies and objectives of the REIT being followed at the time or intended to be followed by the trustees. Such registration statement of the securities of the REIT shall include an explanation of the borrowing policies of the REIT. The independent trustees shall review the investment policies of the REIT with sufficient frequency and at least annually to determine that the policies being followed by the REIT at any time are in the best interests of its shareholders. Each such determination and the basis therefor shall be set forth in the minutes of the trustees. All documents incorporated by reference in coordination filings shall be submitted to the administrator in connection with the application for registration of the REIT's securities.

#### NEW SECTION

**WAC 460-36A-120 LIABILITY OF SHAREHOLDERS.** The declaration of trust shall provide that (1) the shares of the REIT shall be non-assessable by the REIT whether a trust, corporation or other entity, (2) the shareholders of the REIT which is not a corporation shall not be personally liable on account of any of the contractual obligations undertaken by the REIT, and (3) all written contracts to which the REIT which is not a corporation is a party shall include a provision that the shareholder shall not be personally liable thereon.

#### NEW SECTION

**WAC 460-36A-125 REPORTS AND MEETINGS.** The REIT shall prepare an annual report concerning its operations for each fiscal year ending after the initial public offering of its securities containing financial statements prepared in accordance with generally accepted accounting principles which are audited and reported on by independent certified public accountants. Each annual report shall be mailed or delivered to each shareholder as of a record date after the end of such fiscal year and each holder of other publicly held securities of the REIT within 120 days after the end of the fiscal year to which it relates. There shall be an annual meeting of the shareholders of the REIT upon reasonable

notice and within a reasonable period following delivery of the annual report. The independent trustees shall take reasonable steps to insure that these requirements are met.

#### NEW SECTION

**WAC 460-36A-130 SPECIAL MEETINGS.** Special meetings of the shareholders may be called by the chief executive officer, by a majority of the trustees or by a majority of the independent trustees, and shall be called by any officer of the REIT upon written request of shareholders holding in the aggregate of not less than ten percent (10%) of the outstanding shares of the REIT entitled to vote at such meeting. The call of a special meeting shall state the nature of the business to be transacted and that no other business shall be considered at such meeting.

Upon receipt of a written request either in person or by registered mail stating the purpose(s) of the meeting requested by shareholders, the REIT shall provide all shareholders, within ten (10) business days after receipt of said request, written notice (either in person or by mail) of a meeting and the purpose of such meeting to be held on a date not less than twenty (20) nor more than sixty (60) days after receipt of said request, at a time and place convenient to shareholders.

#### NEW SECTION

**WAC 460-36A-135 INSPECTION OF RECORDS.** A list of the names and addresses of all shareholders shall be maintained as part of the books and records of the REIT. Inspection of the REIT books and records (including shareholder records) by the administrator shall be provided upon request upon reasonable notice and during normal business hours. Inspection of such books and records by shareholders shall be permitted to the same extent as permitted under law applicable to shareholders of a corporation organized in the jurisdiction in which the REIT is organized.

#### NEW SECTION

**WAC 460-36A-140 DISTRIBUTIONS.** The declaration of trust shall state the manner in which distributions to shareholders are to be determined.

#### NEW SECTION

**WAC 460-36A-145 CHANGE IN DECLARATION OF TRUST.** No change shall be made in the declaration of trust of the REIT without the vote or written consent of the holders of a majority of the outstanding shares.

#### NEW SECTION

**WAC 460-36A-150 TERMINATION OF REIT.** The declaration of trust shall provide for the termination of the REIT by a vote of shareholders holding a majority of its outstanding shares.



NEW SECTION

**WAC 460-36A-155 ADVISORY CONTRACT.** It shall be the duty of the trustees to evaluate the performance of the advisor before entering into or renewing an advisory contract. The criteria used in such evaluation shall be reflected in the minutes of such meeting. Each contract for the services of an advisor entered into by the trustees shall have a term of no more than one year. Each advisory contract shall be terminable by a majority of the independent trustees, or the advisor on sixty (60) days written notice without cause. In the event of the termination of such contract, the advisor will cooperate with the REIT and take all reasonable steps requested to assist the trustees in making an orderly transition of the advisory function. The qualifications of the advisor shall be set forth in the prospectus or offering circular relating to the initial public offering of the shares of the REIT and the trustees shall determine that any successor advisor possesses sufficient qualifications (1) to perform the advisory function for the REIT and (2) to justify the compensation provided for in its contract with the REIT.

NEW SECTION

**WAC 460-36A-160 ADVISOR COMPENSATION.** The independent trustees shall determine from time to time and at least annually that the compensation which the REIT contracts to pay to the advisor is reasonable in relation to the nature and quality of services performed. The independent trustees shall also supervise the performance of the advisor and the compensation paid to it by the REIT to determine that the provisions of such contract are being carried out. Each such determination shall be based on the factors set forth below and all other factors such independent trustees may deem relevant and the findings of such trustees on each of such factors shall be recorded in the minutes of the trustees:

- (1) the size of the advisory fee in relation to the size, composition and profitability of the portfolio of the REIT;
- (2) the success of the advisor in generating opportunities that meet the investment objectives of the REIT;
- (3) the rates charged to other REITs and to investors other than REITs by advisors performing similar services;
- (4) additional revenues realized by the advisor and its affiliates through their relationship with the REIT, including loan administration, underwriting or broker commissions, servicing, engineering, inspection and other fees, whether paid by the REIT or by others with whom the REIT does business;
- (5) the quality and extent of service and advice furnished by the advisor.
- (6) the performance of the investment portfolio of the REIT, including income, conservation or appreciation of capital, frequency of problem investments and competence in dealing with distress situations, and
- (7) the quality of the portfolio of the REIT in relationship to the investments generated by the advisor for its own account.

NEW SECTION

**WAC 460-36A-165 TOTAL EXPENSES.** The declaration of trust shall provide that the independent trustees will determine, from time to time but at least annually, that the total fees and expenses of the REIT are reasonable in light of the investment experience of the REIT, its net assets, its net income, and the fees and expenses of other comparable advisors in real estate. Each such determination shall be reflected in the minutes of the meeting of the trustees.

The total operating expenses of the trust shall (in the absence of a satisfactory showing to the contrary) be deemed to be excessive if they exceed in any fiscal year the greater of two percent (2%) of its average invested assets or twenty-five percent (25%) of its net income for such year. The independent trustees shall have the fiduciary responsibility of limiting such expenses to amounts that do not exceed such limitations unless such independent trustees shall have made a finding that, based on such unusual or non-recurring factors which they deem sufficient, a higher level of expenses is justified for such year. Any such finding and the reasons in support thereof shall be reflected in the minutes of the meeting of the trustees.

Within sixty (60) days after the end of any fiscal quarter of the trust for which total operating expenses (for the twelve (12) months then ended) exceeded two percent (2%) of average assets or twenty-five percent (25%) of net income, whichever is greater, there shall be sent to the shareholders of the trust a written disclosure of such fact, together with an explanation of the factors the independent trustees considered in arriving at the conclusion that such higher operating expenses were justified.

In the event the independent trustees do not determine such excess expenses are justified, the advisor shall reimburse the REIT at the end of the twelve month period the amount by which the aggregate annual expenses paid or incurred by the REIT exceed the limitations herein provided.

The trust shall also publish to its shareholders quarterly (1) the ratio of the costs of raising capital during the quarter to the capital raised, and (2) the aggregate amount of advisory fees and the aggregate amount of other fees paid to the advisor and all affiliates of the advisor by the REIT and including fees or charges paid to the advisor and all affiliates of the advisor by third parties doing business with the REIT.

NEW SECTION

**WAC 460-36A-170 LEVERAGE.** The aggregate borrowings of the REIT, secured and unsecured, shall be reasonable in relation to the net assets of the REIT and shall be reviewed by the trustees at least quarterly. The maximum amount of such borrowings in relation to the net assets shall, in the absence of a satisfactory showing that a higher level of borrowing is appropriate, not exceed three hundred percent (300%). Any excess in borrowing over such 300% level shall be approved by a majority of the independent trustees and disclosed to

shareholders in the next quarterly report of the REIT, along with justification for such excess.

#### NEW SECTION

WAC 460-36A-175 MINIMUM CAPITAL. Prior to the initial public offering, the net assets of the REIT shall be not less than the lesser of (1) ten percent (10%) of the total net assets upon completion of such public offering, or (2) \$200,000.

#### NEW SECTION

WAC 460-36A-180 APPRAISAL. The consideration paid for real property acquired by the REIT shall ordinarily be based on the fair market value of the property as determined by a majority of the trustees. In cases in which a majority of the independent trustees so determine, such fair market value shall be as determined by a qualified independent real estate appraiser selected by the independent trustees.

#### NEW SECTION

WAC 460-36A-185 INDEMNIFICATION. The trustees and advisor of the REIT shall be deemed to be in a fiduciary relationship to the public investors, and the prospectus or offering circular shall so state. Trustees and advisors shall not be exonerated from liability to investors for any losses caused by gross negligence or willful or wanton misconduct.

#### NEW SECTION

WAC 460-36A-190 OTHER LIMITATIONS. The REIT may not:

- (1) Invest more than ten percent (10%) of its total assets in unimproved real property or mortgage loans on unimproved real property.
- (2) Invest in commodities or commodity future contracts. Such limitation is not intended to apply to interest rate futures, when used solely for hedging purposes.
- (3) Invest in junior mortgage loans unless, by appraisal or other method that the independent trustees determine,
  - (a) the capital invested in such mortgage loan is adequately secured on the basis of the equity of the borrower in the property underlying such investment and the ability of the borrower to repay the mortgage loan, or
  - (b) such mortgage loan of the REIT is a financing device entered into by the REIT to establish the priority of its capital investment over the capital invested by others investing with the REIT in a real estate project. The trustees shall determine that any such junior mortgage loan is not and may not be made subordinate to a mortgage held by the advisor, an affiliate of the advisor, or a trustee of the REIT.
- (4) Issue redeemable equity securities.
- (5) Issue debt securities unless the historical debt service coverage (in the most recently completed fiscal year) as adjusted for known changes is sufficient to properly service that higher level of debt.
- (6) Issue options or warrants to purchase its shares at exercise prices less than the fair market value of such

securities on the date of grant and for consideration (which may include services) that in the judgment of the independent trustees, has a market value less than the value of such option on the date of grant. In no event shall such options or warrants be exercisable later than five (5) years from the date of the issuance thereof. In addition, the aggregate number of shares issuable at any time upon exercise of outstanding options or warrants shall not exceed an amount equal to ten percent (10%) of the outstanding shares of the REIT on the date of grant of any options or warrants.

(7) Invest more than one percent (1%) of its assets in real estate contracts of sale, unless such real estate contracts of sale are recordable in the chain of title.

#### NEW SECTION

WAC 460-36A-195 IMPLEMENTATION. To provide an orderly implementation of the rules of this chapter 460-36A WAC any changes that need to be made in the declaration of trust of the REIT in order to comply with these rules may be made at the next regularly scheduled meeting of the shareholders of the REIT.

#### REPEALER

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 460-36A-010 AMENDMENT OF DECLARATION OF TRUST.
- (2) WAC 460-36A-015 INVESTMENT POLICY.
- (3) WAC 460-36A-020 MINIMUM NET CAPITAL.
- (4) WAC 460-36A-025 ANNUAL EXPENSES.
- (5) WAC 460-36A-030 INVESTMENT AND ACTIVITIES.
- (6) WAC 460-36A-035 PERIOD OF INVESTMENT ADVISORY CONTRACT.
- (7) WAC 460-36A-040 NUMBER AND ELECTION OF TRUSTEES.
- (8) WAC 460-36A-045 REMOVAL OF TRUSTEES.
- (9) WAC 460-36A-050 TERMS AND CONDITIONS OF SECURITIES.
- (10) WAC 460-36A-055 ANNUAL MEETINGS.
- (11) WAC 460-36A-060 ANNUAL REPORTS.
- (12) WAC 460-36A-065 INSPECTION OF RECORDS.
- (13) WAC 460-36A-070 DISCLOSURE ON DISTRIBUTION.
- (14) WAC 460-36A-075 TERMINATION OF TRUST.
- (15) WAC 460-10A-165 REAL ESTATE INVESTMENT TRUSTS.

**WSR 83-19-037**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-124—Filed September 14, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia,

Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is fall chinook and coho salmon are in need of protection and these regulations are the result of United States District Court Order.

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

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

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

APPROVED AND ADOPTED September 14, 1983.

By William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-57-16000A COLUMBIA RIVER.** Notwithstanding the provisions of WAC 220-57-160, effective 6:00 a.m. September 15, 1983, until further notice it is unlawful to take, fish for or possess salmon taken for personal use from the waters of the Columbia River upstream from Buoy 10, including the waters of Drano Lake.

#### NEW SECTION

**WAC 220-57-00100A FRESHWATER SEASONS AND BAG LIMITS.** Notwithstanding the provisions of Chapter 220-57 WAC, effective 6:00 a.m. September 15, 1983, until further notice, bag limit C is in effect in the following areas:

- (1) Camas Slough - all waters
- (2) Cowlitz River - those waters downstream from markers approximately 400 feet below the barrier dam
- (3) Elochoman River - all waters
- (4) Grays River - all waters
- (5) Klickitat River - all waters
- (6) Kalama River - those waters downstream of a set of markers 1,500 feet below the Modrow Bridge salmon rack
- (7) Lewis River (East Fork) - all waters
- (8) Lewis River (mainstem) - all waters
- (9) Skamokawa Creek - all waters
- (10) Washougal River - all waters except those waters designated as the "Washougal River - Special Fishing Area".
- (11) White Salmon River - all waters
- (12) Wind River - all waters

#### WSR 83-19-038

#### EMERGENCY RULES

#### COUNTY ROAD

#### ADMINISTRATION BOARD

[Order 42—Filed September 15, 1983]

Be it resolved by the County Road Administration Board, acting at the DOT Administration Building, Olympia, that it does adopt the annexed rules relating to regional prioritization of RAP projects.

We, the County Road Administration Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is projects need to be approved for funding in 1984 based on a priority or need assessment by the County Road Administration Board.

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

This rule is promulgated under the general rule-making authority of the County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED September 15, 1983.

By Charles J. Klarich  
Chairman

#### EMERGENCY RULE REGARDING REGIONAL PRIORITIZATION OF RAP PROJECTS TO BE APPROVED IN 1984

#### NEW SECTION

**WAC 136-130-010 PURPOSE.** Chapter 49, Laws of 1983, Extraordinary Session Section 16 provides that the CRABoard shall determine the priority of specific improvement projects based upon the rating of each proposed improvement in relation to all other proposed improvements within each region, taking into account, but not limited to, the following five factors:

- (1) Its structural ability to carry loads upon it;
- (2) Its capacity to move traffic at reasonable speeds;
- (3) Its adequacy of alignment and related geometrics;
- (4) Its accident experience; and
- (5) Its fatal accident experience.

This WAC Chapter describes how this statutory language will be implemented by the CRABoard.

#### NEW SECTION

**WAC 136-130-020 PRIORITIES BY REGION.** The CRABoard has determined that the interests of the counties in the several regions will be best served by encouraging development of a district project priority rating system for each region. These rating systems, described in Section 030, 040, 050, and 070, shall be

used in the initial prioritization of proposed projects requesting RATA funds submitted by counties in the respective regions.

**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 136-130-030 INITIAL PROJECT PRIORITIZATION IN PUGET SOUND REGION (PSR).** Each county in the PSR region may submit up to three projects requesting RATA funds. Each project shall be rated by the county engineer in accordance with the procedure detailed in the NER RAP rating worksheets identified as Exhibit -050. PSR RAP rating points shall be assigned on the basis of 100 points for a condition rating and 50 points for a service rating. The priority rating equals two and one half times the product of the service rating to the 1.25 power and the logarithm of one hundred divided by the condition rating. Initial prioritization of PSR projects shall be on the basis of total PSR RAP rating points shown on the project worksheet and prospectus.

#### NEW SECTION

**WAC 136-130-040 INITIAL PROJECT PRIORITIZATION IN NORTHWEST REGION (NWR).** Each county in the NWR may submit projects requesting RATA funds not to exceed \$250,000 per project and \$500,000 total. No bridge replacement projects will be funded. Each project shall be rated by the county engineer in accordance with the procedure detailed in the NWR RAP rating worksheets identified as Exhibit -040. NWR RAP rating points shall be assigned on the basis of 40 points for structural condition, 40 points for geometrics, 10 points for traffic volume and 10 points for traffic accidents. Initial prioritization of NWR projects shall be on the basis of total NWR RAP rating points shown on the project worksheet and prospectus.

#### NEW SECTION

**WAC 136-130-050 INITIAL PROJECT PRIORITIZATION IN NORTHEAST REGION (NER).** Each county in the NER may submit projects requesting RATA funds not to exceed \$250,000 per project and 25% of the NER biennial apportionment. No bridge replacement projects will be funded, provided, however, that an RAP project may include a bridge when its cost does not exceed 20% of the total project cost. Each project shall be rated by the county engineer in accordance with the procedure detailed in the NER RAP rating worksheets identified as Exhibit -050. NER RAP rating points shall be assigned on the basis of 100 points

for a condition rating, 50 points for a service rating, and 20 bonus points. The priority rating equals two and one half times the product of the service rating to the 1.25 power and the logarithm of one hundred divided by the condition rating. Initial prioritization of NER projects shall be on the basis of total NER RAP rating points shown on the project worksheet and prospectus.

**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 136-130-060 INITIAL PROJECT PRIORITIZATION IN SOUTHEAST REGION (SER).** Each county in the SER may submit projects requesting RATA funds not to exceed \$250,000 per project, \$500,000 per county, and three projects per county. No bridge replacement projects will be funded. Each project shall be rated by the county engineer in accordance with the procedure detailed in the SER RAP rating worksheet identified as Exhibit -060. SER RAP rating points shall be assigned on the basis of 40 points for structural condition, 40 points for geometrics, 10 points for traffic volume and 10 points for traffic accidents. Initial prioritization of SER projects shall be on the basis of total SER RAP rating points shown on the project worksheet and prospectus.

#### NEW SECTION

**WAC 136-130-070 INITIAL PROJECT PRIORITIZATION IN SOUTHWEST REGION (SWR).** Each county in the SWR may submit projects requesting RATA funds not to exceed \$200,000 and three projects per county. No bridge replacement projects will be funded. Each project shall be rated by the county engineer in accordance with the procedure detailed in the SWR RAP rating worksheets identified as Exhibit -070. SWR RAP rating points shall be assigned on the basis of 40 points for structural condition, 40 points for geometrics, 10 points for traffic volume and 10 points for traffic accidents. Points for structural condition will be assigned by one independent consultant retained by mutual consent of all counties in the region. Initial prioritization of SWR projects shall be on the basis of total SWR RAP rating points shown on the project worksheet and prospectus.

**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.

Exhibit -040 Pg. 1 of 2  
RATING

A. ROAD GEOMETRICS:

- \*1. Pavement Width (= \_\_\_\_\_) Good (1-3), Fair (4-7), Poor (8-10) \_\_\_\_\_
- \*\*2. Shoulder Width (= \_\_\_\_\_) Good (1-2), Fair (3-4), Poor (5) \_\_\_\_\_
- \*\*\*3. Road Bed Width (= \_\_\_\_\_) Good (1-2), Fair (3-4), Poor (5) \_\_\_\_\_
- 4. Horizontal Alignment Good (1-3), Fair (4-7), Poor (8-10) \_\_\_\_\_
- 5. Vertical Alignment Good (1-3), Fair (4-7), Poor (8-10) \_\_\_\_\_

GEOMETRIC RATING TOTAL: \_\_\_\_\_

ADT	*Pavement Width (ft.)			**Shoulder Width (ft.)			***Roadbed Width (ft.)		
	Good	Fair	Poor	Good	Fair	Poor	Good	Fair	Poor
<400	20+	18-20	<18	4+	2-4	<2	28+	24-28	<24
400-2000	22+	20-22	<20	6+	4-6	<4	34+	30-34	<30
>2000	24+	22-24	<22	8+	6-8	<6	40+	36-40	<36

GEOMETRICS RATING TABLE

B. TRAFFIC ACCIDENTS:

+6. Equivalent Property Damage Only Accidents, Three Year Average

Year	Property Damage Only	Injury	Fatal
19 _____	_____	_____	_____
19 _____	_____	_____	_____
19 _____	_____	_____	_____
	X 1	X 6	X 25
	= _____	= _____	= _____
Total = _____	÷ 3 = _____ ÷ Length (miles) = _____		

TRAFFIC ACCIDENT RATING: \_\_\_\_\_

C. TRAFFIC VOLUME:

++7. Current Estimated ADT: \_\_\_\_\_

TRAFFIC VOLUME RATING: \_\_\_\_\_

+Equiv. Property Damage Only Accidents/Mile	RAP Rating	++ Average Daily Traffic (ADT)
0 - 3	0	1 - 50
4 - 6	1	50 - 100
7 - 9	2	100 - 250
10 - 12	3	250 - 500
13 - 15	4	500 - 750
16 - 18	5	750 - 1000
18 - 21	6	1000 - 1250
21 - 24	7	1250 - 1500
24 - 27	8	1500 - 2000
28 - 30	9	2000 - 2500
30+	10	2500+

ACCIDENT AND TRAFFIC RATING TABLE

D. ROADWAY STRUCTURAL CONDITION:

Types of Distress	Degree of Distress	Percentage of Distress								
		1 - 15%			16-30%			31% +		
8. RUTTING	Slight $\frac{1}{4}$ " - $\frac{1}{2}$ "	0			1			2		
	Moderate $\frac{1}{2}$ " - 1"	1			2			3		
	Severe Greater 1"	2			3			4		
9. RAVELING	Slight $\frac{1}{4}$ " to $\frac{1}{2}$ "	1			2			3		
	Moderate $\frac{1}{2}$ " to 1"	2			3			4		
	Severe Greater 1"	3			4			5		
10. CORRUGATIONS	Slight 5% to 10%	1			2			3		
	Moderate 10% to 15%	2			3			4		
	Severe more than 15%	3			4			5		
11. ALLIGATOR CRACKING	Slight Less 1/8"	1			2			4		
	Moderate 1/8" to 1/4"	2			4			5		
	Severe $\frac{1}{4}$ " or greater	4			5			7		
12. TRANSVERSE CRACKING	Slight Less 1/8"	0	1	2	1	2	3	1	2	3
	Moderate 1/8" to 1/4"	1	2	3	2	3	4	2	3	4
	Severe $\frac{1}{4}$ " or greater	2	3	4	3	4	5	3	4	5
13. LONGITUDINAL CRACKING	Slight Less 1/8"	0	1	2	1	2	3	1	2	3
	Moderate 1/8" to 1/4"	1	2	3	2	3	4	2	3	4
	Severe $\frac{1}{4}$ " or greater	2	3	4	3	4	5	3	4	5
14. PATCHING	Slight	0			1			2		
	Moderate	1			2			3		
	Severe	2			3			4		
15. FLUSHING	Slight Bleeding	1			2			3		
	Moderate Course Avg.	2			3			4		
	Severe Slick	3			4			5		

ROADWAY STRUCTURAL CONDITION RATING TOTAL: \_\_\_\_\_

E. PROJECT IDENTIFICATION:

F. WORKSHEET RECAP:

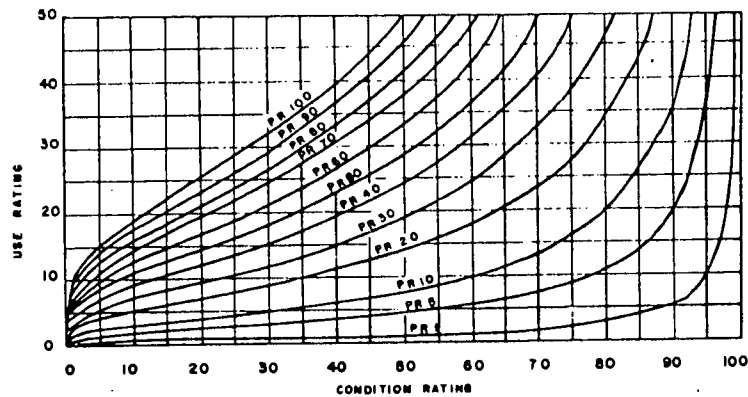
- A. GEOMETRIC RATING TOTAL \_\_\_\_\_
- B. TRAFFIC ACCIDENT RATING \_\_\_\_\_
- C. TRAFFIC VOLUME RATING \_\_\_\_\_
- D. STRUCTURAL RATING TOTAL \_\_\_\_\_

TOTAL NWR RAP WORKSHEET RATING \_\_\_\_\_

PSR-NER RAP Rating Worksheet  
Exhibit -050; Pg. 1 of 8

## PROPOSED PRIORITY RATING METHOD RURAL ARTERIAL PROGRAM

USING THE PRIORITY RATING METHOD AS PRESENTED IN CRAB "PRIORITY PROGRAMMING" MANUAL, THE GRAPH PRESENTED BELOW FROM PAGE 19 COMBINES THE TWO MAIN "INGREDIENTS" FOR DETERMINING PRIORITY OF NEED, AND DETERMINING A PRIORITY RATING NUMBER.



WHERE - CONDITION RATING IS MADE UP OF:

STRUCTURAL CONDITION

GEOMETRIC CONDITION

FOR A MAXIMUM OF 100 PTS.

AND

(USE)  
SERVICE RATING IS MADE UP OF:

TRAFFIC VOLUME

TRUCK TRAFFIC OR COMMODITY TRAFFIC

ACCIDENT HISTORY

FOR A MAXIMUM OF 50 PTS

PRIORITY RATING ELEMENTS PSR-NER RAP Rating Worksheet  
Exhibit -050; Pg. 2 of 8

- I. CONDITION RATING MAXIMUM 100 POINTS
  - A. STRUCTURAL CONDITION (MAXIMUM 50 POINTS)
    - 1) SURFACE CONDITION (MAXIMUM 30 POINTS)
    - 2) SUBSURFACE CONDITION (MAXIMUM 20 POINTS)
  - B. GEOMETRIC CONDITION (MAXIMUM 50 POINTS)
    - 1) HORIZONTAL ALIGNMENT (MAXIMUM 15 POINTS)
    - 2) VERTICAL ALIGNMENT (MAXIMUM 15 POINTS)
    - 3) WIDTH OF TRAVELWAY (MAXIMUM 20 POINTS)

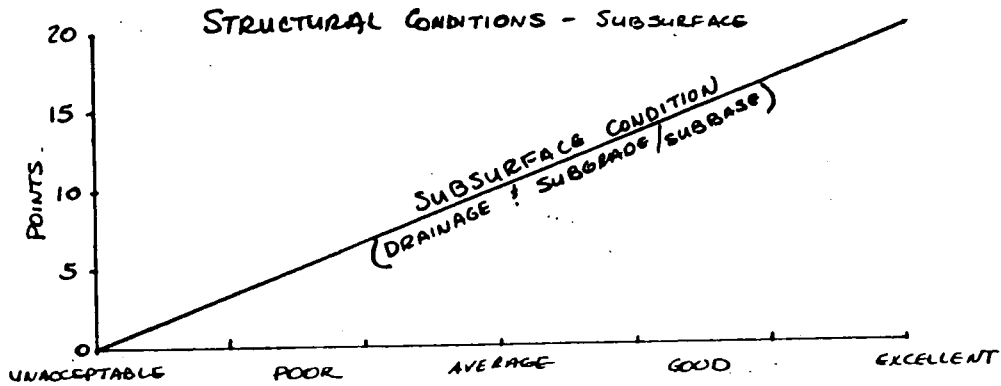
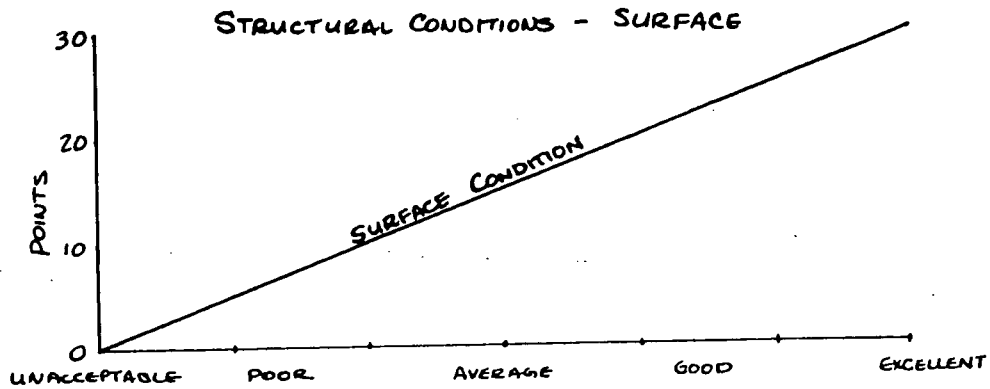
- II. SERVICE RATING MAXIMUM 50 POINTS
  - A. TRAFFIC FACTORS (MAXIMUM 45 POINTS)
    - 1) AVERAGE DAILY TRAFFIC (MAXIMUM 15 POINTS)
    - 2) TRUCK COUNT OR COMMODITY HAUL EST. (MAXIMUM 30 POINTS)
  - B. ACCIDENT FACTORS (MAXIMUM 5 POINTS)

- III. BONUS POINTS MAXIMUM 20 POINTS



RURAL ARTERIAL PROGRAM PSR-NER RAP Rating Worksheet  
 Exhibit -050, Page 3 of 8  
 PROPOSED PROJECT PRIORITY ANALYSIS

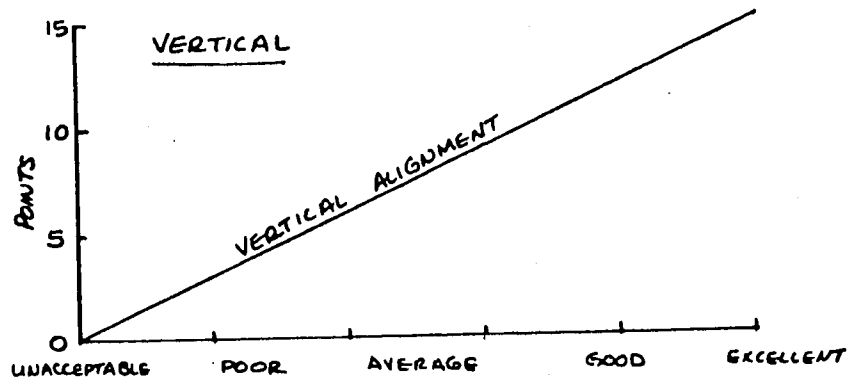
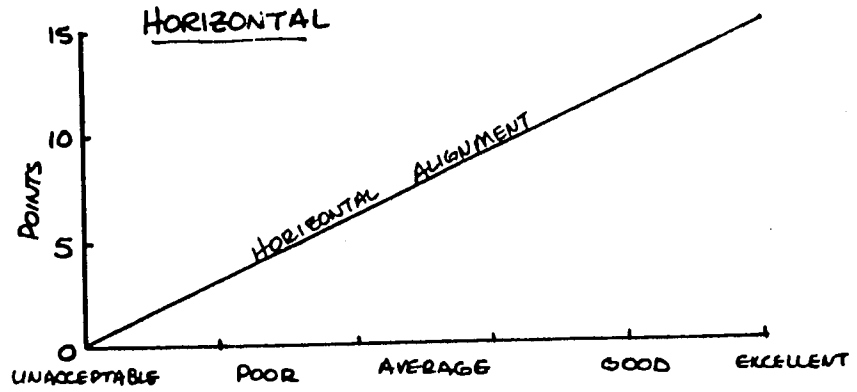
I. CONDITION RATING MAXIMUM 100 POINTS



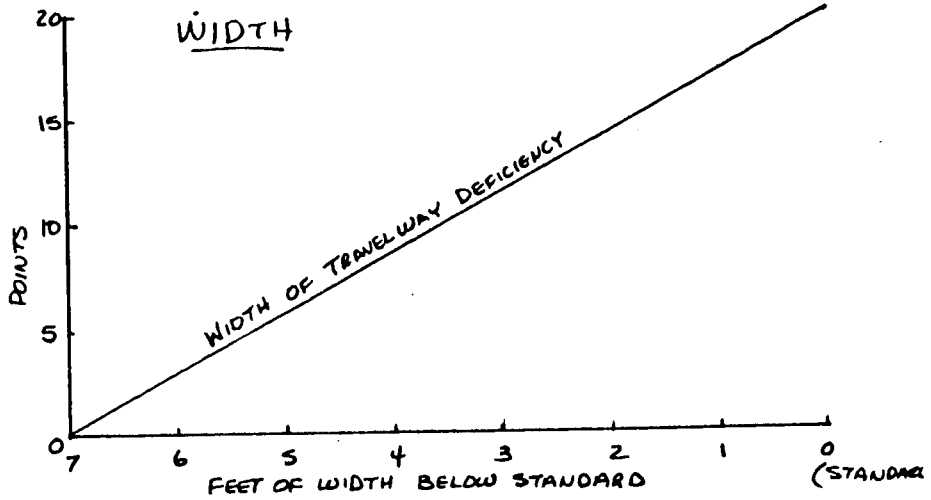
NOTE: POINTS MAY BE AWARDED ONLY IF THE PROJECT CORRECTS THE DEFICIENCY NOTED.

SURFACE CONDITION \_\_\_\_\_  
 SUBSURFACE CONDITION \_\_\_\_\_  
 TOTAL STRUCTURAL \_\_\_\_\_ (MAX 50PTS)

## II GEOMETRIC CONDITION



PSK-NER RAY RAILING WOLABHEL  
Exhibit -050; Pg. 5 of 8



NOTE: POINTS MAY BE AWARDED ONLY IF THE PROJECT CORRECTS THE DEFICIENCY NOTED.

HORIZONTAL \_\_\_\_\_

VERTICAL \_\_\_\_\_

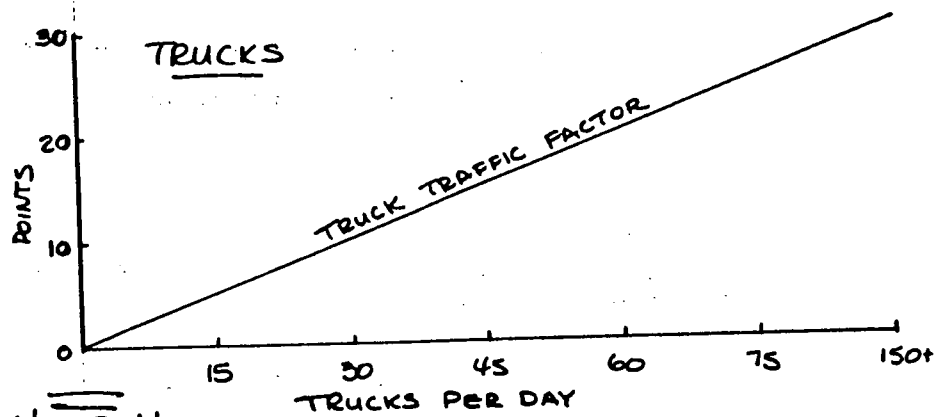
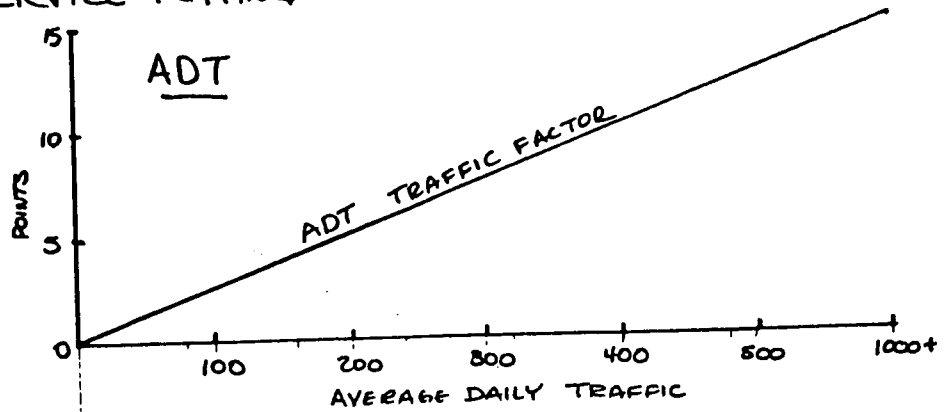
WIDTH \_\_\_\_\_

TOTAL GEOMETRIC \_\_\_\_\_

TOTAL STRUCTURAL \_\_\_\_\_ (Pg. 3)

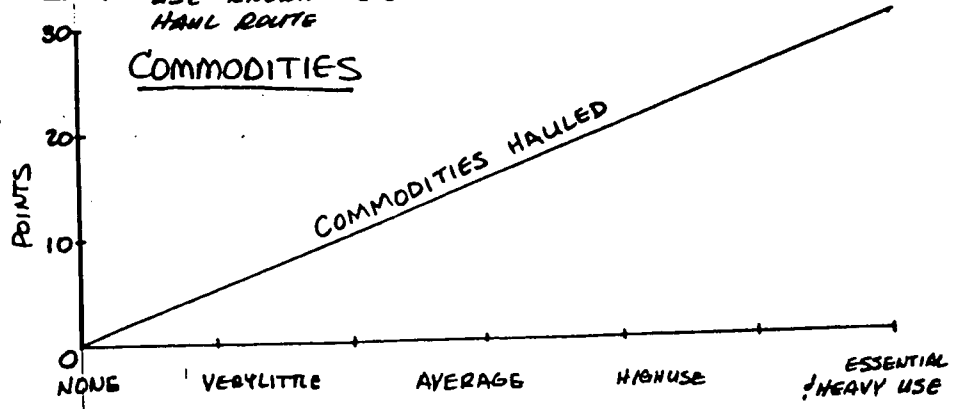
TOTAL CONDITION RATING \_\_\_\_\_

## II. SERVICE RATING

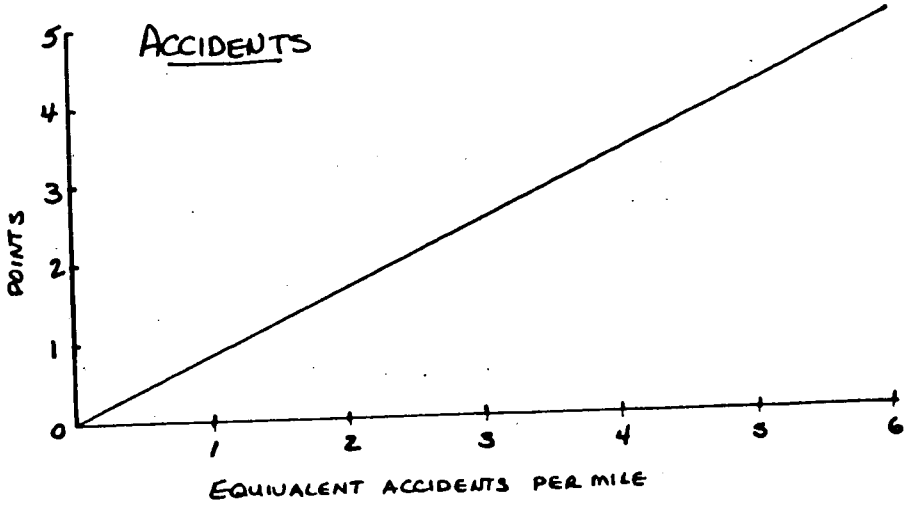


|| OR ||

IF TRUCK COUNTS ARE NOT AVAILABLE OR UNESTIMATABLE,  
USE KNOWN OR ESTIMATED USE OF ROUTE AS COMMODITY  
HAUL ROUTE



PSR-NER RAP Rating Worksheet  
Exhibit -050; Pg. 7 of 8



$$\text{EQUIVALENT ACCIDENTS PER MILE} = \frac{\text{NUMBER OF ACCIDENTS} + 3 \times \text{FATAL ACCIDENTS}}{\text{LENGTH OF PROJECT}}$$

ADT \_\_\_\_\_

TRUCKS OR  
COMMODITIES \_\_\_\_\_

ACCIDENTS \_\_\_\_\_

TOTAL SERVICE  
RATING \_\_\_\_\_ (MAX 50PTS)

### III BONUS POINTS (ADD TO PRIORITY RATING)

- A. 5 PTS. - CONNECTS PREVIOUSLY COMPLETED SECTIONS
- B. 5 PTS. - CONNECTS TO CITY/TOWN OR ADJOINING COUNTY PROJECT
- C. 10 PTS. - PROVIDES VITAL LINK TO INDUSTRY, COMMODITY OR OTHER ESSENTIAL FACILITIES

EACH WILL BE DOCUMENTED BY DETAILED NARRATIVE EXPLAINING AND SUPPORTING THE FACTUAL INFORMATION FOR WHICH THE BONUS POINTS WERE ASSIGNED.

SER RAP Rating Worksheet  
Exhibit -060; Page 1 of 2

R. A. P.  
SOUTHEAST REGION  
PROJECT PRIORITY RATING SYSTEM

PROJECT IDENTIFICATION

County \_\_\_\_\_ County No. \_\_\_\_\_  
Road Name \_\_\_\_\_ Road Log No. \_\_\_\_\_  
Project Section: From \_\_\_\_\_  
To \_\_\_\_\_  
M.P. \_\_\_\_\_ to M.P. \_\_\_\_\_ Length \_\_\_\_\_ Miles  
Road Classification: 07 MAJOR Collector  
08 MINOR Collector

ACCIDENT HISTORY (10 Pts. Max.)  
Reported and Substantiated Unreported Accidents

Type	Prop. Damage	Injury	Fatal	
Year 1				
Year 2				
Year 3				
Subtotal				
Factor	x1	x2	x3	
Total		+	+	=

Total = Accident Rate  
ADT

Rate	.01	.02	.04	.06	.08	.10	.11	.12	.13	.14	.15+
Pts.	0	1	2	3	4	5	6	7	8	9	10

ACCIDENT HISTORY POINTS \_\_\_\_\_

TRAFFIC (10 Pts. Max.)

- 1) Volume: 50%  
Use the larger of ADT or Truck ADT

ADT	1-50	51-100	101-150	151-200	201-250	251-300	301-350	351-400	401-450	451+
RVTRFG	1 Pts.	2 Pts.	3 Pts.	4 Pts.	5 Pts.	6 Pts.	7 Pts.	8 Pts.	9 Pts.	10 Pts.
TRUCK ADT (If known)	1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46+

Volume Pts. X 4 = Subtotal \_\_\_\_\_

- 2) Usage: 50%  
Logging 10 \_\_\_\_\_  
Industry 10 \_\_\_\_\_  
Agriculture 10 \_\_\_\_\_  
Recreational 10 \_\_\_\_\_

Subtotal \_\_\_\_\_

Traffic Total \_\_\_\_\_ =  
8

TRAFFIC POINTS \_\_\_\_\_

R. A. P.  
SOUTHEAST REGION  
PROJECT PRIORITY RATING SYSTEM

**STRUCTURAL CONDITION (40 Pts. Max.)**

- 1) Surface Type (8 Pts. Max.) \_\_\_\_\_  
 ACP-PC    LBST    Gravel    Earth  
 Opts.    3 pts.    6 pts.    8 pts.
  - 2) Surface Condition (8 Pts. Max.) \_\_\_\_\_  
 Excell.    Good    Fair    Poor    Very  
 Opts.    2 pts.    4 pts.    6 pts.    8 pts.
  - 3) Drainage (12 Pts. Max.) \_\_\_\_\_  
 Good    Adequate    Fair    Poor    Very  
 Opts.    2 pts.    5 pts.    10 pts.    12 pts.
  - 4) Base Section (12 Pts. Max.) \_\_\_\_\_  
 Deficiency of Design Depth    D%
- D% =  $\frac{Dd-De}{Dd}$     Dd = Design depth    De = Existing depth

D%	0%	25%	35%	50%	67%	75%	87%	100%
Pts.	0	4	6	8	9	10	11	12

**STRUCTURAL CONDITION POINTS**

**GEOMETRICS (40 Pts. Max.)**

- 1) Pavement Width (10 Pts. Max.) \_\_\_\_\_  
 Deviation From Minimum Design Standard

Dev.	0'	1'	2'	3'	4'	5'	6'
Pts.	0	2	5	7	8	9	10

- 2) Roadbed Width (10 Pts. Max.) \_\_\_\_\_  
 Deviation From Minimum Design Standard

ADT 400	Dev.	0'	2'	4'	5'	6'	8'	10'
28'	Pts.	0	2	5	7	8	9	10
400-2000	Dev.	0'	2'	4'	6'	8'	10'	12'
34'	Pts.	0	2	5	7	8	9	10
2000+ADT	Dev.	0'	3'	6'	9'	12'	15'	18'
40'	Pts.	0	2	5	7	8	9	10

- 3) Alignment: Vertical (5 Pts. Max.) \_\_\_\_\_  
 % of Project Length Exceeding Design Std. Max.

%	0	2	4	6	8	10
Pts.	0	1	2	3	4	5

- 4) Alignment: Horizontal (5 Pts. Max.) \_\_\_\_\_  
 $Ra = \frac{\sum (De-Ds)}{4L}$   
 De = Degree of Exist. Curves  
 Ds = Degree of Design Std. Curves  
 L = Length in Miles
- 5) Average Existing Safe Speed (10 Pts. Max.) \_\_\_\_\_  
 Deviation From Design Std. Speed in M.P.H.

Flat & Rolling	Dev.	2	4	6	8	10	12	14	16	18	20+
	Pts.	1	2	3	4	5	6	7	8	9	10
Mountain	Dev.	1	2	3	4	5	6	7	8	9	10
	Pts.	1	2	3	4	5	6	7	8	9	10

Ave. Exist Safe Speed is the time required to drive safely through the project converted to M.P.H.

**GEOMETRIC POINTS**

**TOTAL PROJECT PROJECTS**



SWR RAP Rating Worksheet  
Exhibit -070 Page 1 of 2

**ROAD GEOMETRICS:** **RATING**

\*1. Pavement Width (= \_\_\_\_\_) Good (1-3), Fair (4-7), Poor (8-10) \_\_\_\_\_

\*\*2. Shoulder Width (= \_\_\_\_\_) Good (1-2), Fair (3-4), Poor (5) \_\_\_\_\_

\*\*\*3. Road Bed Width (= \_\_\_\_\_) Good (1-2), Fair (3-4), Poor (5) \_\_\_\_\_

4. Horizontal Alignment Good (1-3), Fair (4-7), Poor (8-10) \_\_\_\_\_

5. Vertical Alignment Good (1-3), Fair (4-7), Poor (8-10) \_\_\_\_\_

GEOMETRIC RATING TOTAL: \_\_\_\_\_

ADT	*Pavement Width (ft.)			**Shoulder Width (ft.)			***Roadbed Width (ft.)		
	Good	Fair	Poor	Good	Fair	Poor	Good	Fair	Poor
<400	20+	18-20	<18	4+	2-4	<2	28+	24-28	<24
400-2000	22+	20-22	<20	6+	4-6	<4	34+	30-34	<30
>2000	24+	22-24	<22	8+	6-8	<6	40+	36-40	<36

**TRAFFIC ACCIDENTS:**

+6. Equivalent Property Damage Only Accidents, Three Year Average

Year	Property Damage Only	Injury	Fatal
19__	_____	_____	_____
19__	_____	_____	_____
19__	_____	_____	_____
	X 1	X 6	X 25
	= _____	= _____	= _____

Total = \_\_\_\_\_ ÷ 3 = \_\_\_\_\_ ÷ Length (miles) = \_\_\_\_\_

TRAFFIC ACCIDENT RATING: \_\_\_\_\_

**TRAFFIC VOLUME:**

+7. Current Estimated ADT: \_\_\_\_\_ TRAFFIC VOLUME RATING: \_\_\_\_\_

+Equiv. Property Damage Only Accidents/Mile	RAP Rating	+Average Daily Traffic (ADT)
0 - 3	0	1 - 50
4 - 6	2	50 - 100
7 - 9	4	100 - 250
10 - 12	6	250 - 500
13 - 15	8	500 - 750
16 - 18	10	750 - 1000
18 - 21	10	1000 - 1250
21 - 24	10	1250 - 1500
24 - 27	10	1500 - 2000
28 - 30	10	2000 - 2500
30+	10	2500+

ROADWAY STRUCTURAL CONDITION:

Types of Distress	Degree of Distress	Percentage of Distress		
		1-15%	16-30%	31% +
8. RUTTING	Slight 1/4"-1/2"	0	2	4
	Moderate 1/2"-1"	2	4	5
	Severe Greater 1"	4	5	4
9. RAVELING	Slight 1/4" to 1/2"	1	2	3
	Moderate 1/2" to 1"	2	3	4
	Severe Greater 1"	3	4	5
10. CORRUGATIONS	Slight 5% to 10%	1	3	5
	Moderate 10% to 15%	3	5	6
	Severe more than 15%	5	6	5
11. ALLIGATOR CRACKING	Slight Less 1/8"	0	1	2
	Moderate 1/8" to 1/4"	1	2	3
	Severe 1/4" or greater	2	3	7
12. TRANSVERSE CRACKING	Slight Less 1/8"	0 1 2 0	1 2 0	1 2
	Moderate 1/8" to 1/4"	1 2 3 1	2 3 1	2 3
	Severe 1/4" or greater	2 3 4 2	3 5 2	3 5
13. LONGITUDINAL CRACKING	Slight Less 1/8"	0 1 2 0	1 2 0	1 2
	Moderate 1/8" to 1/4"	1 2 3 1	2 3 1	2 3
	Severe 1/4" or greater	2 3 4 2	3 5 2	3 5
14. PATCHING	Slight	0	1	2
	Moderate	1	2	3
	Severe	2	3	4
15. FLUSHING	Slight Bleeding	0	1	2
	Moderate Course Agg.	1	2	3
	Severe Slick	2	3	5

ROADWAY STRUCTURAL CONDITION RATING TOTAL

\*\*\*\*\*

PROJECT IDENTIFICATION:

WORKSHEET RECAP:

- A. GEOMETRIC RATING TOTAL \_\_\_\_\_
- B. TRAFFIC ACCIDENT RATING \_\_\_\_\_
- C. TRAFFIC VOLUME RATING \_\_\_\_\_
- D. STRUCTURAL RATING TOTAL \_\_\_\_\_

TOTAL SWR RAP WORKSHEET RATING \_\_\_\_\_

**WSR 83-19-039**  
**EMERGENCY RULES**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**  
 [Order 44—Filed September 15, 1983]

Be it resolved by the County Road Administration Board, acting at the DOT Administration Building, Olympia, that it does adopt the annexed rules relating to RAP project approval process for 1984.

We, the County Road Administration Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the County Road Administration Board needs to establish guidelines under which projects will be approved for funding for 1984.

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

This rule is promulgated under the general rule-making authority of the County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED September 15, 1983.

By Charles J. Klarich  
 Chairman

**EMERGENCY RULE REGARDING THE RAP  
 PROJECT APPROVAL PROCESS FOR 1984**

**NEW SECTION**

**WAC 136-160-010 PURPOSE.** Chapter 49, Laws of 1983 Extraordinary Session, Section 16 provides that the CRABoard may allocate the Rural Arterial Trust Account (RATA) funds apportioned to each region to counties within the region for the construction of specific rural arterial projects. This WAC chapter describes the manner in which a county may request RATA funds for specific rural arterial projects and the manner in which the CRABoard will approve such projects.

**NEW SECTION**

**WAC 136-160-020 THE PROSPECTUS.** Each application by a county for RATA funds shall be made on a prospectus form furnished by the CRABoard. The information submitted to the CRABoard shall include the prospectus, a vicinity map and a sketch of a typical cross section. The prospectus shall include a narrative

which addresses the particular deficiency which caused the project to be submitted and explains how the proposed improvement would impact or correct the deficiency. The RATA funds requested in the prospectus shall be for construction only, and shall not include funds for right-of-way acquisition or preliminary engineering.

**NEW SECTION**

**WAC 136-160-030 SUBMISSION OF THE PROSPECTUS.** All prospectus forms regarding projects for which RATA funds are requested during 1984 must be submitted to the CRABoard no later than December 9, 1983.

**NEW SECTION**

**WAC 136-160-040 RAP PROJECT REVIEW BY THE CRABOARD.** The CRABoard shall review the prospectus narrative statement submitted with each RAP project and assign RAP rating points based on the following criteria:

(1) Three points for the project's responsiveness to the factors listed in Section-010 of this Chapter.

(2) Four points for the project's impact on county collector system development, and interrelationship with adjacent rural city arterials.

(3) Three points for the project's consistency with the legislative intent of the Rural Arterial Program.

**NEW SECTION**

**WAC 136-160-050 PREPARATION OF REGIONAL PRIORITY ARRAY.** The CRABoard shall prepare a regional priority array for each RAP region based on the initial project prioritization in each region described in WAC 136-130-030 thru -070 and the RAP project review described in Section -040 of this chapter. Projects shall be listed in the order of total RAP rating points, and including the RATA funds requested for each project.

**NEW SECTION**

**WAC 136-160-060 PROJECT APPROVAL.** The CRABoard will meet in January and October, 1984, to approve RAP projects for which prospectuses have been received. At its January meeting the CRABoard will approve projects in each region, in order of their regional priority, up to a cumulative dollar amount no greater than 75% of the total RATA funds anticipated to be available in each region during the current biennium. At its October meeting the CRABoard will approve additional projects in each region, still in order of their regional priority, up to a cumulative dollar amount no greater than 125% of the total RATA funds anticipated to be available in each region.

Region \_\_\_\_\_

County \_\_\_\_\_

NORTHWEST/SOUTHEAST/SOUTHWEST REGION  
RAP PROJECT PROSPECTUS  
(WAC 136-160-020)

IDENTIFICATION:

Road Name: \_\_\_\_\_ Fed. Functional Class: \_\_\_\_\_

County Road Log # \_\_\_\_\_ Project Termini: \_\_\_\_\_

DESCRIPTION OF PROPOSED IMPROVEMENT:

Proposed Starting Date: \_\_\_\_\_ Anticipated Completion: \_\_\_\_\_

Estimated Total Cost: \_\_\_\_\_ RATA Funds Requested:\* \_\_\_\_\_

INITIAL PROJECT PRIORITIZATION

<u>Condition Rated</u>	<u>Regional Maximum</u>	<u>RAP Project Rating</u>
Structural	40	_____
Geometric	40	_____
Traffic Volume	10	_____
Traffic Accidents	10	_____
		TOTAL _____

\*\*\*\*\* FOR CRAB USE ONLY \*\*\*\*\*

PROJECT REVIEW BY CRAB

Responsiveness to -130-010	3	_____
Impact on System Development	4	_____
Legislative Intent	3	_____
		TOTAL _____

\* RAP Funding shall not be requested or approved for right of way acquisition or preliminary engineering.

GRAND TOTAL \_\_\_\_\_

REGIONAL PRIORITY RANKING \_\_\_\_\_

Region \_\_\_\_\_

County \_\_\_\_\_

Puget Sound Region/Northeast Region  
**RAP PROJECT PROSPECTUS**  
(WAC 136-160-020)

IDENTIFICATION:

Road Name: \_\_\_\_\_ Fed. Functional Class: \_\_\_\_\_

County Road Log # \_\_\_\_\_ Project Termini: \_\_\_\_\_

DESCRIPTION OF PROPOSED IMPROVEMENT:

Proposed Starting Date: \_\_\_\_\_ Anticipated Completion: \_\_\_\_\_

Estimated Total Cost: \_\_\_\_\_ RATA Funds Requested: \* \_\_\_\_\_

INITIAL PROJECT PRIORITIZATION

<u>Condition Rated</u>	<u>Regional Maximum</u>	<u>RAP Project Rating</u>
Structural	50	_____
Geometric	50	_____
Traffic	45	_____
Accidents	5	_____
	PRIORITY RATING (FROM GRAPH)	_____
	REGIONAL BONUS (NER ONLY)	=====
	TOTAL	=====

\*\*\*\*\* FOR CRAB USE ONLY \*\*\*\*\*

PROJECT REVIEW BY CRAB

Responsiveness to -130-010	3	_____
Impact on System Development	4	_____
Legislative Intent	3	_____
	TOTAL	=====

\* RAP Funding shall not be requested or approved for right of way acquisition or preliminary engineering

GRAND TOTAL \_\_\_\_\_  
REGIONAL PRIORITY RANKING \_\_\_\_\_

**WSR 83-19-040**  
**EMERGENCY RULES**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**  
[Order 45—Filed September 15, 1983]

Be it resolved by the County Road Administration Board, acting at the DOT Administration Building, Olympia, that it does adopt the annexed rules relating to allocation of rural arterial trust account funds to projects in 1984.

We, the County Road Administration Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the board defined procedure in which allocation of funds to counties will be made.

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

This rule is promulgated under the general rule-making authority of the County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED September 15, 1983.  
By Charles J. Klarich  
Chairman

**EMERGENCY RULE REGARDING**  
**ALLOCATION OF RURAL ARTERIAL TRUST**  
**ACCOUNT FUNDS TO CONSTRUCTION**  
**PROJECTS IN 1984**

NEW SECTION

*WAC 136-170-010 PURPOSE. Chapter 49, Laws of 1983 Extraordinary Session, Section 16 provides that the CRABoard shall allocate Rural Arterial Trust Account (RATA) funds to counties for approved construction projects. This WAC Chapter describes the manner in which the CRABoard shall implement this requirement.*

NEW SECTION

*WAC 136-170-020 ALLOCATION OF RATA FUNDS. At the time the CRABoard approves RAP projects in each region as described in Chapter -160 of this title, the CRABoard will also allocate RATA funds to each approved project subject to the limits specified in Chapter -130 of this title. Cumulative allocation of RATA funds to approved projects in each region shall not exceed an amount to be determined by the CRABoard at each project approval meeting.*

NEW SECTION

*WAC 136-170-030 NOTIFICATION OF COUNTIES. The CRABoard shall, within ten days of its project approval meeting, notify each county having an approved project of such approval and of the amount of RATA funds allocated to each approved project. The CRABoard shall offer a contract for each such approved project setting forth the terms and conditions under which RATA funds will be provided.*

NEW SECTION

*WAC 136-170-040 TERMS OF CRAB/COUNTY CONTRACT. The CRAB/County Contract shall include, but not be limited to, the following provisions:*

*(1) The county certifies that it is in compliance with the provisions of Chapter 150 of this title regarding road levy diversion constraints.*

*(2) The project will be constructed in accordance with (1) the information furnished to the CRABoard, and (2) the plans and specifications prepared by the county engineer.*

*(3) The county will notify the CRABoard when a contract has been awarded and/or when construction has started, and when the project has been completed.*

*(4) The CRABoard will reimburse counties on the basis of monthly progress payment vouchers received and approved on individual projects in the order in which they are received in the CRAB office, and subject to the availability of RATA funds apportioned to the region.*

*(5) The county will reimburse the RATA in the event a project post audit reveals improper expenditure of RATA funds.*

**WSR 83-19-041**  
**EMERGENCY RULES**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**  
[Order 46—Filed September 15, 1983]

Be it resolved by the County Road Administration Board, acting at the DOT Administration Building, Olympia, that it does adopt the annexed rules relating to local matching requirements for rural arterial trust account funds.

We, the County Road Administration Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the board defined the amount of local match needed for each project approved for funding in 1984.

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

This rule is promulgated under the general rule-making authority of the County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED September 15, 1983.  
By Charles J. Klarich  
Chairman

**EMERGENCY RULE REGARDING LOCAL MATCHING REQUIREMENTS FOR RURAL ARTERIAL TRUST ACCOUNT FUNDS**

NEW SECTION

**WAC 136-220-010 PURPOSE.** Chapter 49 Laws of 1983 Extraordinary Session, Section 12 provides that the CRABoard shall establish local matching requirements for counties receiving funds from the Rural Arterial Trust Account (RATA). This WAC Chapter describes how this statutory requirement will be implemented by the CRABoard.

NEW SECTION

**WAC 136-220-020 ESTABLISHMENT OF MATCHING REQUIREMENTS.** The CRABoard finds that most counties have sufficient financial resources to match available Federal funds for road and bridge construction. Matching percentages for those programs range from 10% to 25%, with nominal 20% required to match Federal Aid Secondary (FAS) funds expended on the major collector system. Since RATA funds are very similar in application to FAS funds counties shall be required to match RATA funds in the ratio of 20% local funds to 80% RATA funds on projects for which RATA funds are requested.

NEW SECTION

**WAC 136-220-030 HARDSHIP APPEAL.** Whenever a county with an approved RAP project is unable to enter into a contract with the CRABoard to complete such project because it does not have sufficient local funds available to match RATA funds, it may make a hardship appeal to the CRABoard for a local match variance. A hardship appeal may be initiated by a letter from the Chairman of the Board or the Executive of the appealing county addressed to the CRABoard. The appeal will be heard at the next CRAB/RAP meeting.

**WSR 83-19-042**  
**EMERGENCY RULES**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**  
[Order 47—Filed September 15, 1983]

Be it resolved by the County Road Administration Board, acting at the DOT Headquarters Building, Olympia, that it does adopt the annexed rules relating to apportionment of rural arterial trust account funds.

We, the County Road Administration Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is found in the order to be apportioned by January 1, 1984.

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

This rule is promulgated under the general rule-making authority of the County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED September 15, 1983.  
By Charles J. Klarich  
Chairman

**EMERGENCY RULE REGARDING APPORTIONMENT OF RURAL ARTERIAL TRUST ACCOUNT FUNDS TO REGIONS**

NEW SECTION

**WAC 136-110-010 PURPOSE.** Chapter 49, Laws of 1983, Extraordinary Session Section 16 provides that Rural Arterial Trust Account (RATA) funds available for expenditure by the CRABoard shall be apportioned to the five regions for expenditure upon county arterials in rural areas in the following manner:

(1) One-third in the ratio which the land area of the rural areas of each region bears to the total land area of all rural areas of the state;

(2) Two-thirds in the ratio which the mileage of county major and minor collectors in rural areas of each region bears to the total mileage of county major and minor collectors in all rural areas of the state.

This WAC chapter describes how this statutory language will be implemented by the CRABoard for the period beginning July 1, 1983 and ending June 30, 1985.

NEW SECTION

**WAC 136-110-020 COMPUTATION OF LAND AREA RATIO.** The rural land areas of each region, and the ratio which they bear to the total rural land area of the state are shown as follows:

REGION	RURAL LAND AREA % OF TOTAL	
	SQ.MILE	RURAL LAND AREA
Puget Sound	5005	7.71
Northwest	8069	12.43
Northeast	26,711	41.14
Southeast	14,748	22.72
Southwest	10,387	16.00
TOTAL	64,920	100.00

NEW SECTION

**WAC 136-110-030 COMPUTATION OF ROAD MILEAGE RATIO.** The ratio which the mileage of

county major and minor collectors in rural areas of each region bears to the total mileage of county major and minor collectors in all rural areas of the state shall be computed from information shown in the County Road Log maintained by the Secretary of Transportation as of October 1, 1983.

#### NEW SECTION

**WAC 136-110-040 APPORTIONMENT PERCENTAGES ESTABLISHED.** At the CRA Board meeting in January, 1984 the CRA Board shall establish apportionment percentages for the five RAP regions based on the computations described in Sections -010 thru -030 of this chapter. These apportionments shall remain fixed until June 30, 1985.

#### NEW SECTION

**WAC 136-110-050 APPORTIONMENT TO REGIONS.** The apportionment percentages established in accordance with Section -040 of this chapter shall be used once each quarter by the Board to apportion funds credited to the Rural Arterial Trust Account (RATA) to the five regions. The funds so apportioned shall be allocated as described in WAC 136-170 by the CRA Board to counties for construction of approved rural arterial projects.

#### **WSR 83-19-043**

##### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 83-125—Filed September 15, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is test fishing indicates harvestable numbers of salmon are not available.

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

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

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

APPROVED AND ADOPTED September 15, 1983.

By William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-40-02100B WILLAPA HARBOR GILL NET.** Notwithstanding the provisions of WAC 220-40-021, 220-40-022 and 220-40-024, effective immediately until further notice it is unlawful to take, fish for or possess salmon taken for commercial purposes from any Willapa Harbor Salmon Management and Catch Reporting Area.

#### **WSR 83-19-044**

##### **ADOPTED RULES**

#### **DEPARTMENT OF**

#### **LABOR AND INDUSTRIES**

[Order 83-26—Filed September 16, 1983]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington 98504, the annexed rules relating to WAC 296-400-010 examination fee and notification, WAC 296-400-030 issuing of permits and WAC 296-400-045 plumber examination, certification, reinstatement, and temporary permits fees. WAC 296-400-030 is amended to clarify the provisions on temporary permits. WAC 296-400-045 is added to establish fees for the plumber's examinations, for the renewal or reinstatement of a journeyman or specialty plumber's certificate, for the issuance of a new plumber's certificate, and for a plumber's temporary permit. This notice also specifies that the plumber's certificate will expire on the certificate holder's birthday in an odd or even numbered year depending on the birth year of the certificate holder. WAC 296-400-010 is repealed.

This action is taken pursuant to Notice No. WSR 83-14-018 filed with the code reviser on June 28, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.106.140 and section 10 of ESSB 3054 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 16, 1983.

By Sam Kinville  
Director

#### AMENDATORY SECTION (Amending Order 74-13, filed 4/15/74)

**WAC 296-400-030 ISSUING OF PERMITS.** ~~((+))~~ The department will issue to an applicant one out-of-state temporary permit ((see section 9) will be issued prior to) before the examination of the applicant for a period of ninety days or less.

~~((2)) One temporary permit may be issued prior to examination to any applicant for a period of ninety days or less, subject to the approval of the department.~~



~~This) The applicant shall surrender the permit ((shall be surrendered)) to the person conducting the examination ((at the time)) when the applicant appears for ((said)) the examination. If the applicant with a temporary permit does not appear for ((his)) the examination ((upon written, certified notification, he will forfeit the fee for examination and certification. PROVIDED; That extenuating circumstances deemed sufficient by the director will be considered in excusing the applicant for failure to appear for the examination)) the permit will expire on the expiration date specified on the permit.~~

at 10:00 a.m. on September 10, 1983, for the express purpose of enacting the attached bill.

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 9th day of September, A.D., nineteen hundred and eighty-three.

John Spellman

Governor of Washington

BY THE GOVERNOR:

Ralph Munro

Secretary of State

AN ACT Relating to a special primary and general election for the United States Senate; creating new sections; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

**NEW SECTION.** Sec. 1. A special primary election for nominating candidates to be elected in the November 8, 1983, general election to fill the vacancy in the representation of this state in the Senate of the United States shall be held October 11, 1983. A special three-day filing period for the elective office shall begin during normal business hours on September 14, 1983. Candidates nominated by minor party conventions shall also file during that period and the notice requirements of said minor party conventions are hereby waived for this nomination. Withdrawals may be made until 5:00 p.m. on September 19, 1983.

**NEW SECTION.** Sec. 2. The general election laws and laws relating to primaries shall apply to the filing period and special primary election under section 1 of this act insofar as they are not inconsistent therewith, and shall be construed with and as a part thereof for the purpose of carrying out the spirit and intent thereof. Any statutory time deadlines relating to the advanced availability of absentee ballots, certification, and canvassing, which cannot be met in a timely fashion may be modified for the purposes of this special primary only by the Secretary of State, through emergency rules adopted pursuant to RCW 29.04.080. No candidates' pamphlet authorized by chapter 29.80 RCW shall be published for the November 8, 1983, general election. Nothing under section 1 of this act shall be construed to be inconsistent with the writ of election executed by the Governor on September 8, 1983, except the shortening of time permitted for the filing by minor party candidates, and withdrawals of candidacy.

**NEW SECTION.** Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

**NEW SECTION**

**WAC 296-400-045 PLUMBER EXAMINATION, CERTIFICATION, REINSTATEMENT, AND TEMPORARY PERMIT FEES.**

Examination fee:	\$30.00
Temporary permit fee:	\$10.00
Issuance or renewal of journeyman or specialty certificate fee (2 year):	\$48.00
Issuance of certificate for less than two years:	\$ 2.00 for each month of certificate period with a minimum fee of \$10.00
Reinstatement of journeyman or specialty certificate:	\$48.00

Each person who has passed the examination for the plumbers certificate of competency and has paid the certificate fee shall be issued a certificate of competency that will expire on his or her birthdate. If the person was born in an even-numbered year, the certificate shall expire on the person's birthdate in the next even-numbered year. If the person was born in an odd-numbered year, the certificate shall expire on the person's birthdate in the next odd-numbered year.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 296-400-010 EXAMINATION FEE AND NOTIFICATION.

WSR 83-19-045

PROCLAMATION

OFFICE OF THE GOVERNOR

It is desirable that the attached law be enacted providing for a special primary election for nominating candidates to be elected in the November, 1983, general election to fill the vacancy in the representation of this state in the Senate of the United States.

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, by virtue of the authority vested in me by Article II, Section 12 (Amendment 68) and Article III, Section 7 of the State Constitution, do hereby convene the Washington State Legislature in extraordinary (special) session in the Capitol at Olympia

**WSR 83-19-046**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2024—Filed September 16, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

I, David A. Hogan, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is these rules are necessary to implement chapter 67, Laws of 1983 1st ex. sess.

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

This rule is promulgated pursuant to RCW 74.09.120 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 14, 1983.

By David A. Hogan, Director  
 Division of Administration and Personnel

**Reviser's note:** The material contained in this filing will appear in the 83-20 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

**WSR 83-19-047**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2025—Filed September 16, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

This action is taken pursuant to Notice No. WSR 83-14-046 filed with the code reviser on July 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.09.120 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 14, 1983.

By David A. Hogan, Director  
 Division of Administration and Personnel

**Reviser's note:** The material contained in this filing will appear in the 83-20 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

**WSR 83-19-048**  
**NOTICE OF PUBLIC MEETINGS**  
**WHATCOM COMMUNITY COLLEGE**  
 [Memorandum—September 15, 1983]

The September 22, 1983, meeting of the board of trustees of Whatcom Community College, District Number Twenty-One, has been cancelled.

**WSR 83-19-049**  
**ADOPTED RULES**  
**HOSPITAL COMMISSION**

[Order R83-03, Resolution No. R83-03—Filed September 16, 1983]

Be it resolved by the Washington State Hospital Commission, acting at the Airport Hilton, Seattle, Washington, that it does adopt the annexed rules relating to an amendment to the text of the Commission Accounting and Reporting Manual for Hospitals, filed with the code reviser on October 1, 1974, as Order No. 74-07, but not published as part of the Washington Administrative Code. The specific portion of the manual amended by this action is as follows: Revision of Appendix F Occupational Therapy Relative Value Units. This modification was recommended to the Technical Advisory Committee by the Washington Occupational Therapy Association based on their review of the schedule developed by the American Association of Occupational Therapy. The Technical Advisory Committee recommends that the Occupational Therapy Relative Values, on file at the code reviser's office, be adopted for use for hospital fiscal years beginning on or after January 1, 1984.

This action is taken pursuant to Notice No. WSR 83-15-009 filed with the code reviser on July 11, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 70.39 RCW and is intended to administratively implement that statute.

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

Register Act (chapter 34.08 RCW) in the adoption of these rules.

APPROVED AND ADOPTED August 25, 1983.

By Maurice A. Click  
Executive Director

**Reviser's note:** The text of the amendments to the Commission's *Accounting and Reporting Manual for Hospitals* has been omitted from publication in the Register under the authority of RCW 34.04.050(3) as being unduly cumbersome to publish. Copies of the rules may be obtained from the Washington State Hospital Commission, Maurice A. Click, Acting Executive Director, Mailstop FJ-21, Olympia, WA 98504.

**WSR 83-19-050**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Radiation Control)**

[Order 2026—Filed September 16, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to radiation control, amending Title 402 WAC.

This action is taken pursuant to Notice No. WSR 83-15-061 filed with the code reviser on July 20, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 70.98.080 which directs that the Department of Social and Health Services has authority to implement the provisions of chapter 70.98 RCW.

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

APPROVED AND ADOPTED September 7, 1983.

By David A. Hogan, Director  
Division of Administration and Personnel

**AMENDATORY SECTION** (Amending Order 1683, filed 7/28/81)

WAC 402-12-050 **DEFINITIONS.** As used in these regulations, these terms have the definitions set forth below. Additional definitions used only in a certain part will be found in that part.

(1) "Accelerator produced material" means any material made radioactive by exposing it in a particle accelerator.

(2) "Act" means Nuclear Energy and Radiation Legislation chapter 70.98 RCW.

(3) "Agreement state" means any state with which the United States Nuclear Regulatory Commission has entered into an effective agreement under section 274 b. of the Atomic Energy Act of 1954, as amended (73 Stat. 689).

(4) "Airborne radioactive material" means any radioactive material dispersed in the air in the form of dusts, fumes, mists, vapors, or gases.

(5) "Airborne radioactivity area" means (a) any room, enclosure, or operating area in which airborne radioactive material exists in concentrations in excess of the amounts specified in Appendix A, Table I, Column 1 of chapter 402-24 WAC Part D; or (b) any room, enclosure, or operating area in which airborne radioactive material exists in concentrations which, averaged over the number of hours in any week during which individuals are in the area, exceed 25 percent of the amounts specified in WAC 402-24-220, Appendix A, Table I, Column 1.

(6) "Byproduct material" means: (a) Any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to the radiation incident to the process of producing or utilizing special nuclear material, and (b) the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source material content.

(7) "Calendar quarter" means not less than 12 consecutive weeks nor more than 14 consecutive weeks. The first calendar quarter of each year shall begin in January and subsequent calendar quarters shall be so arranged such that no day is included in more than one calendar quarter and no day in any one year is omitted from inclusion within a calendar quarter. No licensee or registrant shall change the method observed by him of determining calendar quarters for purposes of these regulations except at the beginning of a calendar year.

(8) "CFR" means Code of Federal Regulations.

(9) "Controlled area." See "Restricted area."

(10) "Curie" means a unit of measurement of radioactivity. One curie (Ci) is that quantity of radioactive material which decays at the rate of  $3.7 \times 10^{10}$  transformations per second (tps). Commonly used submultiples of the curie are the millicurie and the microcurie. One millicurie (mCi) = 0.001 curie =  $3.7 \times 10^7$  tps. (Formerly referred to as disintegrations per seconds or dps). One microcurie (uCi) = 0.000001 curie =  $3.7 \times 10^4$  tps. One picocurie (pCi) =  $10^{-12}$  Ci. One nanocurie (nCi) =  $10^{-9}$  Ci. One tps = 60 dpm.

(11) "Department" means the department of social and health services which has been designated as the state radiation control agency.

(12) "Depleted uranium" means the source material uranium in which the isotope uranium-235 is less than 0.711 weight percent of the total uranium present. Depleted uranium does not include special nuclear material.

(13) "Dpm" means disintegrations per minute. See also "curie".

(14) "Dose" as used in these regulations shall mean absorbed dose or dose equivalent as appropriate.

(a) "Absorbed dose" is the energy imparted to matter by ionizing radiation per unit mass of irradiated material at the place of interest. The special unit of absorbed dose is the rad. (See rad.)

(b) "Dose equivalent" is a quantity that expresses on a common scale for all radiation a measure of the postulated effect on a given organ. It is defined as the absorbed dose in rads times certain modifying factors. The unit of dose equivalent is the rem. (See rem.)

~~((14))~~ (15) "Dose commitment" means the total radiation dose to a part of the body that will result from retention in the body of radioactive material. For purposes of estimating the dose commitment, it is assumed that from the time of intake the period of exposure to retained material will not exceed fifty years.

~~((15))~~ (16) "Exposure" means the quotient of  $dQ$  by  $dm$  where " $dQ$ " is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having " $dm$ " are completely stopped in air. (The special unit of exposure is the roentgen (R).)\*

## NOTE:

\*When not underlined as above the term 'exposure' has a more general meaning in these regulations.

~~((16))~~ (17) "Exposure rate" means the exposure per unit of time, such as R/min., mR/h, etc.

~~((17))~~ (18) "Former United States Atomic Energy Commission (AEC) or United States Nuclear Regulatory Commission (NRC) licensed facilities" means nuclear reactors, nuclear fuel reprocessing plants, uranium enrichment plants, or critical mass experimental facilities where AEC or NRC licenses have been terminated.

~~((18))~~ (19) "Healing arts" means the disciplines of medicine, dentistry, osteopathy, chiropractic, podiatry, and veterinary medicine.

~~((19))~~ (20) "High radiation area" means any area, accessible to individuals, in which there exists radiation at such levels that a major portion of the body could receive in any one hour a dose in excess of 100 millirems.

~~((20))~~ (21) "Human use" means the intentional, internal or external administration of radiation or radioactive material to human beings.

~~((21))~~ (22) "IND" means investigatory new drug for which an exemption has been claimed under the United States Food, Drug and Cosmetic Act.

~~((22))~~ (23) "Individual" means any human being.

~~((23))~~ (24) "Inspection" means an official examination or observation by the department including but not limited to, tests, surveys, and monitoring to determine compliance with rules, regulations, orders, requirements and conditions of the department.

~~((24))~~ (25) "Irretrievable source" means any sealed source containing licensed material which is pulled off or not connected to the wireline downhole and for which all reasonable effort at recovery, as determined by the department, has been expended.

~~((25))~~ (26) "License" means a license issued by the department in accordance with the regulations adopted by the department.

~~((26))~~ (27) "Licensee" means any person who is licensed by the department in accordance with these regulations and the act.

~~((27))~~ (28) "Licensing state" means any state with regulations equivalent to the suggested state regulations for control of radiation relating to, and an effective program for, the regulatory control of NARM.

~~((28))~~ (29) "NARM" means any naturally occurring or accelerator-produced radioactive material except source material.

~~((29))~~ (30) "Natural radioactivity" means radioactivity of naturally occurring nuclides.

~~((30))~~ (31) "NDA" means a new drug application which has been submitted to the United States Food and Drug Administration.

~~((31))~~ (32) "Nuclear waste" as used in WAC 402-19-500(5) means any large quantity (as defined in 10 CFR 71.4(f)) of source or byproduct material, (not including radiography sources being returned to the manufacturer) required to be in Type B packaging while transported to, through, or across state boundaries to a disposal site, or to a collection point for transport to a disposal site. Nuclear waste, as used in these regulations, is a special classification of radioactive waste.

(33) "Occupational dose" means exposure of an individual to radiation in a restricted area; or in the course of employment in which the individual's duties involve exposure to radiation; provided, that occupational dose shall not be deemed to include any exposure of an individual to radiation for the purpose of diagnosis or therapy of such individual.

~~((32))~~ (34) "Ore refineries" mean all processors of a radioactive material ore.

~~((33))~~ (35) "Particle accelerator" means any machine capable of accelerating electrons, protons, deuterons, or other charged particles in a vacuum and of discharging the resultant particulate or other radiation into a medium at energies usually in excess of 1 MeV.

~~((34))~~ (36) "Person" means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this state, any other state or political subdivision or agency thereof, and any legal successor, representative, agent or agency of the foregoing.

~~((35))~~ (37) "Personal supervision" means supervision such that the supervisor is physically present at the facility and in such proximity that contact can be maintained and immediate assistance given as required.

~~((36))~~ (38) "Personnel monitoring equipment" means devices (e.g., film badges, pocket dosimeters, and thermoluminescent dosimeters) designed to be worn or carried by an individual for the purpose of estimating the dose received by the individual.

~~((37))~~ (39) "Pharmacist" means an individual licensed by this state to compound and dispense drugs, and poisons.

~~((38))~~ (40) "Physician" means an individual licensed by this state to dispense drugs in the practice of medicine.

~~((39))~~ (41) "Practitioner" means an individual licensed by the state in the practice of a healing art (i.e., physician, dentist, podiatrist, chiropractor, etc.).

(42) "Qualified expert" means an individual who has demonstrated to the satisfaction of the department possession of knowledge and training to measure ionizing radiation, to evaluate safety techniques, and to advise regarding radiation protection needs. The department reserves the right to recognize the qualifications of an individual in specific areas of radiation protection.

~~((40))~~ (43) "Rad" means the special unit of absorbed dose. One rad equals one hundredth of a joule per kilogram of material; for example, if tissue is the

material of interest, then 1 rad equals 100 ergs per gram of tissue.

((41)) (44) "Radiation" means ionizing radiation, i.e., gamma rays and x-rays, alpha and beta particles, high speed electrons, and other nuclear particles.

((42)) (45) "Radiation area" means any area, accessible to individuals, in which there exists radiation at such levels that a major portion of the body could receive in any one hour a dose in excess of 5 millirems, or in any 5 consecutive days a dose in excess of 100 millirems.

((43)) (46) "Radiation machine" means any device capable of producing ionizing radiation except those which produce radiation only from radioactive material.

((44)) (47) "Radiation safety officer" means one who has the knowledge and responsibility to apply appropriate radiation protection regulations.

((45)) (48) "Radiation source." See "Source of radiation."

((46)) (49) "Radioactive material" means any material (solid, liquid, or gas) which emits radiation spontaneously.

(50) "Radioactive waste" means any radioactive material which is no longer of use and intended for disposal or treatment for the purposes of disposal.

((47)) (51) "Radioactivity" means the transformation of unstable atomic nuclei by the emission of radiation.

((48)) (52) "Registrable item" means any radiation machine except those exempted by RCW 70.98.180 or exempted by the department pursuant to the authority of RCW 70.98.080.

((49)) (53) "Registrant" means any person who owns or possesses and administratively controls an x-ray system and is required by the provisions in chapters 402-12 and 402-16 WAC to register with this department.

((50)) (54) "Registration" means registration with the department in accordance with the regulations adopted by the department.

((51)) (55) "Regulations of the ((U.S.)) United States Department of Transportation" means the regulations in 49 CFR Parts 170-189, 14 CFR Part 103, and 46 CFR Part 146.

((52)) (56) "Rem" means a measure of the dose of any radiation to body tissue in terms of its estimated biological effect relative to a dose received from an exposure to one roentgen (R) of x-rays. (One millirem (mrem) = 0.001 rem.) For the purpose of these regulations, any of the following is considered to be equivalent to a dose of one rem:

- (a) An exposure of 1 R of x, or gamma radiation;
- (b) A dose of 1 rad due to x, gamma, or beta radiation;
- (c) A dose of 0.05 rad due to particles heavier than protons and with sufficient energy to reach the lens of the eye;
- (d) A dose of 0.1 rad due to neutrons or high energy protons.\*

NOTE:

\*If it is more convenient to measure the neutron flux, or equivalent, than to determine the neutron absorbed dose in rads, one rem of neutron radiation may, for purposes of these regulations, be assumed to be equivalent to 14 million neutrons per square centimeter incident upon the body; or, if there exists sufficient information to estimate with reasonable accuracy the approximate distribution in energy of the neutrons, the incident number of neutrons per square centimeter equivalent to one rem may be estimated from the following table:

Neutron Flux Dose Equivalents		
Neutron energy (MeV)	Number of neutrons per square centimeter for a dose equivalent of 1 rem (neutrons/cm <sup>2</sup> )	Average flux density to deliver 100 millirems in 40 hours (neutrons/cm <sup>2</sup> per second)
Thermal	970 x 10 <sup>6</sup>	670
0.0001	720 x 10 <sup>6</sup>	500
0.005	820 x 10 <sup>6</sup>	570
0.02	400 x 10 <sup>6</sup>	280
0.1	120 x 10 <sup>6</sup>	80
0.5	43 x 10 <sup>6</sup>	30
1.0	26 x 10 <sup>6</sup>	18
2.5	29 x 10 <sup>6</sup>	20
5.0	26 x 10 <sup>6</sup>	18
7.5	24 x 10 <sup>6</sup>	17
10.0	24 x 10 <sup>6</sup>	17
10 to 30	14 x 10 <sup>6</sup>	10

((53)) (57) "Research and development" means: (a) Theoretical analysis, exploration, or experimentation; or (b) the extension of investigative findings and theories of a scientific or technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes. Research and development does not include the internal or external administration of radiation or radioactive material to human beings.

((54)) (58) "Restricted area" (controlled area) means any area the access to which is controlled by the licensee or registrant for purposes of protection of individuals from exposure to radiation and radioactive material. "Restricted area" shall not include any areas used for residential quarters, although a separate room or rooms in a residential building may be set apart as a restricted area.

((55)) (59) "Roentgen" (R) means the special unit of exposure. One roentgen equals 2.58 x ((10<sup>4</sup>)) 10<sup>-4</sup> coulombs/kilogram of air (see "Exposure").

((56)) (60) "Sealed source" means radioactive material that is permanently bonded or fixed in a capsule or matrix designed to prevent release and dispersal of the radioactive material under the most severe conditions which are likely to be encountered in normal use and handling.

((57)) (61) "Source material" means: (a) Uranium or thorium, or any combination thereof, in any physical or chemical form, or (b) ores which contain by weight one-twentieth of one percent (0.05 percent) or more of (i) uranium, (ii) thorium, or (iii) any combination thereof. Source material does not include special nuclear material.

~~((58))~~ (62) "Source of radiation" means any radioactive material, or any device or equipment emitting or capable of producing ionizing radiation.

~~((59))~~ (63) "Source container" means a device in which sealed sources are transported or stored.

~~((60))~~ (64) "Source material milling" means any activity that results in the production of byproduct material as defined in WAC 402-12-050(6)(b).

~~((61))~~ "Special form." See WAC 402-12-210.

~~(62))~~ (65) "Special nuclear material in quantities not sufficient to form a critical mass" means uranium enriched in the isotope U-235 in quantities not exceeding 350 grams of contained U-235; uranium-233 in quantities not exceeding 200 grams; or any combination of them in accordance with the following formula: For each kind of special nuclear material, determine the ratio between the quantity of that special nuclear material and the quantity specified above for the same kind of special nuclear material. The sum of such ratios for all of the kinds of special nuclear material in combination shall not exceed "1" (i.e., unity). For example, the following quantities in combination would not exceed the limitation and are within the formula:

$$\begin{array}{r}
 175(\text{grams contained U-235}) \\
 \hline
 350 \\
 50(\text{grams U-233}) \\
 \hline
 200 \\
 50(\text{grams Pu}) \\
 \hline
 200
 \end{array}
 \begin{array}{l}
 + \\
 \\
 + \\
 < 1
 \end{array}$$

(66) "State" as used in WAC 402-19-500(5) means the several states of the Union, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

~~((63))~~ (67) "Survey" means an evaluation of the production, use, release, disposal, and/or presence of sources of radiation under a specific set of conditions to determine actual or potential radiation hazards. When appropriate, such evaluation includes, but is not limited to, tests, physical examinations and measurements of levels of radiation or concentration of radioactive material present.

~~((64))~~ (68) "Test" means a method for determining the characteristics or condition of sources of radiation or components thereof.

~~((65))~~ (69) "These regulations" mean all parts of "rules and regulations for radiation protection" of the state of Washington.

~~((66))~~ "Transport group." See WAC 402-12-200(2).

~~(67))~~ (70) "Type A quantity." See WAC 402-24-125.

~~((68))~~ (71) "Type B quantity" means a quantity the aggregate radioactivity of which does not exceed as follows:

Transport Group	Quantity in Curies
I	20
II	20
III	200
IV	200
V	5,000
VI and VII	50,000
Special Form	5,000

~~((69))~~ (72) "Uncontrolled area." See "unrestricted area."

~~((70))~~ (73) "United States Department of Energy" means the Department of Energy established by Public Law 95-91, August 4, 1977, 91 Stat. 565, 42 U.S.C. 7101 et seq., to the extent that the department exercises functions formerly vested in the United States Atomic Energy Commission, its chairman, members, officers and components and transferred to the United States Energy Research and Development Administration and to the administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy Reorganization Act of 1974 (Public Law 93-438, October 11, 1974, 88 Stat. 1233 at 1237, effective January 19, 1975) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Public Law 95-91, August 4, 1977, 91 Stat. 565 at 577-578, 42 U.S.C. 7151, effective October 1, 1977.)

~~((71))~~ (74) "Unrefined and unprocessed ore" means ore in its natural form prior to any processing, such as grinding, roasting, beneficiating, or refining.

~~((72))~~ (75) "Unrestricted area" (uncontrolled area) means any area access to which is not controlled by the licensee or registrant for purposes of protection of individuals from exposure to radiation and radioactive material, and any area used for residential quarters.

~~((73))~~ (76) "Waste handling licensees" mean persons licensed to receive and store radioactive wastes prior to disposal and/or persons licensed to dispose of radioactive waste.

~~((74))~~ (77) "Worker" means an individual engaged in work under a license or registration issued by the department and controlled by a licensee or registrant, but does not include the licensee or registrant. If students of age 18 years or older are subjected routinely to work involving radiation, then the students are considered to be occupational workers. Individuals of less than 18 years of age shall meet the requirements of WAC 402-24-035.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-12-090 INSPECTIONS. (1) Each licensee and/or registrant shall afford the department at all reasonable times opportunity to inspect sources of radiation and the premises and facilities wherein such sources of radiation are used or stored.

(2) Each licensee and/or registrant shall make available to the department for inspection, upon reasonable notice, records maintained pursuant to these regulations.

(3) In accordance with the Public Disclosure Act, the department shall make available to each licensee and/or

registrant a copy of every inspection report written which covers any inspection of the licensee's and/or registrant's source of radiation, records, premises, or facilities. Copies of these inspection records shall be submitted to the licensee or registrant by the department upon the receipt of the written request of the licensee and/or registrant.

(4) Any person who resists, impedes, or in any manner interferes with, any individual who performs inspections which are related to any activity or facility registration/license issued by the department is subject to immediate license and/or registration certificate revocation as well as applicable civil and criminal penalties.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-12-160 COMMUNICATIONS. All communications and reports concerning these regulations, and applications filed thereunder, should be addressed to the Department of Social and Health Services, Radiation Control Section, Mail Stop ~~(LD-11)~~ LF-13, Olympia, Washington 98504. The emergency telephone number in Seattle, is 206-682-5327 or 206 (NUCLEAR).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-230 APPLICATION FOR REGISTRATION OF RADIATION MACHINE FACILITIES. Each person having a radiation machine facility shall apply for registration of such facility with the department within ~~((thirty days following the effective date of these regulations or thereafter thirty))~~ fifteen calendar days after the initial operations of a radiation machine facility. Application for registration shall be completed on forms furnished by the department or on similar forms and containing all the information required by the department form and accompanying instructions.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-232 ISSUANCE OF ~~((NOTICE))~~ CERTIFICATE OF REGISTRATION. Upon a determination that an application meets WAC 402-16-230 of the registration regulations, and requirements of WAC 440-44-050, "Radiation Machine Facility Registration Fees," the department shall issue a notice of registration.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-234 EXPIRATION OF ~~((NOTICE))~~ CERTIFICATE OF REGISTRATION. Except as provided by WAC 402-16-238(2) each ~~((notice))~~ certificate of registration shall expire at the end of the day on the date stated therein.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-238 RENEWAL OF ~~((NOTICE))~~ CERTIFICATE OF REGISTRATION. (1) Application for renewal of registration shall be filed in accordance with WAC 402-16-230 at least thirty days prior to the expiration date.

(2) In any case in which a registrant not less than thirty days prior to the expiration of his existing ~~((notice))~~ certificate of registration has filed an application in proper form for renewal, such existing ~~((notice))~~ certificate of registration shall not expire until the application status has been determined by the department.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-240 SEPARATE LOCATIONS. A single registration form may be used to include several facilities provided such facilities are under the ownership or administrative control of the registrant and are within one ~~((small geographic))~~ single complex. Where, as a routine part of the normal conduct of business, registrable items are moved between or among such locations, the registrant will so indicate at the time of registration. Each registrant shall name one or more designated persons, preferably one for each location where the registrant is not normally present, who may be contacted by the department with respect to the requirements for registration.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-250 REPORT OF CHANGES. The registrant shall notify the department in writing ~~((before))~~ when making any change which would render the information contained in the Application for Registration and/or ~~((Notice))~~ Certificate of Registration no longer accurate. Notifications shall be sent to Radiation Control Section, ~~((Mail Stop LD-11, Olympia, WA 98504))~~ MS B 17-9, 1409 Smith Tower, Seattle, WA 98104.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-16-270 ~~((TRANSFEROR))~~ REPAIR PERSON, ASSEMBLER, OR INSTALLER OBLIGATION. (1) Any person who sells, leases, transfers, lends, disposes, assembles, or installs radiation machines in this state shall notify the department within ~~((thirty))~~ fifteen calendar days of:

(a) The name and address of persons who have received these machines;

(b) The manufacturer, model, and serial number of the master control of each radiation machine transferred; and

(c) The date of transfer of each radiation machine.

(2) No person shall make ~~((sell, lease, transfer, lend or install radiation machines or the accessories used in connection with such machines unless such accessories and equipment, when properly placed in operation and~~

properly used, will meet the requirements of these regulations)) or install radiation machines, accessories used in connection with such machines or any components of such machines unless:

(a) Such machines, accessories, or components meet the requirements of these regulations.

(b) The registrant or transferee using such machines, accessories, or components has met the requirements of WAC 402-28-032, when applicable, prior to the date of transfer.

(c) Shielding and/or construction requirements, as determined pursuant to WAC 402-28-032 when applicable, have been completed prior to the date of transfer of such machines, accessories, or components.

(3) When requested by the registrant to make repair on an x-ray system that has malfunctioned in such a manner to have caused, or possibly caused an unintentional radiation exposure to patients, operator or member of the public, the assembler, transferor or installer, is required to notify the department of such work within twenty-four hours, or before repair is effected, whichever comes first. See WAC 402-28-020 for definition of accidental radiation exposure and electronic product defect.

(4) Certified x-ray systems (21 CFR 1000) shall be assembled in such a manner that manufacturer's specifications and intended performance designs are met.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-010 PURPOSE AND SCOPE. (1) This chapter prescribes rules governing licensing of radioactive material. No person shall receive, possess, use, transfer, own or acquire radioactive material except as authorized in a specific or general license issued pursuant to chapters 402-21 or 402-22 WAC or as otherwise provided in this chapter.

(2) In addition to the requirements of this chapter, or chapters 402-21 or 402-22 WAC, all licensees are subject to the requirements of chapters 402-10, 402-12, 402-24, and 402-48 WAC. Licensees engaged in the practice of nuclear medicine are subject to the requirements of chapter 402-34 WAC, licensees engaged in industrial radiographic operations are subject to the requirements of chapter 402-36 WAC, licensees using sealed sources in the healing arts are subject to the requirements of chapter 402-32 WAC, and licensees owning or operating uranium or thorium mills and associated mill tailings are subject to the requirements of chapters 402-52 and 402-70 WAC.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-19-190 EXEMPTIONS. (1) Source material.

(a) Any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses, owns, or transfers source material in any chemical mixture, compound, solution or alloy in which the source material is by weight less than

1/20 of one percent (0.05 percent) of the mixture, compound, solution, or alloy.

(b) Any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses or transfers unrefined and unprocessed ore containing source material: PROVIDED, That, except as authorized in a specific license, such person shall not refine or process such ore.

(c) Any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses or transfers:

(i) Any quantities of thorium contained in:

- (A) Incandescent gas mantles;
- (B) Vacuum tubes;
- (C) Welding rods;
- (D) Electric lamps for illuminating purposes provided that each lamp does not contain more than fifty milligrams of thorium;
- (E) Germicidal lamps, sunlamps and lamps for outdoor or industrial lighting provided that each lamp does not contain more than two grams of thorium;
- (F) Rare earth metals and compounds, mixtures, and products containing not more than 0.25 percent by weight thorium, uranium, or any combination of these; or
- (G) Personnel neutron dosimeters, provided each dosimeter does not contain more than 50 milligrams of thorium;

(ii) Source material contained in the following products:

- (A) Glazed ceramic tableware: PROVIDED, That the glaze contains not more than twenty percent by weight source material (NOTE—The exemption in WAC 402-19-190(1)(c)(ii)(A) pertaining to glass enamel frit is suspended on October 31, 1983, until the United States Nuclear Regulatory Commission finally determines whether the exemption should continue on June 30, 1985, whichever comes first);
- (B) Glassware, glass enamel and glass enamel frit containing not more than ten percent by weight source material, but not including commercially manufactured glass brick, pane glass, ceramic tile or other glass, glass enamel or ceramic used in construction; or
- (C) Piezoelectric ceramic containing not more than two percent by weight source material;

(iii) Photographic film, negatives and prints containing uranium or thorium;

(iv) Any finished product or part fabricated of, or containing, tungsten-thorium or magnesium-thorium alloys: PROVIDED, That the thorium content of the alloy does not exceed four percent by weight and that the exemption contained in this subparagraph shall not be deemed to authorize the chemical, physical or metallurgical treatment or processing of any such product or part;

(v) Depleted uranium contained in counterweights installed in aircraft, rockets, projectiles and missiles, or



stored or handled in connection with installation or removal of such counterweights, provided that:

- (A) The counterweights are manufactured in accordance with a specific license issued by the United States Nuclear Regulatory Commission authorizing distribution by the licensee pursuant to 10 CFR Part 40;
- (B) Each counterweight has been impressed with the following legend clearly legible through any plating or other covering: "DEPLETED URANIUM"\*;
- (C) Each counterweight is durably and legibly labeled or marked with the identification of the manufacturer and the statement: "UNAUTHORIZED ALTERATIONS PROHIBITED"\*; and
- (D) The exemption contained in this subparagraph shall not be deemed to authorize the chemical, physical or metallurgical treatment or processing of any such counterweight other than repair or restoration of any plating or other covering;

\*NOTE: The requirements specified in WAC 402-19-190(1)(c)(v)(B) and (C) need not be met by counterweights manufactured prior to December 31, 1969: PROVIDED, That such counterweights are impressed with the legend, "CAUTION - RADIOACTIVE MATERIAL - URANIUM", as previously required by the regulations.

(vi) Depleted uranium used as shielding constituting part of any shipping container which is conspicuously and legibly impressed with the legend "CAUTION - RADIOACTIVE SHIELDING - URANIUM" and ~~((which meets the specification for containers for radioactive material prescribed in Section 173.394 or 173.395 of 49 CFR Part 173, of the regulations published by the United States Department of Transportation;))~~ the uranium metal is encased in mild steel or in an equally fire resistant metal of a minimum wall thickness of 3.2 millimeters.

(vii) Thorium contained in finished optical lenses: PROVIDED, That each lens does not contain more than thirty percent by weight of thorium, and that the exemption contained in this subparagraph shall not be deemed to authorize either:

- (A) The shaping, grinding or polishing of such lens or manufacturing processes other than the assembly of such lens into optical systems and devices without alteration of the lens; or
- (B) The receipt, possession, use or transfer of thorium contained in contact lenses, or in spectacles, or in eyepieces in binoculars or other optical instruments;

(viii) Uranium contained in detector heads for use in fire detection units: PROVIDED, That each detector head contains not more than 0.005 microcuries of uranium; or

(ix) Thorium contained in any finished aircraft engine part containing nickel-thoria alloy, provided that:

- (A) The thorium is dispersed in the nickel-thoria alloy in the form of finely divided thoria (thorium dioxide); and
- (B) The thorium content in the nickel-thoria alloy does not exceed four percent by weight.

(d) The exemptions in WAC 402-19-190(1)(c) do not authorize the manufacture of any of the products described.

- (2) Radioactive material other than source material.
  - (a) Exempt concentrations.

(i) Except as provided in WAC 402-19-190(2)(a)(ii) any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses, transfers, owns or acquires products or materials containing radioactive material in concentrations not in excess of those listed in WAC 402-19-580, Schedule C.

(ii) No person may introduce radioactive material into a product or material, knowing or having reason to believe, that it will be transferred to persons exempt under WAC 402-19-190(2)(a)(i) or equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State, except in accordance with a specific license issued pursuant to WAC 402-22-110(1) or the general license provided in WAC 402-19-250.

- (b) Exempt quantities.

(i) Except as provided in WAC 402-19-190(2)(b)(ii) and (iii) any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires radioactive material in individual quantities each of which does not exceed the applicable quantity set forth in WAC 402-19-550, Schedule B.

(ii) This paragraph, WAC 402-19-190(2)(b), does not authorize the production, packaging or repackaging of radioactive material for purposes of commercial distribution, or the incorporation of radioactive material into products intended for commercial distribution.

(iii) No person may, for purposes of commercial distribution, transfer radioactive material in the individual quantities set forth in WAC 402-19-550, Schedule B, knowing or having reason to believe that such quantities of radioactive material will be transferred to persons exempt under WAC 402-19-190(2)(b) or equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State, except in accordance with a specific license issued by the United States Nuclear Regulatory Commission, pursuant to Section 32.18 of 10 CFR Part 32 or by the department pursuant to WAC 402-22-110(2) which license states that the radioactive material may be transferred by the licensee to persons exempt under WAC 402-19-190(2)(b) or the equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State.

- (c) Exempt items.

(i) Certain items containing radioactive material. Except for persons who apply radioactive material to, or persons who incorporate radioactive material into the following products, any person is exempt from these regulations to the extent that person receives, possesses, uses, transfers, owns or acquires the following products:\*

\*NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source material or by-product material whose subsequent possession, use, transfer and disposal by all other persons who are exempted from regulatory requirements may be obtained only from the United States Nuclear Regulatory Commission, Washington, D.C. 20555.

- (A) Timepieces or hands or dials containing not more than the following specified quantities of radioactive material and not exceeding the following specified levels of radiation: 25 millicuries of tritium per timepiece; 5 millicuries of tritium per hand; 15 millicuries of tritium per dial (bezels when used shall be considered as part of the dial); 100 microcuries of promethium - 147 per watch or 200 microcuries of promethium - 147 per any other timepiece; 20 microcuries of promethium - 147 per watch hand or 40 microcuries of promethium - 147 per other timepiece hand; 60 microcuries of promethium - 147 per watch dial or 120 microcuries of promethium - 147 per other timepiece dial (bezels when used shall be considered as part of the dial); The levels of radiation from hands and dials containing promethium - 147 will not exceed, when measured through 50 milligrams per square centimeter of absorber: For wrist watches, 0.1 millirad per hour at 1 centimeter from any surface; For pocket watches, 0.1 millirad per hour at 1 centimeter from any surface; For any other timepiece, 0.2 millirad per hour at 10 centimeters from any surface. One microcurie of radium-226 per timepiece in timepieces manufactured prior to the effective date of these regulations.
- (B) Lock illuminators containing not more than 15 millicuries of tritium or not more than 2 millicuries of promethium - 147 installed in automobile locks. The levels of radiation from each lock illuminator containing promethium - 147 will not exceed 1 millirad per hour at 1 centimeter from any surface when measured through 50 milligrams per square centimeter of absorber.
- (C) Precision balances containing not more than 1 millicurie of tritium per balance or not more than 0.5 millicurie of tritium per balance part.
- (D) Automobile shift quadrants containing not more than 25 millicuries of tritium.

- (E) Marine compasses containing not more than 750 millicuries of tritium gas and other marine navigational instruments containing not more than 250 millicuries of tritium gas.
- (F) Thermostat dials and pointers containing not more than 25 millicuries of tritium per thermostat.
- (G) Electron tubes: PROVIDED, That each tube does not contain more than one of the following specified quantities of radioactive material:
- (aa) 150 millicuries of tritium per microwave receiver protector tube or 10 millicuries of tritium per any other electron tube;
- (bb) 1 microcurie of cobalt-60;
- (cc) 5 microcuries of nickel-63;
- (dd) 30 microcuries of krypton-85;
- (ee) 5 microcuries of cesium-137;
- (ff) 30 microcuries of promethium-147;
- (gg) 1 microcurie of radium-226;

AND PROVIDED FURTHER, That the levels of radiation from each electron tube containing radioactive material does not exceed 1 millirad per hour at 1 centimeter from any surface when measured through 7 milligrams per square centimeter of absorber.\*

\*NOTE: For purposes of this subdivision, "electron tubes" include spark gap tubes, power tubes, gas tubes including glow lamps, receiving tubes, microwave tubes, indicator tubes, pick-up tubes, radiation detection tubes, and any other completely sealed tube that is designed to conduct or control electrical currents.

- (H) Ionizing radiation measuring instruments containing, for purposes of internal calibration or standardization, a source of radioactive material not exceeding 0.05 microcuries of americium-241 or the applicable quantity set forth in WAC 402-19-550, Schedule B.
- (I) Spark gap irradiators containing not more than 1 microcurie of cobalt-60 per spark gap irradiator for use in electrically ignited fuel oil burners having a firing rate of at least three gallons (11.4 liters) per hour.
- (ii) Self-luminous products containing radioactive material(s).
- (A) Tritium, krypton-85 or promethium-147. Except for persons who manufacture, process or produce self-luminous products containing tritium, krypton-85 or promethium-147, any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires tritium, krypton-85 or promethium-147 in self-luminous products manufactured, processed, produced, imported or transferred in accordance with a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section

32.22 of 10 CFR Part 32, which license authorizes the transfer of the product to persons who are exempt from regulatory requirements. The exemption in WAC 402-19-190(2)(c)(ii) does not apply to tritium, krypton-85 or promethium-147 used in products for frivolous purposes or in toys or adornments.

- (B) Radium-226. Any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers or owns articles containing less than 0.1 microcurie of radium-226 which were manufactured prior to the effective date of these regulations.

(iii) Gas and aerosol detectors containing radioactive material.

- (A) Except for persons who manufacture, process or produce gas and aerosol detectors containing radioactive material, any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires radioactive material in gas and aerosol detectors designed to protect life or property from fires and airborne hazards: PROVIDED, That detectors containing radioactive material shall have been manufactured, imported, or transferred in accordance with a specific license issued by the United States Nuclear Regulatory Commission\* or an Agreement State, pursuant to Section 32.26 of 10 CFR Part 32, or licensing state pursuant to WAC 402-22-110(3), which authorizes the transfer of the detectors to persons who are exempt from regulatory requirements.

\*NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source material or by-product material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the United States Nuclear Regulatory Commission, Washington, D.C. 20555.

- (B) Gas and aerosol detectors previously manufactured and distributed to general licensees in accordance with a specific license issued by an Agreement State shall be considered exempt under WAC 402-19-190(2)(c)(iii)(A): PROVIDED, That the device is labeled in accordance with the specific license authorizing distribution of the general licensed device: AND PROVIDED FURTHER, That they meet the requirements of WAC 402-22-110(3).
- (C) Gas and aerosol detectors containing naturally occurring and accelerator-produced radioactive material (NARM) previously manufactured and distributed in accordance

with a specific license issued by a Licensing State shall be considered exempt under WAC 402-19-190(2)(c)(iii)(A): PROVIDED, That the device is labeled in accordance with the specific license authorizing distribution of the generally licensed device, and provided further that they meet the requirements of WAC 402-22-110(3).

(iv) Resins containing scandium-46 and designed for sand consolidation in oil wells. Any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires synthetic plastic resins containing scandium-46 which are designed for sand consolidation in oil wells. Such resins shall have been manufactured or imported in accordance with a specific license issued by the United States Nuclear Regulatory Commission or shall have been manufactured in accordance with the specifications contained in a specific license issued by the department or any Agreement State to the manufacturer of such resins pursuant to licensing requirements equivalent to those in Sections 32.16 and 32.17 of 10 CFR Part 32 of the regulations of the United States Nuclear Regulatory Commission. This exemption does not authorize the manufacture of any resins containing scandium-46.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-19-250 RECIPROCAL RECOGNITION OF LICENSES. (1) Subject to these regulations, any person who holds a specific license from the United States Nuclear Regulatory Commission or any Agreement State, and issued by the agency having jurisdiction where the licensee maintains an office for directing the licensed activity and at which radiation safety records are normally maintained, is hereby granted a general license to conduct the activities authorized in such licensing document within this state for a period not in excess of one hundred eighty days in any calendar year provided that:

(a) The licensing document does not limit the activity authorized by such document to specified installations or locations;

(b) The out-of-state licensee notifies the department in writing and pays the appropriate fee (refer to WAC 440-44-057(3)), at least three days prior to engaging in such activity. This notification and fee should be sent to Washington State Department of Social and Health Services; Division of Health; Administrative Support Section; Mailstop ET-22; Olympia, Washington 98504. Such notification shall indicate the location, period, and type of proposed possession and use within the state, and shall be accompanied by a copy of the pertinent licensing document. If, for a specific case, the three-day period would impose an undue hardship on the out-of-state licensee, the licensee may, upon application to the department, obtain permission to proceed sooner. The department may waive the requirement for filing additional written notifications during the remainder of the calendar year following the receipt of the initial notification from a person engaging in activities under the general license provided in this subsection;

(c) The out-of-state licensee complies with all applicable regulations of the department and with all the terms and conditions of the licensing document, except any such terms and conditions which may be inconsistent with applicable regulations of the department;

(d) The out-of-state licensee supplies such other information as the department may request; and

(e) The out-of-state licensee shall not transfer or dispose of radioactive material possessed or used under the general license provided in this subsection except by transfer to a person:

(i) Specifically licensed by the department or by the United States Nuclear Regulatory Commission or an Agreement State to receive such material; or

(ii) Exempt from the requirements for a license for such material under WAC 402-19-190(2)(a).

(2) Notwithstanding the provisions of subsection (1) of this section, any person who holds a specific license issued by the United States Nuclear Regulatory Commission or an Agreement State authorizing the holder to manufacture, transfer, install, or service a device described in WAC 402-21-050(4) within the areas subject to the jurisdiction of the licensing body is hereby granted a general license to install, transfer, demonstrate or service a device in this state provided that:

(a) Such person shall file a report with the department within thirty days after the end of each calendar quarter in which any device is transferred to or installed in this state. Each such report shall identify each general licensee to whom such device is transferred by name and address, the type of device transferred, and the quantity and type of radioactive material contained in the device;

(b) The device has been manufactured, labeled, installed, and serviced in accordance with applicable provisions of the specific license issued to such person by the United States Nuclear Regulatory Commission or an Agreement State;

(c) Such person shall assure that any labels required to be affixed to the device under regulations of the authority which licensed manufacture of the device bear a statement that "Removal of this label is prohibited"; and

(d) The holder of the specific license shall furnish to each general licensee to whom such device is transferred or on whose premises such device is installed a copy of the general license contained in WAC 402-21-050(4).

(3) The department may withdraw, limit, or qualify its acceptance of any specific license or equivalent licensing document issued by another agency, or any product distributed pursuant to such licensing document, upon determining that such action is necessary in order to prevent undue hazard to public health and safety or property.

#### AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

**WAC 402-19-300 TERMS AND CONDITIONS OF LICENSES.** (1) Each license issued pursuant to this part shall be subject to all the provisions of the act, as now or hereafter in effect, and to all rules, regulations, and orders of the department.

(2) No license issued or granted under chapters 402-21 and 402-22 WAC and no right to possess or utilize

radioactive material granted by any license issued pursuant to chapters 402-21 and 402-22 WAC shall be transferred, assigned, or in any manner disposed (~~of~~), either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person unless the department shall, after securing full information find that the transfer is in accordance with the provisions of the act, and shall give its consent in writing.

(3) Each person licensed by the department pursuant to chapters 402-21 and 402-22 WAC shall confine his use and possession of the material licensed to the locations and purposes authorized in the license.

(4) (~~Each licensee shall notify the department in writing when the licensee decides to permanently discontinue all activities involving materials authorized under the license. This notification requirement applies only to all specific licenses issued under chapter 402-22 WAC.~~) Approval of licensee's procedures by the department does not release the licensee from responsibility if adherence to these procedures results in undue exposure to individuals or loss of control of radioactive material.

#### NEW SECTION

**WAC 402-19-330 TERMINATION OF LICENSES.** (1) Each specific licensee shall immediately notify the department in writing when the licensee decides to permanently discontinue all activities involving materials authorized under the license and request termination of the license. This notification and request for termination of the license must include the reports and information specified in subsection (3) (c) and (d) of this section. The licensee is subject to the provisions of subsections (3) and (4) of this section, as applicable.

(2) No less than thirty days before the expiration date specified in a specific license, the licensee shall either:

(a) Submit an application for license renewal under WAC 402-22-055; or

(b) Notify the department in writing if the licensee decides not to renew the license.

(3) If a licensee does not submit an application for license renewal under WAC 402-22-055, the licensee shall on or before the expiration date specified in the license:

(a) Terminate use of byproduct material;

(b) Properly dispose of byproduct material;

(c) Submit a completed departmental form "Certificate of Disposition of Radioactive Material"; and

(d) Submit a radiation survey report to confirm the absence of radioactive materials or establish the levels of radioactive contamination, unless the department determines a radiation survey report is not necessary.

(i) If no radioactive contamination attributable to activities conducted under the license is detected, the licensee shall submit a certification that no detectable radioactive contamination was found. If the information submitted under this paragraph and subsection (3) (c) and (d) of this section is adequate, the department will notify the licensee in writing that the license is terminated.

(ii) If detectable levels of radioactive contamination attributable to activities conducted under the license are

found, the license continues in effect beyond the expiration date, if necessary, with respect to possession of residual radioactive material present as contamination until the department notifies the licensee in writing that the license is terminated. During this time, the licensee is subject to the provisions of subsection (4) of this section. In addition to the information submitted under subsection (3) (c) and (d) of this section, the licensee shall submit a plan for decontamination, if necessary.

(4) Each licensee who possesses residual byproduct material under subsection (3)(d)(ii) of this section, following the expiration of the facility and/or equipment date specified in the license, shall:

(a) Be limited to actions, involving radioactive material related to decontamination and preparation for release for unrestricted use; and

(b) Continue to control entry to restricted areas until they are suitable for release for unrestricted use and the department notifies the licensee in writing that the license is terminated. The guidance contained in WAC 402-19-590, Schedule D, shall be used in making this determination.

(5) Each general licensee licensed under the provisions of WAC 402-21-050(8), shall immediately notify the department in writing when the licensee decides to discontinue all activities involving radioactive materials authorized under the general license. Such notification shall include a description of how the generally licensed material was disposed and the results of facility surveys, if applicable, to confirm the absence of radioactive materials.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-350 MODIFICATION(;) AND REVOCATION ((AND TERMINATION)) OF LICENSES. (1) The terms and conditions of all licenses shall be subject to amendment, revision, or modification, or the license may be suspended or revoked by reason of amendments to the act, or by reason of rules, regulations, and orders issued by the department.

(2) Any license may be revoked, suspended, or modified, in whole or in part, for any material false statement in the application or any statement of fact required under provisions of the act, or because of conditions revealed by such application or statement of fact or any report, record, or inspection or other means which would warrant the department to refuse to grant a license on an original application, or for violation of, or failure to observe any of the terms and conditions of the act, or of the license, or of any rule, regulation, or order of the department.

(3) Except in cases of wilfulness or those in which the public health, interest, or safety requires otherwise, no license shall be modified, suspended, or revoked unless, prior to the institution of proceedings therefore, facts or conduct which may warrant such action shall have been called to the attention of the licensee in writing and the licensee shall have been accorded an opportunity to demonstrate or achieve compliance with all lawful requirements.

~~((4) The department may terminate a specific license upon request submitted by the licensee to the department in writing.))~~

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-370 FEES. ~~((No))~~ Fees are required from all applicants, licensees, or registrants ~~((except as provided in)).~~ Chapter 402-70 WAC specifies fees for owners or operators of uranium or thorium mills and their associated mill tailings as authorized pursuant to ~~((section 3, chapter 110, Laws of 1979 ex. sess. [RCW 70.121.030]))~~ RCW 70.121.030. Chapter 440-44 WAC specifies fees for all other applicants pursuant to chapter 43.20A RCW.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-19-500 TRANSPORTATION. (1) Transportation of radioactive material. No person shall deliver radioactive material to a carrier for transport or transport radioactive material except as authorized in a general or specific license issued by the department or as exempted in WAC 402-19-500(2).

(2) Exemptions.

(a) Common and contract carriers, freight forwarders, and warehousemen who are subject to the rules and regulations of the United States Department of Transportation (49 CFR Parts ~~((171 and 173-178))~~ 170 through 189) or the United States Postal Service ~~((39 CFR Parts 14 and 15))~~ Domestic Mail Manual, Section 124.3 incorporated by reference, 39 CFR 111.11 (1974)) are exempt from WAC 402-19-500 to the extent that they transport or store radioactive material in the regular course of their carriage for another or storage incident thereto. Common and contract carriers who are not subject to the rules and regulations of the United States Department of Transportation or United States Postal Service are subject to WAC 402-19-500(1) and other applicable sections of these regulations.

(b) Physicians, as defined in WAC ~~((402-12-051))~~ 402-12-050, are exempt from the requirements of WAC 402-19-500 only to the extent that they transport radioactive material for emergency use in the practice of medicine.

(c) Specific licensees are exempt from WAC 402-19-500 to the extent that they deliver to a carrier for transport packages each of which contains no radioactive material having a specific activity in excess of 0.002 microcurie per gram.

(d) Any licensee who delivers radioactive material to a carrier for transport, where such transport is subject to the regulations of the United States Postal Service, is exempt from the provisions of WAC 402-19-500(1).

(3) ~~((Intrastate transport))~~ General licenses for carriers.

(a) A general license is hereby issued to any common or contract carrier not exempted under WAC 402-19-500(2) to receive, possess, transport and store radioactive material in the regular course of their carriage for

another or storage incident thereto, provided the transportation and storage is in accordance with the applicable requirements of the regulations, appropriate to the mode of transport, of the United States Department of Transportation.

(b) A general license is hereby issued to any private carrier to transport radioactive material, provided the transportation is in accordance with the applicable requirements of the regulations, appropriate to the mode of transport, of the United States Department of Transportation insofar as such regulations relate to the loading and storage of packages, placarding of the transporting vehicle, shipping papers, and incident reporting.<sup>1</sup>

(c) Persons who transport radioactive material pursuant to the general licenses in WAC 402-19-500(3)(a) or (b) are exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations to the extent that they transport radioactive material.

(4) Preparation of radioactive material for transport. A general license is hereby issued to deliver radioactive material to a carrier<sup>2</sup> for transport provided that:

(a) The licensee complies with the applicable requirements of the regulations, appropriate to the mode of transport, of the United States Department of Transportation insofar as such regulations relate to the packaging of radioactive material, to shipping papers, and to the monitoring, marking and labeling of those packages.

(b) The licensee has established procedures for opening and closing packages in which radioactive material is transported to provide safety and to assure that, prior to the delivery to a carrier for transport, each package is properly closed for transport.

(c) Prior to delivery of a package to a carrier for transport, the licensee shall assure that any special instructions needed to safely open the package are sent to or have been made available to the consignee.

(d) In addition to the requirements of the United States Department of Transportation, each package of Type A or Type B quantity radioactive material prepared for shipment must have the innermost container labeled as to the isotope, chemical form, number of curies or subunits thereof, and date of determination of activity and each innermost container shall be tested to assure that the container is properly sealed and that contamination which would cause undue hazard to public health and safety or property is not present prior to transportation. This requirement does not apply to properly packaged shipments of radioactive waste consigned to a commercial low level waste burial facility.

(5) Transport of nuclear waste—Advance notification requirement. Prior to the transport of any nuclear waste outside of the confines of the licensee's plant or other place of use or storage, or prior to the delivery of any nuclear waste to a carrier for transport, each licensee shall comply with the procedures in this subsection for advance notification to the governor of a state or the governor's designee for the transport of nuclear waste to, through, or across the boundary of the state.

(a) Where, when, and how advance notification must be sent. The notification required by WAC 402-19-

500(5) must be made in writing to the office of each appropriate governor or governor's designee and to the director of the appropriate Nuclear Regulatory Commission Regional Office. A notification delivered by mail must be postmarked at least seven days before the beginning of the seven-day period during which departure of the shipment is estimated to occur. A notification delivered by messenger must reach the office of the governor or of the governor's designee at least four days before the beginning of the seven-day period during which departure of the shipment is estimated to occur. A list of the mailing addresses of the governors and governors' designees is available upon request from the Director, Office of State Programs, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. A copy of the notification shall be retained by the licensee as a record for one year.

(b) Information to be furnished in advance notification of shipment. Each advance notification of shipments of nuclear waste must contain the following information:

(i) The name, address, and telephone number of the shipper, carrier, and receiver of the nuclear waste shipment;

(ii) A description of the nuclear waste contained in the shipment as required by the regulations of the U.S. Department of Transportation in 49 CFR §§ 172.202 and 172.203(d);

(iii) The point of origin of the shipment, and the seven-day period during which departure of the shipment is estimated to occur;

(iv) The seven-day period during which arrival of the shipment at state boundaries is estimated to occur;

(v) The destination of the shipment, and the seven-day period during which arrival of the shipment is estimated to occur; and

(vi) A point of contact with a telephone number for current shipment information.

(c) Revision notice. A licensee who finds that schedule information previously furnished to a governor or governor's designee in accordance with (a) and (b) of this subsection will not be met, shall telephone a responsible individual in the office of the governor of the state or of the governor's designee and inform that individual of the extent of the delay relative to the schedule originally reported in writing under the provisions of (a) and (b) of this subsection. The licensee shall maintain a record of the name of the individual contacted for one year.

(d) Cancellation notice. Each licensee who cancels a nuclear waste shipment for which advance notification has been sent as required by this subsection shall send a cancellation notice to the governor of each state or the governor's designee previously notified and to the director of the appropriate Nuclear Regulatory Commission Inspection and Enforcement Regional Office. The notice shall state that it is a cancellation and shall identify the advance notification which is being cancelled. A copy of the notice shall be retained by the licensee as a record for one year.

<sup>1</sup>Any notification of incidents referred to in those requirements shall be filed with, or made to, the department.

<sup>2</sup>For the purpose of this regulation, ((a)) licensees who transport((s-his)) their own licensed material as ((a)) private carriers ((is)) are considered to have delivered such material to a carrier for transport.

**AMENDATORY SECTION** (Amending Order 1570, filed 12/8/80)

WAC 402-19-530 REQUIREMENTS FOR USERS OF THE WASHINGTON COMMERCIAL LOW-LEVEL WASTE DISPOSAL SITE. (1) Purpose and scope. Each generator/shipper and each broker of low-level radioactive waste shall have a site use permit prior to the disposal of such wastes at any commercial low-level radioactive waste burial site located in the state of Washington. The term "broker" as used in these regulations shall mean ((any person who acts as an agent or intermediary for a generator/shipper or another person collecting and/or agreeing to arrange for the transport of radioactive waste generated by others;)) a person who arranges for the transport or disposal of waste generated under a permit other than his own, provided it shall not include a carrier whose sole function is to transport low-level radioactive waste.

(2) Site use permit.

(a) Filing application for site use permit.

(i) Application for a site use permit shall be filed on departmental form RHF-30 or a clear legible record containing all the information required on that form including but not limited to: ((U.S.)) United States Nuclear Regulatory Commission or agreement state license number, name of company, address, 24-hour telephone number, and contact person.

(ii) Each application shall be signed by the applicant or a person duly authorized to act for or on the applicant's behalf.

(b) A site use permit must be obtained before disposal of low-level radioactive waste at any waste burial site is permitted.

(c) Each permit shall be renewed annually.

(d) Revocation of permit.

(i) The failure of one or more packages in a shipment of waste to be in compliance with the requirements of Title 402 WAC, the ((U.S.)) United States Nuclear Regulatory Commission, or the ((U.S.)) United States Department of Transportation, may cause the revocation of this use permit for the responsible waste generator/shipper or broker. Failure to comply with the requirements in the preceding sentence may bar the acceptance of any other or subsequent shipment by the same generator/shipper or broker at the site.

(ii) The site use permit may be revoked for a specific generator/shipper or broker if a refusal to accept one or more of the shipments has been made by any other licensed commercial low-level waste burial site within the United States.

(iii) The site use permit may be reinstated provided the generator/shipper or broker submits documentation approved by the department describing its quality assurance program to achieve compliance for future shipments.

(3) Waste shipment certification. A low-level radioactive waste shipment certification shall be required to

accompany each shipment of radioactive waste to the licensed low-level waste burial site. The certification shall be submitted at the burial site to the department of social and health services or its designee and must be judged to be properly executed prior to acceptance of the waste by the site operator. The certification shall be on departmental form RHF-31 or a clear legible record containing all the information required in that form((, or the certification form provided for in executive order E079-09)). The information shall include but is not limited to name of company, volume of waste in shipment, shipment number, permit number ((when issued)), ((and)) date and whether or not a broker is involved.

**AMENDATORY SECTION** (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-550 SCHEDULE B, EXEMPT QUANTITIES OF RADIOACTIVE MATERIALS. (See also WAC 402-19-190(2)(b).)

Radioactive Material	Microcuries
Antimony-122 (Sb-122)	100
Antimony-124 (Sb-124)	10
Antimony-125 (Sb-125)	10
Arsenic-73 (As-73)	100
Arsenic-74 (As-74)	10
Arsenic-76 (As-76)	10
Arsenic-77 (As-77)	100
Barium-131 (Ba-131)	10
Barium-133 (Ba-133)	10
Barium-140 (Ba-140)	10
Bismuth-210 (Bi-210)	1
Bromine-82 (Br-82)	10
Cadmium-109 (Cd-109)	10
Cadmium-115m (Cd-115m)	10
Cadmium-115 (Cd-115)	100
Calcium-45 (Ca-45)	10
Calcium-47 (Ca-47)	10
Carbon-14 (C-14)	100
Cerium-141 (Ce-141)	100
Cerium-143 (Ce-143)	100
Cerium-144 (Ce-144)	1
Cesium-129 (Cs-129)	100
Cesium-131 (Cs-131)	1,000
Cesium-134m (Cs-134m)	100
Cesium-134 (Cs-134)	1
Cesium-135 (Cs-135)	10
Cesium-136 (Cs-136)	10
Cesium-137 (Cs-137)	10
Chlorine-36 (Cl-36)	10
Chlorine-38 (Cl-38)	10
Chromium-51 (Cr-51)	1,000
Cobalt-57 (Co-57)	100
Cobalt-58m (Co-58m)	10
Cobalt-58 (Co-58)	10
Cobalt-60 (Co-60)	1
Copper-64 (Cu-64)	100
Dysprosium-165 (Dy-165)	10
Dysprosium-166 (Dy-166)	100

Radioactive Material	Microcuries	Radioactive Material	Microcuries
Erbium-169 (Er-169)	100	Palladium-103 (Pd-103)	100
Erbium-171 (Er-171)	100	Palladium-109 (Pd-109)	100
Europium-152 (Eu-152) 9.2h	100	Phosphorus-32 (P-32)	10
Europium-152 (Eu-152) 13 yr	1	Platinum-191 (Pt-191)	100
Europium-154 (Eu-154)	1	Platinum-193m (Pt-193m)	100
Europium-155 (Eu-155)	10	Platinum-193 (Pt-193)	100
Fluorine-18 (F-18)	1,000	Platinum-197m (Pt-197m)	100
Gadolinium-153 (Gd-153)	10	Platinum-197 (Pt-197)	100
Gadolinium-159 (Gd-159)	100	Polonium-210 (Po-210)	0.1
Gallium-67 (Ga-67)	100	Potassium-42 (K-42)	10
Gallium-72 (Ga-72)	10	Potassium-43 (K-43)	10
Germanium-71 (Ge-71)	100	Praseodymium-142 (Pr-142)	100
Gold-198 (Au-198)	100	Praseodymium-143 (Pr-143)	100
Gold-199 (Au-199)	100	Promethium-147 (Pm-147)	10
Hafnium-181 (Hf-181)	10	Promethium-149 (Pm-149)	10
Holmium-166 (Ho-166)	100	<u>Radium-226 (Ra-226)</u>	<u>0.1</u>
Hydrogen-3 (H-3)	1,000	Rhenium-186 (Re-186)	100
Indium-111 (In-111)	100	Rhenium-188 (Re-188)	100
Indium-113m (In-113m)	100	Rhodium-103m (Rh-103m)	100
Indium-114m (In-114m)	10	Rhodium-105 (Rh-105)	100
Indium-115m (In-115m)	100	Rubidium-81 (Rb-81)	10
Indium-115 (In-115)	10	Rubidium-86 (Rb-86)	10
Iodine-123 (I-123)	100	Rubidium-87 (Rb-87)	10
Iodine-125 (I-125)	1	Ruthenium-97 (Ru-97)	100
Iodine-126 (I-126)	1	Ruthenium-103 (Ru-103)	10
Iodine-129 (I-129)	0.1	Ruthenium-105 (Ru-105)	10
Iodine-131 (I-131)	1	Ruthenium-106 (Ru-106)	1
Iodine-132 (I-132)	10	Samarium-151 (Sm-151)	10
Iodine-133 (I-133)	1	Samarium-153 (Sm-153)	100
Iodine-134 (I-134)	10	Scandium-46 (Sc-46)	10
Iodine-135 (I-135)	10	Scandium-47 (Sc-47)	100
Iridium-192 (Ir-192)	10	Scandium-48 (Sc-48)	10
Iridium-194 (Ir-194)	100	Selenium-75 (Se-75)	10
Iron-52 (Fe-52)	10	Silicon-31 (Si-31)	100
Iron-55 (Fe-55)	100	Silver-105 (Ag-105)	10
Iron-59 (Fe-59)	10	Silver-110m (Ag-110m)	1
Krypton-85 (Kr-85)	100	Silver-111 (Ag-111)	100
Krypton-87 (Kr-87)	10	Sodium-22 (Na-22)	10
Lanthanum-140 (La-140)	10	Sodium-24 (Na-24)	10
Lutetium-177 (Lu-177)	100	Strontium-85 (Sr-85)	10
Manganese-52 (Mn-52)	10	Strontium-89 (Sr-89)	1
Manganese-54 (Mn-54)	10	Strontium-90 (Sr-90)	0.1
Manganese-56 (Mn-56)	10	Strontium-91 (Sr-91)	10
Mercury-197m (Hg-197m)	100	Strontium-92 (Sr-92)	10
Mercury-197 (Hg-197)	100	Sulphur-35 (S-35)	100
Mercury-203 (Hg-203)	10	Tantalum-182 (Ta-182)	10
Molybdenum-99 (Mo-99)	100	Technetium-96 (Tc-96)	10
Neodymium-147 (Nd-147)	100	Technetium-97m (Tc-97m)	100
Neodymium-149 (Nd-149)	100	Technetium-97 (Tc-97)	100
Nickel-59 (Ni-59)	100	Technetium-99m (Tc-99m)	100
Nickel-63 (Ni-63)	10	Technetium-99 (Tc-99)	10
Nickel-65 (Ni-65)	100	Tellurium-125m (Te-125m)	10
Niobium-93m (Nb-93m)	10	Tellurium-127m (Te-127m)	10
Niobium-95 (Nb-95)	10	Tellurium-127 (Te-127)	100
Niobium-97 (Nb-97)	10	Tellurium-129m (Te-129m)	10
Osmium-185 (Os-185)	10	Tellurium-129 (Te-129)	100
Osmium-191m (Os-191m)	100	Tellurium-131m (Te-131m)	10
Osmium-191 (Os-191)	100	Tellurium-132 (Te-132)	10
Osmium-193 (Os-193)	100	Terbium-160 (Tb-160)	10



Radioactive Material	Microcuries	Element (atomic number)	Isotope	Column I Gas concentration $\mu\text{Ci}/\text{ml}^1$	Column II Liquid and solid concentration $\mu\text{Ci}/\text{ml}^2$
Thallium-200 (Tl-200)	100				
Thallium-201 (Tl-201)	100				
Thallium-202 (Tl-202)	100				
Thallium-204 (Tl-204)	10	Carbon (6)	C-14	$1 \times 10^{-6}$	$8 \times 10^{-3}$
Thulium-170 (Tm-170)	10	Cerium (58)	Ce-141		$9 \times 10^{-4}$
Thulium-171 (Tm-171)	10		Ce-143		$4 \times 10^{-4}$
Tin-113 (Sn-113)	10		Ce-144		$1 \times 10^{-4}$
Tin-125 (Sn-125)	10	Cesium (55)	Cs-131		$2 \times 10^{-2}$
Tungsten-181 (W-181)	10		Cs-134m		$6 \times 10^{-2}$
Tungsten-185 (W-185)	10		Cs-134		$9 \times 10^{-5}$
Tungsten-187 (W-187)	100	Chlorine (17)	Cl-38	$9 \times 10^{-7}$	$4 \times 10^{-3}$
Vanadium-48 (V-48)	10	Chromium (24)	Cr-51		$2 \times 10^{-2}$
Xenon-131m (Xe-131m)	1,000	Cobalt (27)	Co-57		$5 \times 10^{-3}$
Xenon-133 (Xe-133)	100		Co-58		$1 \times 10^{-3}$
Xenon-135 (Xe-135)	100		Co-60		$5 \times 10^{-4}$
Ytterbium-169 (Yb-169)	10	Copper (29)	Cu-64		$3 \times 10^{-3}$
Ytterbium-175 (Yb-175)	100	Dysprosium (66)	Dy-165		$4 \times 10^{-3}$
Yttrium-87 (Y-87)	10		Dy-166		$4 \times 10^{-4}$
Yttrium-90 (Y-90)	10	Erbium (68)	Er-169		$9 \times 10^{-4}$
Yttrium-91 (Y-91)	10		Er-171		$1 \times 10^{-3}$
Yttrium-92 (Y-92)	100	Europium (63)	Eu-152 (9.2 h)		$6 \times 10^{-4}$
Yttrium-93 (Y-93)	100		Eu-155		$2 \times 10^{-3}$
Zinc-65 (Zn-65)	10	Fluorine (9)	F-18	$2 \times 10^{-6}$	$8 \times 10^{-3}$
Zinc-69m (Zn-69m)	100	Gadolinium (64)	Gd-153		$2 \times 10^{-3}$
Zinc-69 (Zn-69)	1,000		Gd-159		$8 \times 10^{-4}$
Zirconium-93 (Zr-93)	10	Gallium (31)	Ga-72		$4 \times 10^{-4}$
Zirconium-95 (Zr-95)	10	Germanium (32)	Ge-71		$2 \times 10^{-2}$
Zirconium-97 (Zr-97)	10	Gold (79)	Au-196		$2 \times 10^{-3}$
			Au-198		$5 \times 10^{-4}$
			Au-199		$2 \times 10^{-3}$
		Hafnium (72)	Hf-181		$7 \times 10^{-4}$
		Hydrogen (1)	H-3	$5 \times 10^{-6}$	$3 \times 10^{-2}$
		Indium (49)	In-113m		$1 \times 10^{-2}$
			In-114m		$2 \times 10^{-4}$
		Iodine (53)	I-125	$3 \times 10^{-9}$	$2 \times 10^{-5}$
			I-126	$3 \times 10^{-9}$	$2 \times 10^{-3}$
			I-131	$3 \times 10^{-9}$	$2 \times 10^{-5}$
			I-132	$8 \times 10^{-8}$	$6 \times 10^{-4}$
			I-133	$1 \times 10^{-8}$	$7 \times 10^{-5}$
			I-134	$2 \times 10^{-7}$	$1 \times 10^{-3}$
		Iridium (77)	Ir-190		$2 \times 10^{-3}$
			Ir-192		$4 \times 10^{-4}$
			Ir-194		$3 \times 10^{-4}$
		Iron (26)	Fe-55		$8 \times 10^{-3}$
			Fe-59		$6 \times 10^{-4}$
		Krypton (36)	Kr-85m	$1 \times 10^{-6}$	
			Kr-85	$3 \times 10^{-6}$	
		Lanthanum (57)	La-140		$2 \times 10^{-4}$
		Lead (82)	Pb-203		$4 \times 10^{-3}$
		Lutetium (71)	Lu-177		$1 \times 10^{-3}$
		Manganese (25)	Mn-52		$3 \times 10^{-4}$
			Mn-54		$1 \times 10^{-3}$
			Mn-56		$1 \times 10^{-3}$
		Mercury (80)	Hg-197m		$2 \times 10^{-3}$
			Hg-197		$3 \times 10^{-3}$
			Hg-203		$2 \times 10^{-4}$
		Molybdenum (42)	Mo-99		$2 \times 10^{-3}$
		Neodymium (60)	Nd-147		$6 \times 10^{-4}$
			Nd-149		$3 \times 10^{-3}$
		Nickel (28)	Ni-65		$1 \times 10^{-3}$
		Niobium (Columbium) (41)	Nb-95		$1 \times 10^{-3}$
			Nb-97		$9 \times 10^{-3}$
		Osmium (76)	Os-185		$7 \times 10^{-4}$
			Os-191m		$3 \times 10^{-2}$
			Os-191		$2 \times 10^{-3}$
			Os-193		$6 \times 10^{-4}$
		Palladium (46)	Pd-103		$3 \times 10^{-3}$
			Pd-109		$9 \times 10^{-4}$

Any radioactive material not listed above other than alpha emitting radioactive material

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**AMENDATORY SECTION (Amending Order 1459 filed 11/30/79, effective 1/1/80)**

**WAC 402-19-580 SCHEDULE C, EXEMPT CONCENTRATIONS. (See Wac 402-19-190(2)(a).)**

Element (atomic number)	Isotope	Column I Gas concentration $\mu\text{Ci}/\text{ml}^1$	Column II Liquid and solid concentration $\mu\text{Ci}/\text{ml}^2$
Antimony (51)	Sb-122		$3 \times 10^{-4}$
	Sb-124		$2 \times 10^{-4}$
	Sb-125		$1 \times 10^{-3}$
Argon (18)	Ar-37	$1 \times 10^{-3}$	
	Ar-41	$4 \times 10^{-7}$	
Arsenic (33)	As-73		$5 \times 10^{-3}$
	As-74		$5 \times 10^{-4}$
	As-76		$2 \times 10^{-4}$
	As-77		$8 \times 10^{-4}$
Barium (56)	Ba-131		$2 \times 10^{-3}$
	Ba-140		$3 \times 10^{-4}$
Beryllium (4)	Be-7		$2 \times 10^{-2}$
Bismuth (83)	Bi-206		$4 \times 10^{-4}$
Bromine (35)	Br-82	$4 \times 10^{-7}$	$3 \times 10^{-3}$
Cadmium (48)	Cd-109		$2 \times 10^{-3}$
	Cd-115m		$3 \times 10^{-4}$
	Cd-115		$3 \times 10^{-4}$
Calcium (20)	Ca-45		$9 \times 10^{-5}$
	Ca-47		$5 \times 10^{-4}$

Element (atomic number)	Isotope	Column I Gas concentration $\mu\text{Ci}/\text{ml}^1$	Column II Liquid and solid concentration $\mu\text{Ci}/\text{ml}^2$	Element (atomic number)	Isotope	Column I Gas concentration $\mu\text{Ci}/\text{ml}^1$	Column II Liquid and solid concentration $\mu\text{Ci}/\text{ml}^2$
Phosphorus (15)	P-32		$2 \times 10^{-4}$	Zinc (30)	Zn-65		$1 \times 10^{-3}$
Platinum (78)	Pt-191		$1 \times 10^{-3}$		Zn-69m		$7 \times 10^{-4}$
	Pt-193m		$1 \times 10^{-2}$		Zn-69		$2 \times 10^{-2}$
	Pt-197m		$1 \times 10^{-2}$	Zirconium (40)	Zr-95		$6 \times 10^{-4}$
	Pt-197		$1 \times 10^{-3}$		Zr-97		$2 \times 10^{-4}$
	Potassium (19)	K-42		$3 \times 10^{-3}$	Beta and/or gamma emitting radioactive material not listed above with half-life less than 3 years		
Praseodymium (59)	Pr-142		$3 \times 10^{-4}$			$1 \times 10^{-10}$	$1 \times 10^{-6}$
	Pr-143		$5 \times 10^{-4}$				
Promethium (61)	Pm-147		$2 \times 10^{-3}$				
	Pm-149		$4 \times 10^{-4}$				
Radium (88)	Ra-226		$1 \times 10^{-7}$				
	Ra-228		$3 \times 10^{-7}$				
Rhenium (75)	Re-183		$6 \times 10^{-3}$				
	Re-186		$9 \times 10^{-4}$				
	Re-188		$6 \times 10^{-4}$				
Rhodium (45)	Rh-103m		$1 \times 10^{-1}$				
	Rh-105		$1 \times 10^{-3}$				
Rubidium	Rb-86		$7 \times 10^{-4}$				
Ruthenium (44)	Ru-97		$4 \times 10^{-3}$				
	Ru-103		$8 \times 10^{-4}$				
	Ru-105		$1 \times 10^{-3}$				
	Ru-106		$1 \times 10^{-4}$				
Samarium (62)	Sm-153		$8 \times 10^{-4}$				
Scandium (21)	Sc-46		$4 \times 10^{-4}$				
	Sc-47		$9 \times 10^{-4}$				
	Sc-48		$3 \times 10^{-4}$				
Selenium (34)	Se-75		$3 \times 10^{-3}$				
Silicon (14)	Si-31		$9 \times 10^{-3}$				
Silver (47)	Ag-105		$1 \times 10^{-3}$				
	Ag-110m		$3 \times 10^{-4}$				
	Ag-111		$4 \times 10^{-4}$				
Sodium (11)	Na-24		$2 \times 10^{-3}$				
Strontium (38)	Sr-85		$1 \times 10^{-3}$				
	Sr-89		$1 \times 10^{-4}$				
	Sr-91		$7 \times 10^{-4}$				
	Sr-92		$7 \times 10^{-4}$				
Sulfur (16)	S-35	$9 \times 10^{-8}$	$6 \times 10^{-4}$				
Tantalum (73)	Ta-182		$4 \times 10^{-4}$				
Technetium (43)	Tc-96m		$1 \times 10^{-1}$				
	Tc-96		$1 \times 10^{-3}$				
Tellurium (52)	Te-125m		$2 \times 10^{-3}$				
	Te-127m		$6 \times 10^{-4}$				
	Te-127		$3 \times 10^{-3}$				
	Te-129m		$3 \times 10^{-4}$				
	Te-131m		$6 \times 10^{-4}$				
	Te-132		$3 \times 10^{-4}$				
Terbium (65)	Tb-160		$4 \times 10^{-4}$				
Thallium (81)	Tl-200		$4 \times 10^{-3}$				
	Tl-201		$3 \times 10^{-3}$				
	Tl-202		$1 \times 10^{-3}$				
	Tl-204		$1 \times 10^{-3}$				
Thulium (69)	Tm-170		$5 \times 10^{-4}$				
	Tm-171		$5 \times 10^{-3}$				
Tin (50)	Sn-113		$9 \times 10^{-4}$				
	Sn-125		$2 \times 10^{-4}$				
Tungsten (Wolfram) (74)	W-181		$4 \times 10^{-3}$				
	W-187		$7 \times 10^{-4}$				
Vanadium (23)	V-48		$3 \times 10^{-4}$				
Xenon (54)	Xe-131m	$4 \times 10^{-6}$					
	Xe-133	$3 \times 10^{-6}$					
	Xe-135	$1 \times 10^{-6}$					
Ytterbium (70)	Yb-175		$1 \times 10^{-3}$				
Yttrium (39)	Y-90		$2 \times 10^{-4}$				
	Y-91m		$3 \times 10^{-2}$				
	Y-91		$3 \times 10^{-4}$				
	Y-92		$6 \times 10^{-4}$				
	Y-93		$3 \times 10^{-4}$				

NOTES:

<sup>1</sup>Values are given in Column I only for those materials normally used as gases

<sup>2</sup> $\mu\text{Ci}/\text{gm}$  for solids

NOTE 1: Many radioisotopes disintegrate into isotopes which are also radioactive. In expressing the concentrations in Schedule C the activity stated is that of the parent isotope and takes into account the daughters.

NOTE 2: For purposes of WAC 402-19-190(2) where there is involved a combination of isotopes, the limit for the combination should be derived as follows: Determine for each isotope in the product the ratio between the concentration present in the product and the exempt concentration established in Schedule C for the specific isotope when not in combination. The sum of such ratios may not exceed "1" (i.e., unity).

EXAMPLE:

$$\frac{\text{Concentration of Isotope A in Product}}{\text{Exempt concentration of Isotope A}} + \frac{\text{Concentration of Isotope B in Product}}{\text{Exempt concentration of Isotope B}} \leq 1$$

NOTE 3: For the purpose of determining concentration in a product or device, the total quantity of radioactive material present is divided by only that weight or volume of the discrete part or component throughout which the radioactive material is relatively uniformly distributed. If the weight or volume of this part or component cannot be determined then the product or device should be evaluated on the basis of the total quantity of radioactive material present.

NEW SECTION  
 WAC 402-19-590 SCHEDULE D.  
 [Handwritten signature]

NUCLIDES <sup>a</sup>	ACCEPTABLE SURFACE CONTAMINATION LEVELS		
	AVERAGE <sup>b c f</sup>	MAXIMUM <sup>b d f</sup>	REMOVABLE <sup>b e f</sup>
U-nat, U-235, U-238, and associated decay products	5,000 dpm $\alpha$ /100 cm <sup>2</sup>	15,000 dpm $\alpha$ /100 cm <sup>2</sup>	1,000 dpm $\alpha$ /100 cm <sup>2</sup>
Transuranics, Ra-226, Ra-228, Th-230, Th-228, Pa-231, Ac-227, I-125, I-129	100 dpm/100 cm <sup>2</sup>	300 dpm/100 cm <sup>2</sup>	20 dpm/100 cm <sup>2</sup>
Th-nat, Th-232, Sr-90, Ra-223, Ra-224, U-232, I-126, I-131, I-133	1000 dpm/100 cm <sup>2</sup>	3000 dpm/100 cm <sup>2</sup>	200 dpm/100 cm <sup>2</sup>
Beta-gamma emitters (nuclides with decay modes other than alpha emission or spontaneous fission) except SR-90 and others noted above	5000 dpm $\beta\gamma$ /100 cm <sup>2</sup>	15,000 dpm $\beta\gamma$ /100 cm <sup>2</sup>	1000 dpm $\beta\gamma$ /100 cm <sup>2</sup>

<sup>a</sup>Where surface contamination by both alpha- and beta-gamma-emitting nuclides exists, the limits established for alpha- and beta-gamma-emitting nuclides should apply independently.

<sup>b</sup>As used in this table, dpm (disintegrations per minute) means the rate of emission by radioactive material as determined by correcting the counts per minute observed by an appropriate detector for background, efficiency, and geometric factors associated with the instrumentation.

<sup>c</sup>Measurements of average contaminant should not be averaged over more than 1 square meter. For objects of less surface area, the average should be derived for each such object.

<sup>d</sup>The maximum contamination level applies to an area of not more than 100 cm<sup>2</sup>.

<sup>e</sup>The amount of removable radioactive material per 100 cm<sup>2</sup> of surface area should be determined by wiping that area with dry filter or soft absorbent paper, applying moderate pressure, and assessing the amount of radioactive material on the wipe with an appropriate instrument of known efficiency. When removable contamination on objects of less surface area is determined, the pertinent levels should be reduced proportionally and the entire surface should be wiped.

<sup>f</sup>The average and maximum radiation levels associated with surface contamination resulting from beta-gamma emitters should not exceed 0.2 mrad/hr at 1 cm and 1.0 mrad/hr at 1 cm, respectively, measured through not more than 7 milligrams per square centimeter of total absorber.

**AMENDATORY SECTION** (Amending Order 1570, filed 12/8/80)

**WAC 402-21-050 GENERAL LICENSES\*—RADIOACTIVE MATERIAL OTHER THAN SOURCE MATERIAL.**

\*NOTE: Different general licenses are issued in this section, each of which has its own specific conditions and requirements.

(1) Certain devices and equipment. A general license is hereby issued to transfer, receive, acquire, own, possess, and use radioactive material incorporated in the following devices or equipment which have been manufactured, tested and labeled by the manufacturer in accordance with a specific license issued to the manufacturer by the United States Nuclear Regulatory Commission for use pursuant to Section 31.3 of 10 CFR Part 31. This general license is subject to the provisions of WAC 402-12-080 through 402-12-140, chapters 402-19, 402-24\*\* and 402-48 WAC of these regulations.

(a) Static elimination device. Devices designed for use as static eliminators which contain, as a sealed source or sources, radioactive material consisting of a total of not more than 500 microcuries of polonium-210 per device.

(b) Ion generating tube. Devices designed for ionization of air which contain, as a sealed source or sources, radioactive material consisting of a total of not more than 500 microcuries of polonium-210 per device or a

total of not more than 50 millicuries of hydrogen-3 (tritium) per device.

\*\*Attention is directed particularly to the provisions of chapter 402-24 WAC of these regulations which relate to the labeling of containers.

- (2) Reserved.
- (3) Reserved.
- (4) Certain measuring, gauging or controlling devices.

(a) A general license is hereby issued to commercial and industrial firms and research, educational and medical institutions, individuals in the conduct of their business, and state or local government agencies to own, acquire, receive, possess, use or transfer, in accordance with the provisions of paragraphs (4)(b), (c), and (d) of this section, radioactive material excluding special nuclear material contained in devices designed and manufactured for the purpose of detecting, measuring, gauging or controlling thickness, density, level, interface location, radiation, leakage, or qualitative or quantitative chemical composition, or for producing light or an ionized atmosphere.

(b) The general license in paragraph (4)(a) of this section applies only to radioactive material contained in devices which have been manufactured and labeled in accordance with the specifications contained in a specific license issued by the department pursuant to WAC 402-22-110(4) or in accordance with the Nuclear Regulatory Commission, an Agreement State or a Licensing State, which authorizes distribution of devices to persons

generally licensed by the United States Nuclear Regulatory Commission, an Agreement State or Licensing State\*\*.

**\*\*NOTE:** Regulations under the Federal Food, Drug, and Cosmetic Act authorizing the use of radioactive control devices in food production require certain additional labeling thereon which is found in Section 179.21 of 21 CFR Part 179.

(c) Any person who owns, acquires, receives, possesses, uses or transfers radioactive material in a device pursuant to the general license in paragraph (a) of this subsection:

(i) Shall assure that all labels affixed to the device at the time of receipt and bearing a statement that removal of the label is prohibited are maintained thereon and shall comply with all instructions and precautions provided by such labels;

(ii) Shall assure that the device is tested for leakage of radioactive material and proper operation of the on-off mechanism and indicator, if any, at no longer than six-month intervals or at such other intervals as are specified in the label, however:

(A) Devices containing only krypton need not be tested for leakage of radioactive material; and

(B) Devices containing only tritium or not more than 100 microcuries of other beta and/or gamma emitting material or 10 microcuries of alpha emitting material and devices held in storage in the original shipping container prior to initial installation need not be tested for any purpose;

(iii) Shall assure that the tests required by item (4)(c)(ii) of this section and other testing, installation, servicing, and removal from installation involving the radioactive materials, its shielding or containment, are performed:

(A) In accordance with the instructions provided by the labels; or

(B) By a person holding a specific license from the department or from the United States Nuclear Regulatory Commission or from any Agreement State to perform such activities;

(iv) Shall maintain records showing compliance with the requirements of items (4)(c)(ii) and (iii) of this section. The records shall show the results of tests. The records also shall show the dates of performance and the names of persons performing, testing, installation, servicing, and removal from installation concerning the radioactive material, its shielding or containment. Records of tests for leakage of radioactive material required by item (4)(c)(ii) of this section shall be maintained for one year after the next required leak test is performed or the sealed source is transferred or disposed. Records of tests of the on/off mechanism and indicator required by item (4)(c)(ii) of this section shall be maintained for one year after the next required test of the on/off mechanism and indicator is performed or the sealed source is transferred

or disposed. Records of other testing, installation, servicing, and removal from installation required by item (4)(c)(iii) of this section shall be maintained for a period of two years from the date of the recorded event or until the device is transferred or disposed;

(v) Upon the occurrence of a failure of or damage to, or any indication of a possible failure of or damage to, the shielding of the radioactive material or the on/off mechanism or indicator, or upon the detection of 0.005 microcuries or more removable radioactive material, shall immediately suspend operation of the device until it has been repaired by the manufacturer or other person holding a specific license from the department, the United States Nuclear Regulatory Commission, or from an Agreement State to repair such devices, or disposed by transfer to a person authorized by a specific license to receive the radioactive material contained in the device and, within thirty days, furnish to the department a report containing a brief description of the event and the remedial action taken;

(vi) Shall not abandon the device containing radioactive material;

(vii) Except as provided in item (4)(c)(viii) of this section, shall transfer or dispose the device containing radioactive material only by transfer to a person holding a specific license of the department, the United States Nuclear Regulatory Commission, or an Agreement State, or a Licensing State whose specific license authorizes the person to receive the device and within thirty days after transfer of a device to a specific licensee shall furnish to the department a report containing identification of the device by manufacturer's name and model number and the name and address of the person receiving the device. No report is required if the device is transferred to the specific licensee in order to obtain a replacement device;

(viii) Shall transfer the device to another general licensee only:

(A) Where the device remains in use at a particular location. In such case, the transferor shall give the transferee a copy of this subsection and any safety documents identified in the label of the device and within thirty days of the transfer, report to the department the manufacturer's name and model number of device transferred, the name and address of the transferee, and the name and/or position of an individual who may constitute a point of contact between the department and the transferee; or

(B) Where the device is held in storage in the original shipping container at its intended location of use prior to initial use by a general licensee((-):

(ix) Shall comply with the provisions of WAC 402-24-180 and 402-24-190 for reporting radiation incidents, theft or loss of licensed material, but shall be exempt from the other requirements of chapters 402-24 and 402-48 WAC.

(d) The general license in paragraph (4)(a) of this section does not authorize the manufacture, import or export of devices containing radioactive material.

(e) The general license provided in subsection (4) of this section is subject to the provisions of WAC 402-12-080 through 402-12-100, 402-12-130, 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, and 402-19-500.

(5) Luminous safety devices for aircraft.

(a) A general license is hereby issued to own, receive, acquire, possess and use tritium or promethium-147 contained in luminous safety devices for use in aircraft, provided:

(i) Each device contains not more than 10 curies of tritium or 300 millicuries of promethium-147; and

(ii) Each device has been manufactured, assembled or imported in accordance with a specific license issued by the United States Nuclear Regulatory Commission, or each device has been manufactured or assembled in accordance with the specifications contained in a specific license issued by the department or any Agreement State to the manufacturer or assembler of such device pursuant to licensing requirements equivalent to those in Section 32.53 of 10 CFR Part 32 of the regulations of the United States Nuclear Regulatory Commission.

(b) Persons who own, receive, acquire, possess or use luminous safety devices pursuant to the general license in subsection (5) of this section are exempt from the requirements of chapters 402-24 and 402-48 WAC except that they shall comply with the provisions of WAC 402-24-180 and 402-24-190.

(c) This general license does not authorize the manufacture, assembly, or repair of luminous safety devices containing tritium or promethium-147.

(d) This general license does not authorize the ownership, receipt, acquisition, possession or use of promethium-147 contained in instrument dials.

(e) This general license is subject to the provisions of WAC 402-12-080 through 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, and 402-19-500.

(6) Ownership of radioactive material. A general license is hereby issued to own radioactive material without regard to quantity. Notwithstanding any other provisions of this chapter, this general license does not authorize the manufacture, production, transfer, receipt, possession or use of radioactive material.

(7) Calibration and reference sources.

(a) A general license is hereby issued to those persons listed below to own, receive, acquire, possess, use and transfer, in accordance with the provisions of paragraphs (7)(d) and (e) of this section, americium-241 in the form of calibration or reference sources:

(i) Any person who holds a specific license issued by the department which authorizes that person to receive, possess, use and transfer radioactive material; or

(ii) Any person who holds a specific license issued by the United States Nuclear Regulatory Commission which authorizes that person to receive, possess, use and transfer special nuclear material.

(b) A general license is hereby issued to own, receive, possess, use and transfer plutonium in the form of calibration or reference sources in accordance with the provisions of paragraphs (7)(d) and (e) of this section to

any person who holds a specific license issued by the department which authorizes that person to receive, possess, use and transfer radioactive material.

(c) A general license is hereby issued to own, receive, possess, use and transfer radium-226 in the form of calibration or reference sources in accordance with the provisions of paragraphs (7)(d) and (e) of this section to any person who holds a specific license issued by the department which authorizes that person to receive, possess, use and transfer radioactive material.

(d) The general licenses in paragraphs (7)(a), (b) and (c) of this section apply only to calibration or reference sources which have been manufactured in accordance with the specifications contained in a specific license issued to the manufacturer or importer of the sources by the United States Regulatory Commission pursuant to Section 32.57 of 10 CFR Part 32 or Section 70.39 of 10 CFR Part 70 or which have been manufactured in accordance with the specifications contained in a specific license issued to the manufacturer by the department or any Agreement State pursuant to licensing requirements equivalent to those contained in Section 32.57 of 10 CFR Part 32 or Section 70.39 of 10 CFR Part 70 of the regulations of the United States Nuclear Regulatory Commission.

(e) The general licenses provided in paragraphs (7)(a), (b) and (c) are subject to the provisions of WAC 402-12-080 through 402-12-100, 402-12-130, 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, 402-19-500, chapters 402-24 and 402-48 WAC.

In addition, persons who own, receive, acquire, possess, use or transfer one or more calibration or reference sources pursuant to these general licenses:

(i) Shall not possess at any one time, at any one location of storage or use, more than 5 microcuries of americium-241 and 5 microcuries of plutonium (~~in such sources~~) and 5 microcuries of radium-226 in such sources;

(ii) Shall not receive, possess, use or transfer such source unless the source, or the storage container, bears a label which includes one of the following statements or a substantially similar statement which contains the information called for in the following statement:

(A) The receipt, possession, use and transfer of this source, Model . . . . ., Serial No. . . . ., are subject to a general license and the regulations of the United States Nuclear Regulatory Commission or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority. Do not remove this label.

**CAUTION - RADIOACTIVE MATERIAL - THIS SOURCE CONTAINS (AMERICIUM-241). (PLUTONIUM)\*. DO NOT TOUCH RADIOACTIVE PORTION OF THIS SOURCE**

.....  
Name of manufacturer or importer

\*NOTE: Showing only the name of the appropriate material.

- (B) The receipt, possession, use and transfer of this source, Model . . . . ., Serial No. . . . ., are subject to a general license and the regulations of any Licensing State. Do not remove this label.

**CAUTION - RADIOACTIVE MATERIAL - THIS SOURCE CONTAINS RADIUM-226. DO NOT TOUCH RADIOACTIVE PORTION OF THIS SOURCE.**

.....  
Name of manufacturer or importer

(iii) Shall not transfer, abandon, or dispose of such source except by transfer to a person authorized by a license from the department, the United States Nuclear Regulatory Commission, or an Agreement State to receive the source;

(iv) Shall store such source, except when the source is being used, in a closed container adequately designed and constructed to contain americium-241, plutonium, or radium-226 which might otherwise escape during storage; and

(v) Shall not use such source for any purpose other than the calibration of radiation detectors or the standardization of other sources.

(f) These general licenses do not authorize the manufacture of calibration or reference sources containing americium-241, plutonium, or radium-226.

(8) General license for use of radioactive material for certain in vitro clinical or laboratory testing.\*

(a) A general license is hereby issued to any physician, veterinarian, clinical laboratory or hospital to receive, acquire, possess, transfer or use, for any of the following stated tests, in accordance with the provisions of paragraphs (8)(b), (c), (d), (e), and (f) of this section the following radioactive materials in prepackaged units:

(i) Iodine-125, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(ii) Iodine-131, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(iii) Carbon-14, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(iv) Hydrogen-3 (tritium), in units not exceeding 50 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(v) Iron-59, in units not exceeding 20 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(vi) Cobalt-57, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(vii) Selenium-75, in units not to exceed 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(viii) Mock Iodine-125 reference or calibration sources, in units not exceeding 0.05 microcurie of iodine-129 and 0.005 microcurie of americium-241 each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

\*NOTE: The New Drug provisions of the Federal Food, Drug and Cosmetic Act also govern the availability and use of any specific diagnostic drugs in interstate commerce.

(b) No person shall receive, acquire, possess, use or transfer radioactive material pursuant to the general license established by paragraph (8)(a) of this section until that person has (~~filed Department Form RHF-15, "Certificate - In Vitro Testing with Radioactive Material Under General License", with the department and received from the department a validated copy of Department Form RHF-15 with certification number assigned, or until that person has been authorized pursuant to WAC 402-22-070(3) to use radioactive material under the general license in subsection (8) of this section~~) received a validated copy of Department Form RHF-15 "Certificate-In Vitro Testing with Radioactive Material Under General License". Annual validation requires resubmittal of revised Department Form RHF-15 and submittal of the annual fee to the department. The physician, veterinarian, clinical laboratory or hospital shall furnish on Department Form RHF-15 the following information and such other information as may be required by that form:

(i) Name and address of the physician, veterinarian, clinical laboratory or hospital;

(ii) The location of use; and

(iii) A statement that the physician, veterinarian, clinical laboratory or hospital has appropriate radiation measuring instruments to carry out in vitro clinical or laboratory tests with radioactive material as authorized under the general license in paragraph (8)(a) of this section and that such tests will be performed only by personnel competent in the use of such instruments and in the handling of the radioactive material.

(c) A person who receives, acquires, possesses or uses radioactive material pursuant to the general license established by paragraph ~~((9))~~ (8)(a) of this section shall comply with the following:

(i) The general licensee shall not possess at any one time, pursuant to the general license in paragraph (8)(a) of this section at any one location of storage or use, a total amount of iodine-125, iodine-131, selenium-75, iron-59, and/or cobalt-57 in excess of 200 microcuries.

(ii) The general licensee shall store the radioactive material, until used, in the original shipping container or in a container providing equivalent radiation protection.

(iii) The general licensee shall use the radioactive material only for the uses authorized by paragraph (8)(a) of this section.

(iv) The general licensee shall not transfer the radioactive material to a person who is not authorized to receive it pursuant to a license issued by the department, the United States Nuclear Regulatory Commission, any Agreement State or Licensing State, nor transfer the radioactive material in any manner other than in the unopened, labeled shipping container as received from the supplier.

(v) The general licensee shall dispose of the Mock Iodine-125 reference or calibration sources described in item (8)(a)(viii) of this section as required by WAC 402-24-130 of these regulations.

(d) The general licensee shall not receive, acquire, possess, or use radioactive material pursuant to paragraph (8)(a) of this section:

(i) Except as prepackaged units which are labeled in accordance with the provision of an applicable specific license issued pursuant to WAC 402-22-110(8) or in accordance with the provisions of a specific license issued by the United States Nuclear Regulatory Commission, or any Agreement State or Licensing State which authorizes the manufacture and distribution of iodine-125, iodine-131, carbon-14, hydrogen-3 (tritium), iron-59, selenium-75, cobalt-57, or Mock Iodine-125 to persons generally licensed under subsection (8) of this section or its equivalent; and

(ii) Unless one of the following statements, as appropriate, or a substantially similar statement which contains the information called for in one of the following statements, appears on a label affixed to each prepackaged unit or appears in a leaflet or brochure which accompanies the package:

This radioactive material shall be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories or hospitals and only for in vitro clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of the United States Nuclear Regulatory Commission or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority.

.....  
Name of manufacturer

This radioactive material shall be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories or hospitals and only for in vitro clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of a Licensing State.

.....  
Name of manufacturer

(e) The physician, veterinarian, clinical laboratory or hospital possessing or using radioactive material under the general license of paragraph ((9)) (8)(a) of this section shall report in writing to the department, any changes in the information previously furnished in the "Certificate - In Vitro Testing with Radioactive Material Under General License", Department Form RHF-15. The report shall be furnished within thirty days after the effective date of such change.

(f) This general license is subject to the provisions of WAC 402-12-080 through 402-12-100, 402-12-130, 402-12-140, 402-12-160 and 402-12-170 of the regulations. In addition, any person using radioactive material pursuant to the general license of paragraph (8)(a) of this section is exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations with respect to radioactive material covered by that general license, except that such persons using the Mock Iodine-125 described in item ((9)) (8)(a)(viii) of this section shall comply with the provisions of WAC 402-24-130, 402-24-180, and 402-24-190 and of these regulations.

(9) Ice detection devices.

(a) A general license is hereby issued to own, receive, acquire, possess, use and transfer strontium-90 contained in ice detection devices, provided each device contains not more than 50 microcuries of strontium-90 and each device has been manufactured or imported in accordance with a specific license issued by the United States Nuclear Regulatory Commission or each device has been manufactured in accordance with the specifications contained in a specific license issued by the department or any Agreement State to the manufacturer of such device pursuant to licensing requirements equivalent to those in Section 32.61 of 10 CFR Part 32 of the regulations of the United States Nuclear Regulatory Commission.

(b) Persons who own, receive, acquire, possess, use or transfer strontium-90 contained in ice detection devices pursuant to the general license in paragraph (9)(a) of this section:

(i) Shall, upon occurrence of visually observable damage, such as a bend or crack or discoloration from overheating to the device, discontinue use of the device until it has been inspected, tested for leakage and repaired by a person holding a specific license from the United States Nuclear Regulatory Commission or an Agreement State to manufacture or service such devices; or shall dispose of the device pursuant to the provisions of these regulations;

(ii) Shall assure that all labels affixed to the device at the time of receipt, and which bear a statement which prohibits removal of the labels, are maintained thereon; and

(iii) Are exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations except that such persons shall comply with the provisions of WAC 402-24-130, 402-24-180, and 402-24-190.

(c) This general license does not authorize the manufacture, assembly, disassembly or repair of strontium-90 in ice detection devices.

(d) This general license is subject to the provision of WAC 402-12-080 through WAC 402-12-100, 402-12-130, 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, and 402-19-500 of these regulations.

**AMENDATORY SECTION** (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-22-060 AMENDMENT OF LICENSES AT REQUEST OF LICENSEE. Applications for amendment of a license shall be filed in accordance with WAC 402-22-020 and shall specify the respects in which the licensee desires the license to be amended (~~and~~) and the grounds for such amendment.

**AMENDATORY SECTION** (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-22-070 SPECIAL REQUIREMENTS FOR ISSUANCE OF CERTAIN SPECIFIC LICENSES FOR RADIOACTIVE MATERIAL. (1) Human use of radioactive material in institutions. In addition to the requirements set forth in WAC 402-22-040 a specific license for human use of radioactive material in institutions will be issued if:

(a) The applicant has appointed a radiation safety committee to coordinate the use of radioactive material throughout that institution and to maintain surveillance over the institution's radiation safety program. Membership of the committee should include a specialist (where applicable a physician) from each department where radioactive material is used, a representative of the institution's management, a representative of the nursing staff, and a person trained in radiation safety. The radiation safety committee shall meet at intervals not to exceed six months. Minutes shall be taken and maintained for two years for inspection by the department;

(b) The applicant possesses adequate facilities for the clinical care of patients. The applicant is advised that construction of new radioisotope facilities and modification of existing facilities must also comply with the requirements of WAC 248-18-665 of the construction review section of the department;

(c) The physician(s) designated on the application as the individual user(s) has (or have) substantial experience in the handling and administration of radioactive material and, where applicable, the clinical management of radioactive patients; and

(d) If the application is for a license to use unspecified quantities or multiple types of radioactive material, the applicant's staff has substantial experience in the use of

a variety of radioactive materials for a variety of human uses.

(2) Licensing of individual physicians for human use of radioactive material. In addition to the requirements set forth in WAC 402-22-040 a specific license for the human use of radioactive material will be issued to an individual physician if:

(a) The applicant has access to a hospital possessing adequate facilities to hospitalize and monitor the applicant's radioactive patients whenever it is advisable; (~~and~~)

(b) The applicant has extensive experience in the handling and administration of radioactive material and, where applicable, the clinical management of radioactive patients(~~(-)~~);

(c) The application is for use in the applicant's practice in an office outside a medical institution(~~(-)~~); and

(d) The department will (~~not~~) approve an application by an individual physician or group of physicians for a specific license to receive, possess or use radioactive material on the premises of a medical institution (~~(un-~~ less) only if:

(i) The use of radioactive material is limited to the:

(A) (~~(the)~~) Administration of radiopharmaceuticals for diagnostic or therapeutic purposes(~~(-)~~);

(B) (~~(the)~~) Performance of diagnostic studies on patients to whom a radiopharmaceutical has been administered(~~(-)~~);

(C) (~~(the)~~) Performance of in vitro diagnostic studies(~~(-)~~); or

(D) (~~(the)~~) Calibration and quality control checks of radioactive assay instrumentation, radiation safety instrumentation and diagnostic instrumentation;

(ii) The physician brings the radioactive material with him and removes the radioactive material when he departs. (The institution cannot receive, possess or store radioactive material other than the amount of material remaining in the patient); and

(iii) The medical institution does not hold a radioactive material license issued pursuant to the provisions of subsection (1) of this section.

(3) Specific licenses for certain groups of medical uses of radioactive material.

(a) Subject to the provisions of paragraphs (3)(b), (c) and (d) of this section an application for a specific license pursuant to subsections (1), (2) or (4) of this section, or for any medical use or uses of radioactive material specified in one or more of Groups I to VI, inclusive, of WAC 402-22-200, Schedule A, will be approved for all of the uses within the group or groups which include the use or uses specified in the application if:

(i) The applicant satisfies the requirements of subsections (1), (2) or (4) of this section;

(ii) The applicant, or the physician designated in the application as the individual user, has adequate clinical experience in the types of uses included in the group or groups;

(iii) The applicant, or the physicians and all other personnel who will be involved in the preparation and



use of the radioactive material, have adequate training and experience in the handling of radioactive material appropriate to their participation in the uses included in the group or groups;

(iv) The applicant's radiation detection and measuring instrumentation is adequate for conducting the procedures involved in the uses included in the group or groups (~~and~~), specifically:

(A) For Groups I through V, applicant must possess a calibrated and operable low-range survey instrument with a thin window (less than 7 mg/cm<sup>2</sup> capable of detecting radiation levels of 0.05 milliroentgen per hour up to at least 20 milliroentgens per hour;

(B) For Groups III, V, and VI, applicant must possess a calibrated and operable high-range survey instrument capable of detecting radiation levels up to 1 Roentgen per hour;

(v) The applicant's radiation safety operating procedures are adequate for handling and disposal of the radioactive material involved in the uses included in the group or groups.

(b) Any licensee or registrant who is authorized to use radioactive material pursuant to one or more groups in paragraph (3)(a) of this section and WAC 402-22-200, Schedule A, is subject to the following conditions:

(i) For Groups I, II, IV, and V, no licensee or registrant shall receive, possess or use radioactive material except as a radiopharmaceutical manufactured in the form to be administered to the patient, labeled, packaged and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110 (10), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.72 of 10 CFR Part 32, or a specific license issued by an Agreement State or a Licensing State pursuant to equivalent regulations.

(ii) For Group III, no licensee or registrant shall receive, possess or use generators or reagent kits containing radioactive material or shall use reagent kits that do not contain radioactive material to prepare radiopharmaceuticals containing radioactive material, except:

(A) Reagent kits not containing radioactive material that are approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State for use by persons licensed pursuant to subsection (3) of this section and WAC 402-22-200, Schedule A, or equivalent regulations; or

(B) Generators or reagent kits containing radioactive material that are manufactured, labeled, packaged and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(11), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.73 of 10 CFR Part 32, or a specific license issued by an Agreement State or a Licensing State pursuant to equivalent regulations.

(iii) For Group VI, no licensee or registrant shall receive, possess or use radioactive material except as contained in a source or device that has been manufactured, labeled, packaged and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(12), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.74 of 10 CFR Part 32, or a specific license issued to the manufacturer by an Agreement State or a Licensing State pursuant to equivalent regulations.

(iv) For Group III, any licensee or registrant who uses generators or reagent kits shall elute the generator or process radioactive material with the reagent kit in accordance with instructions which are approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State and are furnished by the manufacturer on the label attached to or in the leaflet or brochure which accompanies the generator or reagent kit.

(v) For Groups I, II and III any licensee using by-product material for clinical procedures other than those specified in the product labeling (package insert) shall comply with the product labeling regarding:

- (A) Chemical and physical form;
- (B) Route of administration; and
- (C) Dosage range.

(c) Any licensee who is licensed pursuant to paragraph (3)(a) of this section for one or more of the medical use groups in WAC 402-22-200, Schedule A, also is authorized, subject to the provisions of paragraph (3)(c) and (d) of this section to receive, possess and use for calibration and reference standards:

(i) Any radioactive material authorized under Group I, Group II, or Group III of WAC 402-22-200, Schedule A, with a half-life not longer than one hundred days, in amounts not to exceed 15 millicuries total;

(ii) Any radioactive material authorized under Group I, Group II, or Group III of WAC 402-22-200, Schedule A, with half-life greater than one hundred days in amounts not to exceed 200 microcuries total;

(iii) Technetium-99m in amounts not to exceed 30 millicuries; and

(iv) Any radioactive material, in amounts not to exceed 3 millicuries per source, contained in calibration or reference sources that have been manufactured, labeled, packaged, and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(12), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.74 of 10 CFR Part 32, or a specific license issued to the manufacturer by an Agreement State or a Licensing State pursuant to equivalent regulations.

(d) Leak tests.

(i) Any licensee or registrant who possesses sealed sources as calibration or reference sources pursuant to paragraph (3)(c) of this section shall cause each sealed source containing radioactive material, other than hydrogen-3, with a half-life greater than thirty days in any form other than gas to be tested for leakage and/or contamination at intervals not to exceed six months. In the absence of a certificate from a transferor indicating that a test has been made within six months prior to the

transfer, the sealed sources should not be used until tested: **PROVIDED, HOWEVER,** That no leak tests are required when:

(A) The source contains 100 microcuries or less of beta and/or gamma emitting material or 10 microcuries or less of alpha emitting material;

(B) The sealed source is stored and is not being used (~~(; such sources shall, however, be tested for leakage prior to any use or transfer unless they have been leak tested within 6 months prior to the date of use or transfer.);~~); **PROVIDED,** That a physical inventory of the source and wipe surveys of the storage area are conducted.

(i) The leak test shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample. The test sample shall be taken from the sealed source or from the surfaces of the device in which the sealed source is mounted or stored on which contamination might be expected to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department.

(ii) If the leak test reveals the presence of 0.005 microcurie or more of removable contamination, the licensee or registrant shall immediately withdraw the sealed source from use and shall cause it to be decontaminated and repaired or to be disposed of in accordance with chapters 402-22 and 402-24 WAC of these regulations. A report shall be filed within five days of the test with the department describing the equipment involved, the test results, and the corrective action taken.

(e) Any licensee or registrant who possesses and uses calibration and reference sources pursuant to item (3)(c)(iv) of this section shall:

(i) Follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State and furnished by the manufacturer on the label attached to the source, or permanent container thereof, or in the leaflet or brochure that accompanies the source, and maintain such instruction in a legible and conveniently available form; and

(ii) Conduct a quarterly physical inventory to account for all sources received and possessed. Records of the inventories shall be maintained for inspection by the department and shall include the quantities and kinds of radioactive material, location of sources, and the date of the inventory.

(4) Human use of sealed sources. In addition to the requirements set forth in WAC 402-22-040, a specific license for human use of sealed sources will be issued only if the applicant or, if the application is made by an institution, the individual user:

(a) Has specialized training in the diagnostic or therapeutic use of the sealed source considered, or has experience equivalent to such training; and

(b) Is a physician.

(5) Use of sealed sources in industrial radiography. In addition to the requirements set forth in WAC 402-22-040, a specific license for use of sealed sources in industrial radiography will be issued if:

(a) The applicant will have an adequate program for training radiographers and radiographer's assistants and

submits to the department a schedule or description of such program which specifies the:

(i) Initial training;

(ii) Periodic training;

(iii) On-the-job training;

(iv) Means to be used by the licensee to determine the radiographer's knowledge and understanding of and ability to comply with department regulations and licensing requirements, and the operating and emergency procedures of the applicant; and

(v) Means to be used by the licensee to determine the radiographer's assistant's knowledge and understanding of and ability to comply with the operating and emergency procedures of the applicant;

(b) The applicant submits to the department and complies with satisfactory written operating and emergency procedures (described in WAC 402-36-110 of these regulations);

(c) The applicant will have (~~(an adequate)~~) a quarterly internal inspection system, or other management control, to assure that license provisions, regulations, and the applicant's operating and emergency procedures are followed by radiographers and radiographer's assistants. Records of this management control program shall be maintained for two years;

(d) The applicant submits to the department a description of the applicant's overall organizational structure pertaining to the industrial radiography program, including specified delegations of authority and responsibility for operation of the program;

(e) The applicant who desires to conduct leak tests has established adequate procedures to be followed in leak testing sealed sources for possible leakage and contamination and submits to the department a description of such procedures including:

(i) Instrumentation to be used;

(ii) Method of performing tests, e.g., points on equipment to be smeared and method of taking smear; and

(iii) Pertinent experience of the person who will perform the tests;

(f) The licensee shall conduct a program for inspection and maintenance of radiographic exposure devices and storage containers to assure proper functioning of components important to safety.

(6) Environmentally significant licensing actions. In addition to the requirements set forth in WAC 402-22-040, a specific license for any activity within the licensing authority of the department which the department determines will significantly affect the radiological quality of the human environment, including those specified in WAC 197-10-175(7)(a) (i.e., licenses to operate low level waste burial facilities or licenses to operate or expand beyond the design capacity, mineral processing facilities or their tailings areas, whose products, or byproducts, have concentrations of naturally occurring radioactive material in excess of exempt concentrations as specified in WAC 402-19-580, Schedule C), will be issued if the following conditions are met:

(a) Environmental Impact Statement.

(i) The application for a license or license amendment (other than administrative amendments) is accompanied or preceded by a Final Environmental Impact Statement

or Final Declaration of Nonsignificance completed in accordance with the State Environmental Policy Act (SEPA) procedures and guidelines specified in chapters 197-10 and 248-06 WAC. For any uranium or thorium mill in operation on or before the effective date of this regulation for which an Environmental Impact Statement has not been prepared previously, an application for license renewal must be accompanied or preceded by a Final Environmental Impact Statement or Final Declaration of Nonsignificance completed in accordance with SEPA guidelines.

**NOTE:** No construction shall be commenced until the license has been issued or unless an emergency exemption from SEPA requirements is granted in accordance with WAC 197-10-180. For the purposes of subsection (6) of this section, the term "commencement of construction" means any clearing of land, excavation or other substantial action related to a proposed activity for specific licensing that would adversely affect the natural environment of a site; this term does not include changes desirable for the temporary use of the land for public recreational use, limited borings to determine site characteristics as necessary for environmental assessment, or other preconstruction monitoring to establish background information related to suitability of a site or to the protection of environmental values. In the case where an exemption is granted, the applicant shall assume all financial risk for construction activity; waive any claim of entitlement to the issuance of a license based solely upon the grant of the exemption or the commencement of construction pursuant thereto; and furnish, if the circumstances warrant and the department so requires, a financial surety arrangement to insure the protection of the public health, safety and the environment in the event of abandonment, default, or inability of the license applicant to meet the requirements of the act or these regulations.

(ii) In addition to the information required in chapter 197-10 WAC, the following additional areas shall be addressed in the final Environmental Impact Statement:

(A) Alternative sites to those chosen by the applicant shall include all alternative sites, whether or not those sites are under the control or ownership of the applicant.

(B) Long term impacts shall include, but not be limited to, decommissioning, decontamination, reclamation impacts and material management associated with the proposed activities.

(C) Environmental reviews, dose assessments, ecology, construction effects on biota, impact on the environment from the use of chemicals, and socio-economic effects shall be addressed.

(D) Alternative disposal sites and techniques for disposal shall be evaluated to determine if a site or technique is clearly superior.

(b) For uranium or thorium milling operations, a bond made payable to the department of social and

health services or other acceptable government agency, and in an amount specified by the department, shall be posted to ensure the protection of the public health and safety in the event of abandonment, default or other inability of the licensee to meet the requirements for reclamation and disposal of tailings and for decommissioning the site. The bond, or a copy thereof when the bond is made payable to another government agency, shall be received by the department prior to issuance of the license, or prior to license renewal for mills in operation on or before the effective date of this regulation. Other acceptable surety arrangements in addition to surety bonding include cash deposits, certificates of deposit, deposits of government securities, letters or lines of credit or combinations of the foregoing. The amount and mechanism of the surety arrangement may be reviewed by the department preceding each license renewal and adjustments may be required of the licensee prior to such renewal.

(c) The owner of the proposed uranium or thorium mill and tailings site(s) agrees to transfer or revert to the appropriate state or federal agency upon termination of the license, all lands, buildings and grounds, and any interest therein, necessary to fulfill the purposes of this subsection, except where the lands are held in trust for, or are owned by any Indian tribe. For any uranium or thorium mill in operation on or before the effective date of this regulation, such an agreement will be required prior to license renewal.

(d) For all uranium and thorium milling operations, the owner or operator shall arrange to pay to the department or its designee on a quarterly basis a charge on each pound of uranium or thorium compound which is milled out of the raw ore on or after January 1, 1980. For uranium or thorium mills in operation on or before the effective date of this regulation, the mill owner or operator shall determine the appropriate manner in which to make said payments prior to April 1, 1980.

(i) The specific charge shall be five cents per pound on each pound of uranium or thorium compound milled out of the raw ore.

(ii) The specific charge may be increased or decreased as is considered necessary to provide a special security fund for the further maintenance, surveillance or care which may be required after a licensee has ceased to operate.

(iii) The total charge shall not exceed one million dollars.

(e) The application for a license includes a description of an appropriate program for effluent monitoring, environmental monitoring and data reporting. Such description shall encompass locations, frequency, and types of sampling, analytical plans and procedures, minimum detection levels, sampling equipment and quality assurance programs.

(f) All licensees or registrants required to meet the additional requirements set forth in WAC 402-22-070(6) shall establish environmental monitoring programs adequate to determine the impact of their activity on the natural environment around the site of their environmentally significant activity. The established environmental and effluent monitoring program shall address all

environmentally significant radionuclide releases and external radiation sources caused or threatened to be caused by the licensee's activities.

(i) Effluent and environmental monitoring results shall include the following minimum information as pertinent:

(A) Information as to flow rates, total volume of effluent, peak concentration, concentration of each radionuclide in the effluent averaged over a period of one year at the point where the effluent leaves a stack, tube, pipe, or similar conduit;

(B) A description of the properties of the effluents, including:

(I) Chemical composition;

(II) Physical characteristics, including suspended solids content in liquid effluents, and nature of gas aerosol for air effluents;

(III) The hydrogen ion concentrations (pH) of liquid effluents; and

(IV) The size range of particulates in effluent released into air;

(C) A description of the anticipated human occupancy in the unrestricted area where the highest concentration of radioactive material from the effluent is expected, and, in the case of a river stream a description of water uses downstream from the point of release of the effluent.

(D) Information as to the highest concentration of each radionuclide in an unrestricted area, including anticipated concentrations averaged over a period of one year:

(I) In air at any point of human occupancy; or

(II) In water at points of use downstream from the point of release of the effluent;

(E) The background concentration of radionuclides in the receiving river or stream prior to the release of liquid effluent;

(F) A description of the waste treatment facilities and procedures used to reduce the concentration of radionuclides in effluents prior to their release;

(G) A written description of sampling techniques and sample analysis methods;

(H) A written description of how all calculated results were obtained from sample analysis data. This explanation shall include example calculations and estimates of the precision and sensitivity of monitoring results;

(I) A written description of the licensee's quality control program including specification of control samples and standard samples used.

(ii) The licensee shall submit in writing to the department within sixty days after January 1 and July 1 of each year, reports specifying the quantities of each of the principle radionuclides released to unrestricted areas in liquid and in gaseous effluent during the previous six months of operations. This data shall be reported in a manner that will permit the department to confirm the potential annual radiation doses to the public. All data from the radiological and nonradiological environmental monitoring program will also be submitted for the same time period and frequency as specified above. The data shall be reported in a manner which will allow the department to confirm the potential annual radiation doses to the public.

## NEW SECTION

WAC 402-22-240 APPENDIX—GENERAL LABORATORY RULES FOR SAFE USE OF UNSEALED SOURCES. (1) In addition to the requirements set forth in WAC 402-22-040, a specific licensee who uses unsealed, unplated and/or liquid sources should the applicant possess adequate facilities including ventilation systems which are compatible with the proposed uses: and,

(2) Possess, use, and store, radioactive materials in accordance with, but not limited to, the following:

(a) Receive, handle, and store radioactive materials only at specifically designated locations within the applicant's facility. Vessels containing radioactive material must be labeled as required by chapter 402-24 WAC.

(b) Wear disposable gloves at all times when handling disposable radioactive material or potentially contaminated items.

(c) Wear personnel monitoring devices (film badge or TLD), when required, at all times when working with, or in the vicinity of, radioactive materials. Extremity doses shall be considered in evaluating the need for separate extremity dosimeters. Calculations based on whole body badge results for photon emitters may be used in lieu of separate extremity dosimeters. Extremity dosimetry should be worn when working with millicurie or greater quantities of material (excluding low energy beta emitters and pure alpha emitters). Monitoring devices, when not in use, shall be stored in a designated low-background area.

(d) Use remote tools, lead shields, lead-glass shields, and/or plexiglass shields as appropriate.

(e) Prohibit eating, drinking, smoking, and application of cosmetics in any area where radioactive material is used or stored.

(f) Do not store food, drink and personal effects in any area, container, or refrigerator designated for radioactive materials use or storage.

(g) Do not pipette radioactive materials or any similar operation by employing mouth suction.

(h) Use disposable absorbant material with impervious backing to cover work surfaces where spillage is possible.

(i) Properly dress and protect open wounds on exposed body surfaces before working with radioactive materials.

(j) Wear laboratory coats when working with radioactive material. Potentially contaminated laboratory coats shall not be worn outside the immediate work area.

(k) Nuclides in volatile form, or with a high potential for volatilization should be used only in areas with ventilation systems which conform to the requirements of WAC 402-24-030 and 402-24-050.

## AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-060 LEAK TESTS. (1) Each sealed radioactive source possessed under the provisions of a specific license, other than hydrogen-3 (tritium), with a half-life greater than thirty days and in any form other than gas, shall be tested and results obtained for leakage and/or contamination prior to initial use and at six-

month intervals or as specified by the license. If there is reason to suspect that a sealed source might have been damaged, it shall be tested for leakage and results obtained before further use.

(2) Leak tests shall be capable of detecting the presence of 0.005 microcurie of removable contamination. The results of leak tests made pursuant to WAC 402-24-060(1) shall be recorded in units of microcuries and shall be maintained for inspection by the department. Any test conducted pursuant to subsection (1) which reveals the presence of 0.005 microcurie or more of removable contamination shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the source from use and shall cause it to be decontaminated and repaired or to be disposed (~~(of)~~) in accordance with WAC (~~(402-20-170)~~) 402-19-400. If a sealed source shows evidence of leaking, a report shall be filed with the department within five days of the test, describing the equipment involved, the test results, and the corrective action taken. Where sealed sources are permanently mounted in devices or equipment, tests for contamination and leakage may be made by wiping appropriate accessible surfaces and measuring these wipes for transferred contamination.

(3) Leak tests are required for sealed radioactive sources that are greater than 100 microcuries for beta and gamma emitters and greater than 10 microcuries for alpha emitters.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-085 SURVEYS. Each licensee or registrant shall make or cause to be made such surveys, as defined in WAC 402-12-050(66), as may be necessary for the licensee or registrant to establish compliance with these regulations and are reasonable under the circumstances to evaluate the extent of radiation hazards that may be present. Records of such surveys shall be preserved as specified in WAC 402-24-170. Information on performing surveys may be found in the United States Nuclear Regulatory Commission's Regulatory Guide 8.23.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-095 EXCEPTIONS FROM POSTING AND LABELING REQUIREMENTS. Notwithstanding the provisions of WAC 402-24-090:

(1) Notwithstanding the requirements of WAC 402-36-140, a room or area is not required to be posted with a caution sign because of the presence of a sealed source, provided the radiation level (~~(twelve inches)~~) 30.5 centimeters from the surface of the source container or housing does not exceed five millirem per hour.

(2) Rooms or other areas in hospitals are not required to be posted with caution signs, and control of entrance or access thereto pursuant to WAC 402-24-090(1)(c) is not required, because of the presence of patients containing less than 30 millicuries of radioactive material for whom hospitalization is not otherwise required. Provided that there are personnel in attendance who will

take the precautions necessary to prevent the exposure of any individual to radiation or radioactive material in excess of the limits established in the regulations in this chapter.

(3) Caution signs are not required to be posted in areas or rooms containing radioactive material for periods of less than eight hours provided that:

(a) The material is constantly attended during such periods by an individual who shall take the precautions necessary to prevent the exposure of any individual to radiation or radioactive material in excess of the limits established in this part(-); and

(b) Such area or room is subject to the licensee's or registrant's control.

(4) A room or other area is not required to be posted with a caution sign, and control is not required for each entrance or access point to a room or other area which is (~~(a high radiation area)~~) used solely ((because of the presence)) for the storage of radioactive material prepared for transport and packaged and labeled in accordance with regulations of the United States Department of Transportation.

(5) Rooms with x-ray equipment may not be required to be posted with caution signs provided that access is controlled.

(6) The interior of a teletherapy room is not required to be posted with caution signs provided such posting is conspicuously placed at the entrance(s) to the rooms.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-110 INSTRUCTION OF PERSONNEL. Instructions required for individuals working in or frequenting any portion of a restricted area are specified in WAC 402-48-020, 402-48-030, and 402-48-040.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-120 SECURITY AND (~~(FIRE PROTECTION))~~ CONTROL OF STORED RADIOACTIVE MATERIAL. (1) Licensed materials (~~(stored in an unrestricted area)~~) shall be secured from, or controlled in such a manner so as to prevent unauthorized removal from the place of storage.

(2) Licensed materials in an unrestricted area and not in storage shall be tended under the constant surveillance and immediate control of the licensee.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-125 PROCEDURES FOR PICKING UP, RECEIVING, AND OPENING PACKAGES. (1)(a) Each licensee or registrant who expects to receive a package containing quantities of radioactive material in excess of the Type A quantities specified in WAC 402-24-125(2) shall:

(i) If the package is to be delivered to the licensee's or registrant's facility by the carrier, make arrangements to receive the package when it is offered for delivery by the carrier; or

(ii) If the package is to be picked up by the licensee or registrant at the carrier's terminal, make arrangements to receive notification from the carrier of the arrival of the package, at the time of arrival.

(b) Each licensee or registrant who picks up a package of radioactive material from a carrier's terminal shall pick up the package expeditiously upon receipt of notification from the carrier of its arrival.

(2)(a) Each licensee or registrant, upon receipt of a package of radioactive material, shall monitor the external surfaces of the package for radioactive contamination caused by leakage of the radioactive contents, except:

(i) Packages containing no more than the exempt quantity specified in the table in this subdivision;

(ii) Packages containing no more than 10 millicuries of radioactive material consisting solely of tritium, carbon-14, sulfur-35, or iodine-125;

(iii) Packages containing only radioactive material as gases or in special form;

(iv) Packages containing only radioactive material in other than liquid form (including Mo-99/Tc-99m generators) and not exceeding the Type A quantity limit specified in the Table in this subdivision; and

(v) Packages containing only radionuclides with half-lives of less than 30 days and a total quantity of no more than 100 millicuries.

The monitoring shall be performed as soon as practicable after receipt, but no later than three hours after the package is received at the licensee's facility if received during the licensee's normal working hours, or eighteen hours if received after normal working hours.

(b) If removable radioactive contamination in excess of 0.01 microcurie (22,200 transformations per minute) per 100 square centimeters of package surface is found on the external surfaces of the package, the licensee shall immediately notify by telephone, telegraph, mailgram or facsimile, the final delivering carrier, shipper and the department.

TABLE OF EXEMPT AND TYPE A QUANTITIES

Transport Group*	Exempt Quantity Limit (in millicuries)	Type A Quantity Limit (in curies)
I	0.01	0.001
II	0.1	0.050
III	1	3
IV	1	20
V	1	20
VI	1	1,000
VII	25,000	1,000
Special form*	1	20

NOTE:

\*The definitions of ("transport group" and "special form" are specified in WAC ~~402-12-210~~ and ~~402-12-200(2)~~ respectively) transport group and special form are specified in United States Department of Transportation regulations. A copy of pertinent sections from these regulations are available upon request from the department.

(3)(a) Each licensee or registrant, upon receipt of a package containing quantities of radioactive material in

excess of the Type A quantities specified in WAC 402-24-125(2), other than those transported by exclusive use vehicle, shall monitor the radiation levels external to the package. The package shall be monitored as soon practicable after receipt, but no later than three hours after the package is received at the licensee's facility if received during the licensee's normal working hours, or 18 hours if received after normal working hours.

(b) If radiation levels are found on the external surface of the package in excess of 200 millirem per hour, or at ((~~three feet~~)) one meter from the external surface of the package in excess of 10 millirem per hour, the licensee or registrant shall immediately notify, by telephone, telegraph, mailgram or facsimile, the shipper, the final delivering carrier and the department.

(4) Each licensee or registrant shall establish and maintain procedures for safely opening packages in which radioactive material is received, and shall assure that such procedures are followed and that due consideration is given to special instructions for the type of package being opened. In addition, this shall include a wipe sample of the outside of any inner package which contains a liquid or dispersible radionuclide (radioactive wastes shall be exempted).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-140 DISPOSAL BY RELEASE INTO SANITARY SEWERAGE SYSTEMS. No licensee shall discharge radioactive material into a sanitary sewerage system unless:

- (1) It is readily soluble or dispersible in water;
- (2) The quantity of any radioactive material released into the system by the licensee in any one day does not exceed the larger of:

(a) The quantity which, if diluted by the average daily quantity of sewage released into the sewer by the licensee, will result in an average concentration not greater than the limits specified in WAC 402-24-220, Appendix A, Table I, Column 2(;;); or

(b) Ten times the quantity of such material specified in WAC 402-24-230, Appendix B of this part;

(3) The quantity of any radioactive material released in any one month, if diluted by the average monthly quantity of water released by the licensee, will not result in an average concentration exceeding the limits specified in WAC 402-24-220 Appendix A, Table I, Column 2; and

(4) The gross quantity of all radioactive material except hydrogen-3 and carbon-14 released into the sewerage system by the licensee does not exceed one curie (1Ci) per year. The amount released into the sewerage system for hydrogen-3 shall not exceed 5 curies per year and for carbon-14 shall not exceed 1 curie per year.

Excreta from individuals undergoing medical diagnosis or therapy with radioactive material shall be exempt from any limitations contained in this section: PROVIDED, That the licensee provides for appropriate radiological monitoring whenever any waste line in the licensee's installation which may carry such excreta is opened.

NEW SECTION

WAC 402-24-165 DISPOSAL OF SPECIFIC WASTES. Any licensee may dispose of the following licensed material without regard to its radioactivity:

(1) 0.05 microcuries or less of hydrogen-3 or carbon-14, per gram of medium, used for liquid scintillation counting; and

(2) 0.05 microcuries or less of hydrogen-3 or carbon-14, per gram of animal tissue averaged over the weight of the entire animal: PROVIDED HOWEVER, Tissue may not be disposed under this section in a manner that would permit its use either as food for humans or as animal feed; and

(3) Nothing in this section, however, relieves the licensee of maintaining records showing the receipt, transfer and disposal of such byproduct material as specified in WAC 402-12-080; and

(4) Nothing in this section relieves the licensee from complying with other applicable federal, state and local regulations governing any other toxic or hazardous property of these materials.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-170 RECORDS OF SURVEYS, RADIATION MONITORING, AND DISPOSAL. (1) Each licensee or registrant shall maintain records showing the radiation exposures of all individuals for whom personnel monitoring is required under WAC 402-24-070. Such records shall be kept on State of Washington Current Occupational External Radiation Exposure (Form RHF-5), in accordance with the instructions contained in that form, or on clear and legible records containing all the information required by Form RHF-5. The doses entered on the forms or records shall be for periods of time not exceeding one calendar quarter.

(2) Each licensee or registrant shall maintain records in the same units used in this part, showing the results of surveys required by WAC 402-24-085 monitoring required by WAC 402-24-125(2) and 402-24-125(3), and disposals made under WAC 402-24-135 through ~~((402-24-150))~~ 402-24-165.

(3) (a) Records of individual exposure to radiation and to radioactive material which must be maintained pursuant to the provisions of WAC 402-24-170(1) and records of bioassays, including results of whole body counting examinations made pursuant to WAC 402-24-080, shall be preserved indefinitely or until the department authorizes their disposal.

(b) Records of the results of surveys and monitoring which must be maintained pursuant to WAC 402-24-170(2) shall be preserved for two years after completion of the survey except that the following records shall be maintained until the department authorizes their disposition:

(i) Records of the results of surveys to determine compliance with WAC 402-24-030;

(ii) In the absence of personnel monitoring data, records of the results of surveys to determine external radiation dose;

(iii) Records of the results of surveys used to evaluate the release of radioactive effluents to the environment.

(4) Records of disposal of licensed material made pursuant to WAC 402-24-135, 402-24-140 or 402-24-150 shall be maintained until the department authorizes their disposition.

(5) Records which must be maintained pursuant to this part may be the original or a reproduced copy or microform if such reproduced copy or microform is duly authenticated by authorized personnel and the microform is capable of producing a clear and legible copy after storage for the period specified by department regulations.

(6) If there is a conflict between the department's regulations in this part, license condition, or other written department approval or authorization pertaining to the retention period for the same type of record, the retention period specified in the regulations in this part for such records shall apply unless the department, pursuant to WAC ~~((402-24-125))~~ 402-12-125 of these regulations, has granted a specific exemption from the record retention requirements specified in the regulations in this part.

(7) The discontinuance of, or curtailment of, activities does not relieve the licensee or registrant of responsibility for retaining all records required by this section. A licensee or registrant may, however, request the department to accept such records. The acceptance of the records by the department relieves the licensee or registrant of subsequent responsibility only in respect to their preservation as required in this section.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-180 REPORTS OF THEFT OR LOSS OF RADIATION SOURCES. Each licensee and/or registrant shall report immediately by telephone, (Seattle, Area Code 206-682-5327) ~~((telegraph, mailgram, or facsimile))~~ and confirm promptly by letter to the State Department of Social and Health Services, Radiation Control Unit, Mail Stop ~~((LD-H))~~ LF-13, Olympia, Washington 98504, the actual or attempted theft or loss as soon as such theft or loss becomes known to the licensee and/or registrant of:

- (1) Any radiation machine; or
- (2) Any quantity of radioactive material in excess of a quantity exempted under WAC 402-24-230, Appendix B, or any item exempted in chapter 402-19 WAC.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-190 NOTIFICATION OF INCIDENTS. (1) Immediate notification. Each licensee and/or registrant shall immediately notify the State Department of Social and Health Services, Radiation Control Unit, Mail Stop ~~((LD-H))~~ LF-13, Olympia, Washington 98504, by telephone (Seattle, Area Code 206-682-5327) ~~((telegraph, mailgram, or facsimile))~~ and confirming letter of any incident involving any radiation source possessed by him and which may have caused or threatens to cause:

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-24-230 APPENDIX B—QUANTITIES EXEMPT FROM LABELING.

(a) A dose to the whole body of any individual of 25 rems or more of radiation; a dose to the skin of the whole body of any individual of 150 rems or more of radiation; or a dose to the feet, ankles, hands, or forearms of any individual of 375 rems or more of radiation; or

(b) The release of radioactive material in concentrations which, if averaged over a period of 24 hours, would exceed 5,000 times the limits specified for such materials in WAC 402-24-220, Appendix A, Table II; or

(c) A loss of one working week or more of the operation of any facilities affected; or

(d) Damage to property in excess of \$200,000.

(2) Twenty-four hour notification. Each licensee and/or registrant shall within twenty-four hours notify the State Department of Social and Health Services, Radiation Control Unit, Mail Stop ((~~ED-11~~) LF-13, Olympia, Washington 98504, by telephone (Seattle, Area Code 206-682-5327))(~~(, telegraph, mailgram or facsimile,))~~ and confirming letter of any incident involving any radiation source possessed which may have caused or threatens to cause:

(a) A dose to the whole body of any individual of 5 rems or more of radiation; a dose to the skin of the whole body of any individual of 30 rems or more of radiation; or a dose to the feet, ankles, hands, or forearms of 75 rems or more of radiation; or

(b) The release of radioactive material in concentrations which, if averaged over a period of 24 hours, would exceed 500 times the limits specified for such materials in WAC 402-24-220, Appendix A, Table II; or

(c) A loss of one day or more of the operation of any facilities affected; or

(d) Damage to property in excess of \$2,000.

(3) Exposure of personnel monitoring device in excess of 5 rem which was not worn by the assigned individual. Each licensee and/or registrant shall notify the State Department of Social and Health Services, Radiation Control Program, Mail Stop ((~~ED-11~~) LF-13, Olympia, Washington 98504 by telephone (Seattle 206/682-5327))(~~(, telegraph, mailgram, or facsimile)~~) within twenty-four hours and confirming by letter.

(4) Within twenty-four hours, each registrant shall notify the department of an incident whereby a patient received, or may have received, an unintentional radiation exposure due to x-ray system malfunction.

(5) For each occurrence, requiring notification pursuant to ((~~WAC 402-24-190~~)) this section, a prompt investigation of the situation shall be initiated by the licensee/registrant. A report of the findings of the investigation shall be sent to the department within thirty days.

Any report filed with the department pursuant to ((~~WAC 402-24-190~~)) this section shall be prepared in the manner described in WAC 402-24-200(2). Telephone notifications that do not involve immediate or twenty-four hour notification shall not be made to the emergency number (Seattle 206/682-5327). Routine calls should be made to the Olympia office ((~~206/753-3469~~)) (206/753-5957).

Material	Microcuries
Americium-241	0.01
Antimony-122	100
Antimony-124	10
Antimony-125	10
Arsenic-73	100
Arsenic-74	10
Arsenic-76	10
Arsenic-77	100
Barium-133	10
Barium-140	10
Bismuth-210	1
Bromine-82	10
Cadmium-109	10
Cadmium-115m	10
Cadmium-115	100
Calcium-45	10
Calcium-47	10
Carbon-14	100
Cerium-141	100
Cerium-143	100
Cerium-144	1
Cesium-131	1,000
Cesium-134m	100
Cesium-134	1
Cesium-135	10
Cesium-136	10
Cesium-137	10
Chlorine-36	10
Chlorine-38	10
Chromium-51	1,000
Cobalt-58m	10
Cobalt-58	10
Cobalt-60	1
Copper-64	100
Dysprosium-165	10
Dysprosium-166	100
Erbium-169	100
Erbium-171	100
Europium-152 (9.2 h)	100
Europium-152 (13 yr)	1
Europium-154	1
Europium-155	10
Fluorine-18	1,000
Gadolinium-153	10
Gadolinium-159	100
Gallium-72	10
Germanium-71	100
Gold-198	100
Gold-199	100
Hafnium-181	10
Holmium-166	100
Hydrogen-3	1,000
Indium-113m	100
Indium-114m	10



Material	Microcuries	Material	Microcuries
Indium-115m	100	Ruthenium-97	100
Indium-115	10	Ruthenium-103	10
Iodine-125	1	Ruthenium-105	10
Iodine-126	1	Ruthenium-106	1
Iodine-129	0.1	Samarium-151	10
Iodine-131	1	Samarium-153	100
Iodine-132	10	Scandium-46	10
Iodine-133	1	Scandium-47	100
Iodine-134	10	Scandium-48	10
Iodine-135	10	Selenium-75	10
Iridium-192	10	Silicon-31	100
Iridium-194	100	Silver-105	10
Iron-55	100	Silver-110m	1
Iron-59	10	Silver-111	100
Krypton-85	100	Sodium-22	10
Krypton-87	10	Sodium-24	10
Lanthanum-140	10	Strontium-85	10
Lutetium-177	100	Strontium-89	1
Manganese-52	10	Strontium-90	0.1
Manganese-54	10	Strontium-91	10
Manganese-56	10	Strontium-92	10
Mercury-197m	100	Sulphur-35	100
Mercury-197	100	Tantalum-182	10
Mercury-203	10	Technetium-96	10
Molybdenum-99	100	Technetium-97m	100
Neodymium-147	100	Technetium-97	100
Neodymium-149	100	Technetium-99m	100
Nickel-59	100	Technetium-99	10
Nickel-63	10	Tellurium-125m	10
Nickel-65	100	Tellurium-127m	10
Niobium-93m	10	Tellurium-127	100
Niobium-95	10	Tellurium-129m	10
Niobium-97	10	Tellurium-129	100
Osmium-185	10	Tellurium-131m	10
Osmium-191m	100	Tellurium-132	10
Osmium-191	100	Terbium-160	10
Osmium-193	100	Thallium-200	100
Palladium-103	100	Thallium-201	100
Palladium-109	100	Thallium-202	100
Phosphorus-32	10	Thallium-204	10
Platinum-191	100	Thorium (natural) <sup>1</sup>	100
Platinum-193m	100	Thulium-170	10
Platinum-193	100	Thulium-171	10
Platinum-197m	100	Tin-113	10
Platinum-197	100	Tin-125	10
Plutonium-239	0.01	Tungsten-181	10
Polonium-210	0.1	Tungsten-185	10
Potassium-42	10	Tungsten-187	100
Praseodymium-142	100	Uranium (natural) <sup>2</sup>	100
Praseodymium-143	100	Uranium-233	0.01
Promethium-147	10	Uranium-234 -	
Promethium-149	10	Uranium-235	0.01
Radium-226	0.01	Vanadium-48	10
Rhenium-186	100	Xenon-131m	1,000
Rhenium-188	100	Xenon-133	100
Rhodium-103m	100	Xenon-135	100
Rhodium-105	100	Ytterbium-169	10
Rubidium-86	10	Ytterbium-175	100
Rubidium-87	10	Yttrium-90	10

Material	Microcuries
Yttrium-91	10
Yttrium-92	100
Yttrium-93	100
Zinc-65	10
Zinc-69m	100
Zinc-69	1,000
Zirconium-93	10
Zirconium-95	10
Zirconium-97	10

NOTES:

<sup>1</sup>Based on alpha disintegration rate of Th-232, Th-230 and their daughter products.

<sup>2</sup>Based on alpha disintegration rate of U-238, U-234, and U-235.

Material	Microcuries
Any alpha emitting radionuclide not listed above or mixtures of alpha emitters of unknown composition	0.01
Any radionuclide other than alpha emitting radionuclides, not listed above or mixtures of beta emitters of unknown composition	0.1

NOTE: For purposes of WAC 402-24-090(;) and 402-24-140 ((and 402-24-150)), where there is involved a combination of isotopes in known amounts, the limit for the combination should be derived as follows: Determine, for each isotope in the combination, the ratio between the quantity present in the combination and the limit otherwise established for the specific isotope when not in combination. The sum of such ratios for all the isotopes in the combination may not exceed "1" (i.e., "unity"). Example: For purposes of WAC ((402-24-150)) 402-24-090(1)(g), if a particular batch, room, or area contains ((20,000)) 200 μCi of Au-198 and ((50,000)) 500 μCi of C-14, it may also ((include)) contain not more than ((300)) 3 μCi of I-131 and remain unposted. This limit was determined as follows:

$$\frac{((20,000)) 200 \mu\text{Ci Au-198} + ((50,000)) 500 \mu\text{Ci C-14}}{((100,000)) 1,000 \mu\text{Ci}} + \frac{((300)) 3 \mu\text{Ci I-131}}{((1,000)) 10 \mu\text{Ci}} = 1$$

The denominator in each of the above ratios was obtained by multiplying the figure in the table by ((1,000)) 10 as provided in WAC ((402-24-150)) 402-24-090(1)(g).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-020 DEFINITIONS. As used in this chapter, the following definitions apply:

(1) "Accessible surface" means the external surface of the enclosure or housing provided by the manufacturer.

(2) "Accidental radiation exposure incident" means an exposure to a patient, an operator, or a member of the public that was unintentional.

(3) "Added filter" means the filter added to the inherent filtration.

((3)) (4) "Aluminum equivalent" means the thickness of aluminum (type 1100 alloy) affording the same attenuation, under specified conditions, as the material in question. (The nominal chemical composition of type 1100 aluminum alloy is 99.00 percent minimum aluminum, 0.12 percent copper).

((4)) (5) "Assembler" means any person engaged in the business of assembling, replacing, or installing one or more components into an x-ray system or subsystem. An assembler may be the practitioner, his/her employee, an outside contractor, or an employee of an outside firm.

((5)) (6) "Attenuation block" means a block or stack, having dimensions 20 cm by 20 cm by 3.8 cm, of type 1100 aluminum alloy or other aluminum alloys having equivalent attenuation.

((6)) (7) "Automatic exposure control" means a device which automatically controls one or more technique factors in order to obtain at a preselected location(s) a required quantity of radiation (see also "Phototimer").

((7)) (8) "Barrier" (see "Protective barrier").

((8)) (9) "Beam axis" means a line from the source through the centers of the x-ray fields.

((9)) (10) "Beam-limiting device" means a device which provides a means to restrict the dimensions of the x-ray field.

((10)) (11) "Beam monitoring system" means a system designed to detect and measure the radiation present in the useful beam.

((11)) (12) "Cephalometric device" means a device intended for the radiographic visualization and measurement of the dimensions of the human head.

((12)) (13) "Certified components" means components of x-ray systems which have been certified by the manufacturer as meeting the requirements of the federal performance standard for x-ray equipment.

((13)) (14) "Certified system" means any x-ray system which has one or more certified component(s).

((14)) (15) "Changeable filters" means any filter, exclusive of inherent filtration, which can be removed from the useful beam through any electronic, mechanical or physical process.

((15)) (16) "Coefficient of variation (C)" means the ratio of the standard deviation to the mean value of a population of observations. It is estimated using the following equation:

Line 35  
 Chapter 340  
 250  
 1/4

NOTE:

\*When the word, exposure, is used in this part to mean one or more irradiations of a person for a healing arts purpose, or in a more general sense, it will not be underlined [italicized].

~~((28))~~ (31) "Field emission equipment" means equipment which uses an x-ray tube in which electron emission from the cathode is due solely to the action of an electric field.

~~((29))~~ (32) "Filter" means material placed in the useful beam to absorb preferentially selected radiations.

~~((30))~~ (33) "Fluoroscopic imaging assembly" means a component which comprises a reception system in which x-ray photons produce a fluoroscopic image. It includes equipment housings, electrical interlocks if any, the primary protective barrier, and structural material providing linkage between the image receptor and the diagnostic source assembly.

~~((31))~~ (34) "Full beam detector" means a radiation detector of such size that the total cross section of the maximum size useful beam is intercepted.

~~((32))~~ (35) "General purpose radiographic x-ray system" means any radiographic x-ray system which, by design, is not limited to radiographic examination of specific anatomical regions.

~~((33))~~ (36) "Gonad shield" means a protective barrier for the testes or ovaries.

~~((34))~~ (37) "Half-value layer (HVL)" means the thickness of specified material which attenuates the beam of radiation to an extent such that the exposure rate is reduced to one-half of its original value. In this definition the contribution of all scattered radiation, other than any which might be present initially in the beam concerned, is deemed to be excluded.

~~((35))~~ (38) "Healing arts screening" means the testing of an asymptomatic population using x-ray machines for the detection or evaluation of health indications when such tests are not specifically and individually ordered by a licensed practitioner of the healing arts legally authorized to prescribe such x-ray tests for the purpose of diagnosis or treatment.

~~((36))~~ (39) "Heat unit" means a unit of energy equal to the product of the peak kilovoltage, milliamperes, and seconds, i.e., kVp x mA x second.

~~((37))~~ (40) "Image intensifier" means a device consisting of an image intensifier tube installed in its housing which instantaneously converts an x-ray pattern into a light image of higher energy density.

~~((38))~~ (41) "Image receptor" means any device, such as a fluorescent screen or radiographic film, which transforms incident x-ray photons either into a visible image or into another form which can be made into a visible image by further transformations.

~~((39))~~ (42) "Image receptor support" means that part of a mammographic system designed to support the image receptor in a plane perpendicular to the x-ray beam during a mammographic examination.

~~((40))~~ (43) "Inherent filtration" means the filtration of the useful beam provided by the permanently installed components of the tube housing assembly.

(44) "Installation date" means the earliest date that a machine, accessory, or component is able to be used by a registrant or transferee but no later than the date of

$$c = \frac{s}{\bar{X}} = \frac{1}{\bar{X}} \left[ \sum_{i=1}^n \frac{(X(i) - \bar{X})^2}{n-1} \right]^{1/2}$$

where

s = Estimated standard deviation of the population.

$\bar{X}$  = Mean value of observations in sample.

X(i) = th observation sampled.

n = Number of observations in sample.

~~((16))~~ (17) "Contact therapy system" means an x-ray system wherein the x-ray tube port is put in contact with or within 5 centimeters of, the surface being treated.

~~((17))~~ (18) "Control panel" means that part of the x-ray control upon which are mounted the switches, knobs, pushbuttons, and other hardware necessary for manually setting the technique factors.

~~((18))~~ (19) "Cooling curve" means the graphical relationship between heat units stored and cooling time.

(20) "Date of transfer". See Installation Date.

~~((19))~~ (21) "Dead-man switch" means a switch so constructed that a circuit closing contact can be maintained only by continuous pressure on the switch by the operator.

~~((20))~~ (22) "Department" means the Department of Social and Health Services which has been designated as the State Radiation Control Agency.

~~((21))~~ (23) "Detector" (See "Radiation detector").

~~((22))~~ (24) "Diagnostic source assembly" means the tube housing assembly with a beam-limiting device attached.

~~((23))~~ (25) "Diagnostic x-ray system" means an x-ray system designed for irradiation of any part of the human body for the purpose of recording or visualization for diagnostic purposes.

~~((24))~~ (26) "Direct scattered radiation" means that scattered radiation which has been deviated in direction only by materials irradiated by the useful beam (See also "Scattered radiation").

(27) "Electronic product defect" means an error in design, manufacture, or performance of an x-ray system such that unintentional radiation exposure to a patient, an operator, or a member of the public has occurred.

~~((25))~~ (28) "Entrance exposure rate" means the roentgens per unit time where the useful beam enters the patient.

~~((26))~~ (29) "Equipment" (See "X-ray equipment").

~~((27))~~ (30) \* "Exposure" means the quotient of dQ divided by dm where dQ is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having mass dm are completely stopped in air. (The special unit of exposure is the roentgen.)

the first human exposure made using the machine, accessory, or component that has been installed.

~~((41))~~ (45) "Interlock" means a device arranged or connected such that the occurrence of an event or condition is required before a second event or condition can occur or continue to occur.

~~((42))~~ (46) "Irradiation" means the exposure of matter to ionizing radiation.

~~((43))~~ (47) "Kilovolts peak (kVp)" (See "Peak tube potential").

~~((44))~~ (48) "kV" means kilovolts.

~~((45))~~ (49) "kWs" means kilowatt second which is equal to the product of peak kilovolts, amperes, and seconds or  $10^{-3} \times \text{kV} \times \text{mA} \times \text{sec}$ .

~~((46))~~ (50) "Lead equivalent" means the thickness of lead affording the same attenuation, under specified conditions, as the material in question.

~~((47))~~ (51) "Leakage radiation" means radiation emanating from the diagnostic or therapeutic source assembly except for:

(a) The useful beam and

(b) Radiation produced when the exposure switch or timer is not activated.

~~((48))~~ (52) "Leakage technique factors" means the technique factors associated with the tube housing assembly which are used in measuring leakage radiation. They are defined as follows:

(a) For capacitor energy storage equipment, the maximum rated peak tube potential and the maximum rated number of exposures in an hour for operation at the maximum rated peak tube potential with the quantity of charge per exposure being 10 milliamperere seconds, or the minimum obtainable from the unit, whichever is larger.

(b) For field emission equipment rated for pulsed operation, the maximum rated peak tube potential and the maximum rated number of x-ray pulses in an hour for operation at the maximum rated peak tube potential.

(c) For all other equipment, the maximum rated peak tube potential and the maximum rated continuous tube current for the maximum rated peak tube potential.

~~((49))~~ (53) "Light field" means that area of the intersection of the light beam from the beam-limiting device and one of the set of planes parallel to and including the plane of the image receptor, whose perimeter is the locus of points at which the illumination is one-fourth of the maximum in the intersection.

~~((50))~~ (54) "Line-voltage regulation" means the difference between the no-load and the load line potentials expressed as a percent of the load line potential; that is,

$$\text{Percent line-voltage regulation} = 100 (V_n - V_l) / V_l$$

where:

$V_{(n)}$  = No-load line potential

$V_{(l)}$  = ~~((No=))~~ Load line potential

~~((51))~~ (55) "mA" means tube current in milliamperes.

~~((52))~~ (56) "mAs" means milliamperere second or the product of the tube current in milliamperes and the time of exposure in seconds.

~~((53))~~ (57) "Maximum line current" means the root mean squared current in the supply line of an x-ray machine operating at its maximum rating.

~~((54))~~ (58) "Mobile equipment" (See "X-ray equipment").

(59) "Modified installation" means a room, building, office, or facility in which structural parameters which affect radiation safety are being changed; these parameters include such things as reconstruction or moving of walls, replacement of the x-ray machine with one of higher kVp or mA, a change in the direction of the beam, replacement of the control panel so that operator protection is adversely affected, a change in occupancy of adjacent areas, workload changes, etc.

(60) "New installation" means a room, building, office, or facility newly built, or in which previously there has been no radiation machine.

~~((55))~~ (61) "Peak tube potential" means the maximum value of the potential difference across the x-ray tube during an exposure.

~~((56))~~ (62) "Phototimer" - means a ~~((method for controlling radiation exposures to image receptors by the total amount of radiation which reaches a radiation monitoring device(s)))~~ device which controls radiation exposure to the image receptor by detecting the total amount of radiation reaching the device. The radiation monitoring device(s) is part of an electronic circuit which controls the time the tube is activated (See also "Automatic exposure control").

~~((57))~~ (63) "Portable equipment" (See "X-ray equipment").

~~((58))~~ (64) "Position indicating device (PID)" means a device, on dental x-ray equipment which indicate the beam position and establishes a definite source-surface (skin) distance. The device may or may not incorporate or serve as a beam-limiting device.

~~((59))~~ (65) "Primary protective barrier" (See "Protective barrier").

(66) "Protected area" means a shielded area in which attenuation of x-radiation is sufficient to meet the exposure limits of WAC 402-24-020 and the principles of WAC 402-10-010 and "ALARA" for individuals in that area.

~~((60))~~ (67) "Protective apron" means an apron made of radiation absorbing materials, used to reduce radiation exposure.

~~((61))~~ (68) "Protective barrier" means a barrier of radiation absorbing material(s) used to reduce radiation exposure.

(a) "Primary protective barrier" means the material, excluding filters, placed in the useful beam, for protection purposes, to reduce the radiation exposure.

(b) "Secondary protective barrier" means a barrier sufficient to attenuate the stray radiation to the required degree.

~~((62))~~ (69) "Protective glove" means a glove made of radiation absorbing materials used to reduce radiation exposure.

~~((63)) "Qualified expert" means an individual who has demonstrated to the satisfaction of the Department possession of knowledge and training to measure ionizing radiation, to evaluate safety techniques, and to advise regarding radiation protection needs.~~

~~((64)) (70) "Radiation detector" means a device which in the presence of radiation provides by either direct or indirect means, a signal or other information suitable for use in measuring one or more quantities of incident radiation.~~

~~((65)) (71) "Radiation therapy simulation system" means a fluoroscopic or radiographic x-ray system intended for localizing the volume to be exposed during radiation therapy and confirming the position and size of the therapeutic irradiation field.~~

~~((66)) (72) "Radiograph" means an image receptor on which the image is created directly or indirectly by an x-ray pattern and results in a permanent record.~~

~~((67)) (73) "Radiographic imaging system" means any system whereby a permanent or semi-permanent image is recorded on an image receptor by the action of ionizing radiation.~~

~~((68)) (74) "Rating" means the operating limits of an x-ray system or subsystem as specified by the component manufacturer.~~

~~((69)) (75) "Recording" means producing a permanent form of an image resulting from x-ray photons (e.g., film, video tape).~~

~~((70)) (76) "Response time" means the time required for an instrument system to reach 90 percent of its final reading when the radiation-sensitive volume of the instrument system is exposed to a step change in radiation flux from zero sufficient to provide a steady state midscale reading.~~

~~((71)) (77) "Scattered radiation" means radiation that, during passage through matter, has been deviated in direction (See also "Direct scattered radiation").~~

~~((72)) (78) "Secondary protective barrier" (see "Protective barrier").~~

~~((73)) (79) "Shutter" means a device attached to the tube housing assembly which can totally intercept the useful beam and which has a lead equivalency at least that of the tube housing assembly.~~

~~((74)) (80) "SID" (see "Source-image receptor distance").~~

~~((75)) (81) "Source" means the focal spot of the x-ray tube.~~

~~((76)) (82) "Source-image receptor distance (SID)" means the distance from the source to the center of the input surface of the image receptor.~~

~~((77)) (83) "Special purpose x-ray equipment" means that which is designed for ~~((irradiation of specific body parts)) radiographic examination of one specific area of the body.~~~~

~~((78)) (84) "Spot check" means an abbreviated calibration procedure which is performed to assure that a previous calibration continues to be valid.~~

~~((79)) (85) "Spot film device" means a device intended to transport and/or position a radiographic image receptor between the x-ray source and fluoroscopic image receptor, including a device intended to hold a~~

cassette over the input end of an image intensifier for the purpose of making a radiograph.

~~((80)) (86) "Spot film" means a radiograph which is made during a fluoroscopic examination to record permanently conditions which exist during that fluoroscopic procedure.~~

~~((81)) (87) "Stationary equipment" (See "X-ray equipment").~~

~~((82)) (88) "Stray radiation" means the sum of leakage and scattered radiation.~~

~~((83)) (89) "Technique factors" means the conditions of operation. They are specified as follows:~~

~~(a) For capacitor energy storage equipment, peak tube potential in kV and quantity of charge in mAs.~~

~~(b) For field emission equipment rated for pulsed operation, peak tube potential in kV and number of x-ray pulses.~~

~~(c) For all other equipment, peak tube potential in kV and:~~

~~(i) either tube current in mA and exposure time in seconds,~~

~~(ii) or the product of tube current and exposure time in mAs.~~

~~((84)) (90) "Transmission detector" means a radiation detector through which the useful beam or part of the useful beam passes.~~

~~((85)) (91) "Treatment volume" means the region, in the patient, to which a specified dose is to be delivered.~~

~~((86)) (92) "Tube" means an x-ray tube, unless otherwise specified.~~

~~((87)) (93) "Tube housing assembly" means the tube housing with tube installed. It includes high-voltage and/or filament transformers and other appropriate elements when they are contained within the tube housing.~~

~~((88)) (94) "Tube rating chart" means the set of curves which specify the rated limits of operation of the tube in terms of the technique factors.~~

~~((89)) (95) "Useful beam" means the radiation which passes through the tube housing port and the aperture of the beam-limiting device when the exposure switch or timer is activated.~~

~~((90)) (96) "Variable-aperture beam-limiting device" means a beam-limiting device which has capacity for stepless adjustment of the x-ray field size.~~

~~((91)) (97) "Visible area" means that portion of the input surface of the image receptor over which incident x-ray photons produce a visible image.~~

~~((92)) (98) "Wedge filter" means an added filter with changing radio-opacities used to achieve more uniform optical densities on the image receptor when a body part of varying absorption characteristics is radiographed.~~

~~((93)) (99) "X-ray control" means a device which controls input power to the x-ray high-voltage generator and/or the x-ray tube. It includes equipment which controls the technique factors of an x-ray exposure.~~

~~((94)) (100) "X-ray equipment" means an x-ray system, subsystem, or component thereof. Types of x-ray equipment are as follows:~~

(a) 'Mobile' means x-ray equipment mounted on a permanent base with wheels and/or casters for moving while completely assembled.

(b) 'Portable' means x-ray equipment designed to be hand-carried.

(c) 'Stationary' means x-ray equipment which is installed in a fixed location.

~~((95))~~ (101) "X-ray field" means that area of the intersection of the useful beam and any one of the set of planes parallel to and including the plane of the image receptor, whose perimeter is the locus of points at which the exposure rate is one-fourth of the maximum in the intersection.

~~((96))~~ (102) "X-ray high-voltage generator" means a device which transforms electrical energy from the potential supplied by the x-ray control to the tube operating potential. The device may also include means for transforming alternating current to direct current, filament transformers for the x-ray tube(s), high-voltage switches, electrical protective devices, and other appropriate elements.

~~((97))~~ (103) "X-ray system" means an assemblage of components for the controlled production of x-rays. It includes minimally an x-ray high-voltage generator, an x-ray control, a tube housing assembly, a beam-limiting device, and the necessary supporting structures. Additional components which function with the system are considered integral parts of the system.

~~((98))~~ (104) "X-ray subsystem" means any combination of two or more components of an x-ray system for which there are requirements specified in this part.

~~((99))~~ (105) "X-ray tube" means any electron tube which is designed to be used primarily for the production of x-rays.

#### AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-031 GENERAL REQUIREMENTS—ADMINISTRATIVE CONTROLS. (1) No person shall make, sell, lease, transfer, lend or install x-ray equipment or the accessories used in connection with such equipment unless such accessories and equipment, when properly placed in operation and properly used, will meet the requirements of these regulations.

(2) The registrant shall be responsible for directing the operation of the x-ray machines which are in his/her control. The registrant or registrant's agent shall assure that the following provisions are met in the operation of the x-ray machine(s):

(a) An x-ray machine which does not meet the provisions of these regulations, or which is malfunctioning in a manner that threatens the health or safety of patient, operator, or general public shall not be operated for diagnostic or therapeutic purposes~~(, if so directed by the department)~~.

(b) Individuals who will be operating the x-ray equipment shall be adequately instructed in safe operating procedures and shall be able to demonstrate competence, upon request from the department, in the correct use of the equipment. Required areas of competency are listed in Appendix F.

(c) In the vicinity of each x-ray system's control panel a chart shall be provided, which specifies for most examinations which are performed by that system a listing of information, including but not limited to the following, for each projection within that examination:

(i) Patient's anatomical size versus technique factors to be utilized~~(,);~~

~~(ii) (Type of and size of the film or film-screen combination to be used;~~

~~(iii) Type of grid to be used if any, and its focal distance;~~

~~(iv))~~ Source to image receptor distance to be used~~(,);~~

~~((v))~~ (iii) Type and placement of gonad shielding to be used~~(,);~~ and

~~((vi))~~ (iv) If applicable, settings for automatic exposure devices.

(d) ~~(Written safety procedures and rules shall be provided to each individual operating x-ray equipment. The operator shall be able to demonstrate familiarity with these rules.)~~ When required by the department, a registrant shall create and provide to operators of the x-ray system, radiation safety procedures which address patient and occupationally-exposed personnel safety. These procedures shall instruct, or define any restrictions of the operating technique required for safe operation of the particular x-ray system.

(e) Except for patients who cannot be moved out of the room and the patient being examined, only the staff and ancillary personnel required for the medical procedure or training shall be present in the room during the radiographic exposure. Other than the patient being examined:

(i) All individuals shall be positioned such that no part of the body including the extremities not protected by 0.5 mm lead equivalent will be struck by the useful beam.

(ii) Staff and ancillary personnel shall be protected from the direct scatter radiation by protective aprons or whole body protective barriers of not less than 0.25 mm lead equivalent.

(iii) Patients who cannot be removed from the room shall be protected from the direct scatter radiation by whole body protective barriers of 0.25 mm lead equivalent or shall be so positioned that the nearest portion of the body is at least 2 meters from both the tube head and the nearest edge of the image receptor.

(iv) When a portion of the body of any staff or ancillary personnel is potentially subjected to stray radiation which could result in that individual receiving one quarter of the maximum permissible dose as defined in WAC 402-24-020 of these regulations, additional protective devices may be required by the department.

(f) Gonad shielding of not less than ~~((0.25))~~ 0.5 mm lead equivalent shall be used for patients who ~~((have not passed the))~~ are of reproductive ((age)) capability during radiographic procedures in which the gonads are in the direct (useful) beam, except for cases in which this would interfere with the diagnostic procedure.

(g) Persons shall not be exposed to the useful beam except for healing arts purposes, each exposure of which has been authorized by a licensed practitioner of the

healing arts. This provision specifically prohibits deliberate exposure for the following purposes:

(i) Exposure of an individual for training, demonstration or other purposes unless there are also healing arts requirements and proper prescription has been provided.

(ii) Exposure of an individual for the purpose of healing arts screening without prior written approval of the state health officer.

(h) When a patient or film must be provided with auxiliary support during a radiation exposure:

(i) Mechanical holding devices shall be used when the technique permits. The safety rules, when required ~~((by))~~ under WAC ~~((402-28-020))~~ 402-28-031(2)(d), shall list individual projections where holding devices cannot be utilized;

(ii) Written safety procedures, as required by WAC 402-28-031(2)(d), shall indicate the requirements for selecting a holder and the procedure the holder shall follow;

(iii) The human holder shall be protected as required by WAC 402-28-031(2)(e)(i); the holder who is occupationally exposed to radiation shall be provided with a personnel monitoring device, worn at the collar outside the lead apron and records of exposures shall be maintained;

(iv) No person shall be used routinely to hold film or patients;

(v) In those cases where the patient must hold the film any portion of the body other than the area of clinical interest struck by the useful beam shall be protected by not less than 0.5 mm lead equivalent material;

(vi) Such holding shall be permitted only in very unusual and rare situations;

(vii) For the holder who is occupationally exposed to radiation, a record shall be made of the examination and shall include patient identification, the name of the human holder, date of the examination, number of exposures and technique factors utilized for the exposure(s) whenever the primary beam has knowingly intersected any portion of the holder's body.

(i) Personnel ~~((monitoring))~~ dosimetry. All persons who are associated with the operation of an x-ray system are subject to the occupational exposure limits and the requirements for the determination of the doses which are stated in WAC 402-24-024. In addition: When protective clothing or devices are worn on portions of the body and a ~~((monitoring device(s)))~~ dosimeter is required, at least one such ~~((monitoring device))~~ dosimeter shall be utilized as follows:

(i) When an apron is worn, the monitoring device shall be worn at the collar outside of the apron.

(ii) The dose to the whole body based on the maximum dose attributed to the most critical organ shall be recorded on the reports required by WAC 402-24-170 of these regulations. If more than one device is used or a record is made of the data, each dose shall be identified with the area where the device was worn on the body.

(j) Personnel monitoring of an operator is required where exposure switch cords are utilized that allow the operator to stand in an unprotected area during exposures, and worst-case measurements by the department

show that twenty-five percent of the exposure limits specified in WAC 402-24-020 may be exceeded.

(k) All persons involved in the operation of a fluoroscope and working within the fluoroscopy room during its operation must wear a personnel dosimeter in accordance with WAC 402-24-070 and 402-28-031(i)(i) above. Where extremities are in, or near the primary beam, extremity dosimeters are also required.

(l) Healing arts screening utilizing radiation. Any person proposing to conduct a healing arts screening program shall not initiate such a program without prior approval of the state health officer. When requesting such approval, that person shall submit the information outlined in Appendix ~~((G))~~ III of this part. If any information submitted becomes invalid or outdated, the state health officer shall be notified immediately.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-032 GENERAL REQUIREMENTS—PLAN REVIEW. (1) Prior to construction, the floor plans and equipment arrangement of all installations (new or modifications of existing installations) utilizing x-rays for diagnostic or therapeutic purposes shall be submitted to a qualified expert for determination of shielding requirements and submitted to the Department for subsequent review. Review shall not imply approval.

~~((The required information is denoted in Appendices A and B of chapter 402-28 WAC.))~~

(2) The review of such plans shall not preclude the requirement of additional modifications should a subsequent analysis of operating conditions indicate the possibility of an individual receiving a dose in excess of the limits prescribed in WAC 402-24-020, ~~((WAC))~~ 402-24-035, and ~~((WAC))~~ 402-24-040.

(3) Diagnostic veterinary, podiatric, or dental intraoral and panoramic facilities may be exempted from submitting shielding calculations if a floor plan showing those items indicated in WAC 402-28-032(4) is submitted to the department. The department may require additional information if necessary.

(4) In order for the department to provide an evaluation, technical advice, and official review of the shielding requirements for a radiation installation, a floor plan drawn to scale and the following data is required:

- (a) The normal location of the x-ray tube;
- (b) The limits of the tube travel;
- (c) The directions in which the tube will be pointed;
- (d) The location of any windows;
- (e) The location of the control booth or operator's position;
- (f) The location of the exposure switch;
- (g) The position of the viewing window, if any;
- (h) The composition and thickness of the walls;
- (i) If more than one story, the height floor-to-floor;
- (j) If more than one story, the composition and thickness of materials in the ceiling or floor;
- (k) The make and model of the x-ray machine;
- (l) The maximum kVp and mA;
- (m) The types of examination or treatments (e.g., dental, cephalometric, general x-ray, or therapy);

(n) The identification and occupancy of areas adjacent to the x-ray room;

(o) The anticipated x-ray workload, which may be expressed in number of patients and exposures per week including technique factors to be used, or milliampereseconds or milliampereminutes per week, and estimates of the percentage of exposures that are expected to occur for a particular beam direction (e.g., twenty percent of exposures will be chest radiographs).

(5) Minimum design requirements for x-ray machine operators' booths—new installations only. (Dental, podiatry and veterinary installations are not applicable).

(a) The operator shall be allotted not less than 7.5 square feet of unobstructed floor space in the booths.

(i) The minimum space as indicated above must be a geometric configuration where no dimension is less than two feet.

(ii) The space shall be allotted excluding any encumbrance by the console, such as an overhang, cables, or other similar encroachment.

(iii) An extension of a straight line drawn between any point on the edge of the booth shielding and a point one foot horizontally beyond the nearest vertical edge of a chest cassette holder or, any corner of the examination table shall not impinge on the unobstructed space.

(iv) The booth walls shall be at least seven feet high and shall be permanently fixed to the floor or other structure as may be necessary.

(v) When a door or moveable panel is used as the integral part of the booth structure, it must have a permissive device which will prevent an exposure when the door or panel is not closed.

(b) Switch placement: The operator's switch for the radiographic machine shall be fixed within the booth and:

(i) Shall be at least 102 centimeters (40 inches) inside the protected area;

(ii) Shall allow the operator to use the available viewing windows.

(c) Viewing system requirements:

(i) Each booth shall have at least one viewing device which will:

(A) Be so placed that the operator can view the patient during any exposure; and

(B) The device shall be so placed that the operator can have full view of any occupant of the room and any entry into the room.

(ii) When the viewing system is a window the following requirements also apply:

(A) It shall have a visible area of at least one square foot.

(B) The glass shall have at least the same lead equivalence as that required in the booth's wall in which it is to be mounted.

(iii) When the viewing system is by mirrors, the mirrors shall be so located as to accomplish the general requirements as in (i) above.

(iv) When the viewing system is by electronic means (e.g., TV, etc.):

(A) The camera shall be so located as to accomplish the general requirements in (i) above; and

(B) There shall be an alternate viewing system as a backup for electronic failure.

(6) Dimensions of primary beam shielding (chest, cephalometer, etc.) shall exceed the largest possible beam size by at least 30.5 centimeters (one foot) in every direction. Cephalometric primary beam shielding shall be deemed adequate if for a maximum working of twenty films a week, two pound lead is installed (for occupiable areas).

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-035 GENERAL REQUIREMENTS FOR ALL DIAGNOSTIC X-RAY SYSTEMS. In addition to other requirements of this chapter, all diagnostic x-ray systems shall meet the following requirements:

(1) Warning label. The control panel containing the main power switch shall bear the warning statement, legible and accessible to view: "WARNING: This x-ray unit may be dangerous to patient and operator unless safe exposure factors and operating instructions are observed."

(2) Battery charge indicator. On battery-powered generators, visual means shall be provided on the control panel to indicate whether the battery is in a state of charge adequate for proper operation.

(3) Leakage radiation from the diagnostic source assembly. The leakage radiation from the diagnostic source assembly measured at a distance of 1 meter in any direction from the source shall not exceed 100 milliroentgens in 1 hour when the x-ray tube is operated at its leakage technique factors.

(4) Radiation from components other than the diagnostic source assembly. The radiation emitted by a component other than the diagnostic source assembly shall not exceed 2 milliroentgens in 1 hour at 5 centimeters from any accessible surface of the component when it is operated in an assembled x-ray system under any conditions for which it was designed. Compliance shall be determined by measurements averaged over an area of 100 square centimeters with no linear dimension greater than 20 centimeters.

(5) Beam quality

(a) The half-value layer (HVL) of the useful beam for a given x-ray tube potential shall not be less than the values shown in WAC 402-28-035, Table I. If it is necessary to determine such half-value layer at an x-ray tube potential which is not listed in Table I linear interpolation or extrapolation may be made.

WAC 402-28-035 TABLE I

Design operating range (kilovolts peak)	Measured potential (kilovolts peak)	Half-value layer (millimeters of aluminum equivalent)	Half-value layer (millimeter of aluminum equivalent for dental units <sup>(1)</sup> )
Below 50 —	30	0.3	1.5
	40	0.4	1.5
	49	0.5	1.5



WAC 402-28-035 TABLE I

Design operating range (kilovolts peak)	Measured potential layer (kilovolts peak)	Half-value meters of aluminum equivalent	Half-value layer (milli-meter of aluminum equivalent for dental units <sup>(1)</sup> )
50 to 70 —	50	1.2	1.5
	60	1.3	1.5
	70	1.5	1.5
Above 70 —	71	2.1	2.1
	80	2.3	2.3
	90	2.5	2.5
	100	2.7	2.7
	110	3.0	3.0
	120	3.2	3.2
	130	3.5	3.5
	140	3.8	3.8
	150	4.1	4.1

(b) ~~((The above HVL criteria will be considered to have been met if it can be demonstrated that the aluminum equivalent of the total filtration in the primary beam is not less than that shown in WAC 402-28-035 Table H.~~

WAC 402-28-035 TABLE H

Filtration Required vs. Operating Voltage

Operating Voltage (kVp)	Total Filtration (inherent plus added) (millimeters aluminum equivalent)
Below 50	0.5 millimeters
50 to 70	1.5 millimeters
Above 70	2.5 millimeters
Dental Units <sup>2</sup> : Below 70	1.5 millimeters
Above 70	2.5 millimeters

(c)) Beryllium window tubes have a minimum of 0.5 mm aluminum equivalent filtration permanently mounted in the useful beam.

((d)) (c) For capacitor energy storage equipment, compliance shall be determined with the maximum quantity of charge per exposure.

((e)) (d) The required minimal aluminum equivalent filtration shall include the filtration contributed by all materials which are always present between the focal spot of the tube and the patient. (e.g., a tabletop when the tube is mounted "under the table" and inherent filtration of the tube)

((f)) (e) Filtration control. For x-ray systems which have variable kVp and variable filtration for the useful beam, a device shall link the kVp selector with the filter(s) and shall prevent an exposure unless the minimum amount of filtration required by ~~((WAC 402-28-035(5))~~(a) ~~((or (b)))~~ of this subsection is in the useful beam for the given kVp which has been selected.

(6) Multiple tubes. Where two or more radiographic tubes are controlled by one exposure switch, the tube or tubes which have been selected shall be clearly indicated prior to initiation of the exposure. Such indication shall be both on the x-ray control panel and near or on the tube housing assembly which has been selected.

(7) Mechanical support of tube head. The tube housing assembly supports shall be adjusted such that the tube housing assembly will remain stable during an exposure unless the tube housing movement during exposure is a designed function of the x-ray system.

(8) Technique indicators

(a) The technique factors to be used during an exposure shall be indicated before the exposure begins, except when automatic exposure controls are used, in which case the technique factors which are set prior to the exposure shall be indicated.

(b) On equipment having fixed technique factors, the requirement, in ~~((WAC 402-28-035(8))~~(a) of this subsection may be met by permanent markings. Indication of technique factors shall be visible from the operator's position except in the case of spot films made by the fluoroscopist.

(9) Certified units. All diagnostic x-ray systems certified to comply with 21CFR1020 shall meet the requirements of that certification.

(10) Linearity: The difference between the ratio of exposure to mAs at one mA setting and the ratio at another mA setting shall not exceed 0.10 times the sum of the ratios. This is written as:

$$X_1 - X_2 \leq 0.10 (X_1 + X_2)$$

Where  $X_1$  and  $X_2$  are the ratios, mR/mAs for each mA station.

The test will be performed at any two adjacent mA stations with the same indicated focal spot size. For continuous mA selection, the test will be performed at two indicated mA stations differing by not more than a factor of two.

(11) kVp accuracy: The difference between the indicated and actual kVp of an x-ray machine shall not be greater than 10% of the indicated kVp, or, alternatively, if available, the accuracy specifications of the control panel manufacturer must be met.

(12) Requirements of subsections (10) and (11) of this section apply only to all certified machines and to those uncertified machines where transfer, sale, or reassembly for use after January 1, 1984, is involved. See WAC 402-28-031(1).

~~((This applies only to units installed after the effective date of these regulations.~~

~~<sup>2</sup>This applies only to units installed after the effective date of these regulations.))~~

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-040 FLUOROSCOPIC X-RAY SYSTEMS. All fluoroscopic x-ray systems shall meet the following requirements:

(1) Limitation of useful beam.

(a) The fluoroscopic tube shall not produce x-rays unless the primary barrier is in position to intercept the entire useful beam at all times.

(b) The entire cross section of the useful beam shall be intercepted by the primary protective barrier of the fluoroscopic image assembly at any SID.

(c) ~~Nonimage-intensified ((fluoroscopy and spot filming, the x-ray field)) fluoroscopic equipment shall not ((extend beyond the entire visible area of the image receptor during both fluoroscopic procedures and spot-filming procedures. In addition:~~

~~(i) Means shall be provided for stepless adjustment of the field size;~~

~~(ii) The minimum field size at the greatest SID shall be equal to or less than 5 centimeters by 5 centimeters;~~

~~(iii) For equipment manufactured after the effective date of these regulations when the angle between the image receptor and the beam axis of the x-ray beam is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor; and~~

~~(iv) Compliance with WAC 402-28-040(1)(c) shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor)) be used.~~

(d) For image-intensified fluoroscopic equipment without a spot film device, neither the length nor the width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than 3 percent of the SID. The sum of the excess length and the excess width shall be no greater than 4 percent of the SID. ~~((For image-intensified fluoroscopic equipment with a spot film device, the x-ray beam shall be no larger than the largest spot film for which the device is designed.))~~ Measurements shall be made at the minimum SID available but at no less than 8 inches table top to film plane distance. ~~((In addition:~~

~~(i) Means shall be provided to permit further limitation of the field;~~

~~(ii) The minimum field size at the greatest SID shall be equal to or less than 5 centimeters by 5 centimeters;~~

~~(iii) For equipment manufactured after the effective date of these regulations when the angle between the image receptor and beam axis is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor; and~~

~~(iv) Compliance shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor. For rectangular x-ray fields used with circular image reception, the error in alignment shall be determined along the length and width dimensions of the x-ray field which pass through the center of the visible area of the image receptor.))~~

(e) For uncertified image-intensified fluoroscopic equipment with a spot film device, the x-ray beam with the shutters wide open (during either fluoroscopy itself or spot films) shall be no larger than the dimensions of the largest spot film size for which the device is designed. Measurements shall be made at the minimum SID available but at no less than 8 inches table top to the film plane distance.

(f) For certified (21CFR1020) image-intensified fluoroscopic equipment with a spot film device, neither the

length nor the width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than 3 percent SID. The sum of the excess width shall be no greater than 4 percent of the SID. Measurements shall be made at the minimum SID available but at no less than 8 inches table top to film plane distance.

(g) For all image-intensified fluoroscopic equipment:

(i) Means shall be provided to permit further limitation of the x-ray field;

(ii) The minimum field size at the greatest SID shall be equal to or less than 5 centimeters by 5 centimeters;

(iii) Compliance with WAC 402-28-040 (1) (d) and (e) shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor. For rectangular x-ray fields used with circular image reception, the error in alignment shall be determined along the length and width dimensions of the x-ray field which pass through the center of the visible area of the image receptor.

(2) Activation of the fluoroscopic tube. X-ray production in the fluoroscopic mode shall be controlled by a deadman switch. ~~((When recording serial fluoroscopic images, the fluoroscopist shall be able to terminate the x-ray exposure(s) at any time, but means may be provided to permit completion of any single exposure of the series in process.))~~

(3) Entrance exposure rate allowable limits:

(a) For equipment with or without automatic brightness control, the exposure rate measured at the point where the center of the useful beam enters the patient should be as low as practicable and shall not exceed ten roentgens per minute, except during film recording of fluoroscopic images or when provided with optional high level control. When so provided, an audible signal shall indicate use of the high level control; special means of activating, via a deadman switch, shall be necessary for activation of high level control.

(b) For equipment ~~((without automatic brightness control, when))~~ which is provided with optional high level control, the equipment shall not be operable at any combination of tube potential and current which will result in an exposure rate in excess of 5 roentgens per minute at the point where the center of the useful beam enters the patient, unless the high level control is activated.

(i) Special means of activation of high level controls, such as additional pressure applied continuously by the operator, shall be required to avoid accidental use.

(ii) A continuous signal audible to the fluoroscopist shall indicate that the high level control is being employed.

(c) Measuring compliance of entrance exposure rate limits. Compliance with WAC 402-28-040(3) shall be determined as follows:

(i) Movable grids and compression devices shall be removed from the useful beam during the measurement.

(ii) If the source is below the table, exposure rate shall be measured 1 centimeter above the tabletop or cradle.

(iii) If the source is above the table, the exposure rate shall be measured at 30 centimeters above the tabletop

with the end of the beam-limiting device or spacer positioned as closely as possible to the point of measurement.

(iv) In a C-arm type of fluoroscope, the exposure rate shall be measured 30 centimeters from the input surface of the fluoroscopic imaging assembly.

(d) Periodic measurement of entrance exposure rate limits.

(i) Periodic measurements of the exposure rate shall be made. An adequate period for such measurements shall be annually or after any maintenance of the system which might affect the exposure rate.

(ii) Results of these measurements shall be available where any fluoroscopist may have ready access to them while using that fluoroscope. Results of the measurements shall include the maximum possible R/minute, as well as the physical factors used to determine all data((:)), the name of the person performing the measurements((;-and)), the ((date)) last two dates the measurements were performed, and the type of device used in making the measurements.

~~(iii) ((Use of monitoring devices (e.g. commercially available film badges, thermoluminescent dosimeters, or low energy dosimeters) may be used to perform the test, provided the measurements are made as noted in the following subdivision WAC 402-28-040(3)(d)(iv).~~

~~(iv))~~ Conditions of measurement.

(A) The measurement shall be made under the conditions that satisfy the requirements of WAC 402-28-040(3)(a)(iii)((:));

(B) The kVp shall be the peak kV that the x-ray system is capable of producing;

(C) The high level control, if present, shall not be activated;

(D) The x-ray system(s) that incorporates automatic exposure control (automatic brightness control, etc.) shall have sufficient material (e.g. lead or lead equivalent) placed in the useful beam to produce the maximum ((milliamperage)) output of the x-ray system; and

(E) X-ray system(s) that do not incorporate automatic exposure control shall utilize the maximum milliamperage of the x-ray system. Materials (e.g. an attenuation block) may be placed in the useful beam to protect the imaging system.

(4) Barrier transmitted radiation rate limits.

(a) The exposure rate due to transmission through the primary protective barrier with the attenuation block in the useful beam, combined with radiation from the image intensifier, if provided, shall not exceed 2 milliroentgens per hour at 10 centimeters from any accessible surface of the fluoroscopic imaging assembly beyond the plane of the image receptor for each roentgen per minute of entrance exposure rate.

(b) Measuring compliance of barrier transmission.

(i) The exposure rate due to transmission through the primary protective barrier combined with radiation from the image intensifier shall be determined by measurements averaged over an area of 100 square centimeters with no linear dimension greater than 20 centimeters.

(ii) If the source is below the tabletop, the measurement shall be made with the input surface of the fluoroscopic imaging assembly positioned 30 centimeters above the tabletop.

(iii) If the source is above the tabletop and the SID is variable, the measurement shall be made with the end of the beam-limiting device or spacer as close to the tabletop as it can be placed, provided that it shall not be closer than 30 centimeters.

(iv) Movable grids and compression devices shall be removed from the useful beam during the measurement.

(v) The attenuation block shall be positioned in the useful beam 10 centimeters from the point of measurement of entrance exposure rate and between this point and the input surface of the fluoroscopic imaging assembly.

(5) Indication of potential and current. During fluoroscopy and cinefluorography, x-ray tube potential and current shall be continuously indicated.

(6) Source-skin distance. The source to skin distance shall not be less than:

(a) 38 centimeters on stationary fluoroscopes manufactured after the effective date of this regulation,

(b) 35.5 centimeters on stationary fluoroscopes which are in operation prior to the effective date of these regulations,

(c) 30 centimeters on all mobile fluoroscopes, and

(d) 20 centimeters for image intensified fluoroscopes used for specific surgical application. The users operating manual must provide precautionary measures to be adhered to during the use of device.

(7) Fluoroscopic timer.

(a) Means shall be provided to preset the cumulative on-time of the fluoroscopic tube. The maximum cumulative time of the timing device shall not exceed 5 minutes without resetting.

(b) A signal audible to the fluoroscopist shall indicate the completion of any preset cumulative on-time. Such signal shall continue to sound while x-rays are produced until the timing device is reset. ~~((Alternately))~~ Alternatively, the timing device may terminate exposures at the end of the preset time.

(8) Mobile fluoroscopes. In addition to the other requirements of WAC 402-28-040:

(a) In the absence of a table top, a cone or spacer frame shall limit the target-to-skin distance to not less than twelve inches.

~~(b) ((Image intensification shall always be provided. Conventional fluoroscopic screens shall not be used.~~

~~(c) It shall be impossible to operate))~~ A machine shall not be operated when the collimating cone or diaphragm is not in place.

(9) Control of scattered radiation.

(a) Fluoroscopic table designs when combined with normal operating procedures shall be such that no unprotected part of any staff or ancillary person's body shall be exposed to unattenuated scattered radiation which originates from under the table. The attenuation required shall be not less than 0.25 mm lead equivalent.

(b) Equipment configuration when combined with procedures shall be such that no portion of any staff or ancillary person's body, except the extremities, shall be exposed to the unattenuated scattered radiation emanating from above the table top unless:

(i) The radiation has passed through not less than 0.25 mm lead equivalent material (e.g., drapes, Bucky-

slot cover-sliding or folding panel, or self supporting curtains) in addition to any lead equivalency provided by the protective apron referred to in WAC 402-28-031(2)(e).

(ii) Exceptions to WAC 402-28-040(9)(b) may be made in some special procedures where a sterile field will not permit the use of the normal protective barriers. Where the use of prefitted sterilized covers for the barriers is practical, the Department shall not permit such exception.

(10) Radiation therapy simulation systems. Radiation therapy simulation systems shall be exempt from all the requirements of WAC 402-28-040(1), (4) and (7): PROVIDED, That:

(a) Such systems are designed and used in such a manner that no individual other than the patient is in the x-ray room during periods of time when the system is producing x-rays; and

(b) Such systems as do not meet the requirements of WAC 402-28-040(7), and are provided with a means of indicating the cumulative time during which individual patient has been exposed to x-rays. Procedures shall require that the timer be reset between examinations in such cases.

#### AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-051 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARIAN SYSTEMS—BEAM LIMITATION. The useful beam shall be limited to the area of clinical interest and show evidence of collimation. This shall be deemed to have been met if a positive beam limiting device has been properly used or if evidence of collimation is shown on at least three sides or three corners of the film, (for example, projections on the shutters of the collimator, cone cutting at the corners or a border at the film's edge.)

(1) General purpose stationary and mobile x-ray systems.

(a) There shall be provided a means for stepless adjustment of the size of the x-ray field such that each dimension of the x-ray field is independently variable. The minimum field size at a SID of 100 centimeters shall be equal to or less than 5 by 5 centimeters.

(b) Adequate means shall be provided for visually defining the perimeter of the x-ray field. The total misalignment of the edges of the visually defined field with the respective edges of the x-ray field along either the length or width of the visually defined field shall not exceed 2 percent (~~((5 percent for equipment manufactured prior to August 1974)))~~ of the distance from the source to the center of the visually defined field when the surface upon which it appears is perpendicular to the central axis of the x-ray beam.

(2) In addition to the requirements of WAC 402-28-051(1) above all stationary x-ray systems shall meet the following requirements:

(a) Means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor(;) and to align the center of the x-ray field with respect to the center of the image receptor to

within 2 percent (5 percent for equipment manufactured prior to August 1974) of the SID(~~(; and to indicate the SID to within 2 percent (5 percent for equipment manufactured prior to August, 1974))~~). Dental lateral jaw examinations shall be excluded from this requirement;

(b) The beam-limiting device shall numerically indicate the field size in the plane of the image receptor to which it is adjusted;

(c) Indication of field size dimensions and SID's shall be specified in inches and/or centimeters (~~and shall be such that aperture adjustments result in x-ray field dimensions in the plane of the image receptor which correspond to those of the image receptor to within 2 percent (5 percent for equipment manufactured prior to August 1974) of the SID when the beam axis is perpendicular to the plane of the image receptor~~);

(d) Indication of field size dimensions shall be such that aperture adjustments result in x-ray field dimensions in the plane of the image receptor to within 2 percent of the SID when the beam axis is perpendicular to the plane of the image receptor.

(3) Radiographic equipment designed for only one image receptor size at a fixed SID shall be provided with means to limit the field at the plane of the image receptor to dimensions no greater than those of the image receptor, and to align the center of the x-ray field with the center of the image receptor to within 2 percent of the SID.

(4) Special purpose x-ray systems.

(a) These systems shall be provided with means to limit the x-ray field in the plane of the image receptor so that such field does not exceed each dimension of the image receptor by more than 2 percent (~~((5 percent for equipment manufactured prior to August 1974)))~~ of the SID when the axis of the x-ray beam is perpendicular to the plane of the image receptor.

(b) These systems shall be provided with means to align the center of the x-ray field with the center of the image receptor to within 2 percent (5 percent for equipment manufactured prior to August 1974) of the SID.

(c) The above WAC 402-28-051(4)(a) and 402-28-051(4)(b) may be met with a system that meets the requirements for a general purpose x-ray system as specified in WAC 402-28-051(1) or, when alignment means are also provided, may be met with either:

(i) An assortment of removable, fixed-aperture, beam-limiting devices sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is designed (each such device shall have clear and permanent markings to indicate the image receptor size and SID for which it is designed); or

(ii) A beam-limiting device having multiple fixed apertures sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is designed. Permanent, clearly legible markings shall indicate the image receptor size and SID for which each aperture is designed and shall indicate which aperture is in position for use.

(5) Systems designed for or provided with special attachments for mammography. Radiographic systems designed for mammography only and general purpose radiographic systems, when special attachments for

mammography are in service, shall be provided with means to limit the useful beam such that the x-ray field at the plane of the image receptor does not extend beyond any edge of the image receptor at any designed SID except the edge of the image receptor designed to be adjacent to the chest wall where the x-ray field may not extend beyond such edge by more than 2 percent of the SID. The requirement can be met with a system which performs as prescribed in WAC 402-28-051(4)(c). When the beam-limiting device and image receptor support device are designed to be used to immobilize the breast during a mammographic procedure and the SID may vary, the SID indication specified in WAC 402-28-051(4)(c)(i) and (ii) shall be the maximum SID for which the beam-limiting device or aperture is designed. In addition, each image receptor support intended for installation on a system designed only for mammography shall have clear and permanent markings to indicate the maximum image receptor size for which it is designed.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-052 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARY SYSTEMS—RADIATION EXPOSURE CONTROL DEVICES.

(1) Timers. Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, a preset number of pulses, or a preset radiation exposure to the image receptor. In addition, it shall be impossible to make an exposure when the timer is set to a zero or off position if either position is provided.

(2) X-ray control (exposure switch):

(a) A control which shall be the equivalent of a dead-man switch, shall be incorporated into each x-ray system such that an exposure can be terminated at any time except for:

(i) Exposure of one-half second or less, or

(ii) During serial radiography when means shall be provided to permit completion of any single exposure of the series in process.

(b) Each x-ray control shall be located in such a way as to meet the following requirements:

(i) Stationary x-ray systems shall be required to have the x-ray exposure switch permanently mounted in a protected area so that the operator ~~((is required))~~ has no choice but to remain in that protected area during the entire exposure ~~((see Appendix B for design))~~;

(ii) Mobile and portable x-ray systems ~~((which))~~ shall have:

(A) An exposure cord which can extend for a minimum of 12 feet from the patient; or

(B) A protective barrier of 0.25 millimeter lead equivalent between the patient and the operator.

(c) Each x-ray control shall provide visual evidence to the operator that x-rays are being produced and an audible signal that the exposure has terminated.

(3) Automatic exposure controls (phototimers). When an automatic exposure control is provided:

(a) Indication shall be made on the control panel when this mode of operation is selected;

(b) When the x-ray tube potential is equal to or greater than 50 kVp, the minimum exposure time for field emission equipment rated for pulsed operation shall be equal to or less than the interval equivalent to two pulses;

(c) The minimum exposure time for all equipment other than that specified in WAC 402-28-052(3)(b) shall be equal to or less than 1/60 second or a time interval required to deliver 5 mAs, whichever is greater.

(4) Reproducibility. When four timer tests are performed, at identical timer settings the average time period (T) shall be greater than or equal to five times the maximum period  $T_{(max)}$  less the minimum period  $T_{(min)}$ . T shall be equal to or less than 0.5 seconds.

$$\bar{T} \text{ greater than or equal to } 5 [T_{(max)} - T_{(min)}]$$

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-053 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARY SYSTEMS—SOURCE-TO-SKIN OR RECEPTOR DISTANCE.

(1) Limitation. All radiographic systems shall be provided with a durable, securely fastened means to limit the source-to-skin distance to not less than ~~((30))~~ 23 centimeters. The requirement can be met when the collimator or cone provides the required limits.

(2) Source to receptor distance measuring device. All radiographic systems shall be provided with a device or reference, other than a collimator light localizer, which will ~~((measure))~~ indicate the selected source to image receptor distance (SID) to within ~~((2.5 centimeters))~~ 2 percent of the indicated SID.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-054 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC ~~((;))~~ AND DENTAL INTRAORAL ~~((, OR VETERINARY SYSTEMS))~~—EXPOSURE ~~((REPRODUCIBILITY))~~ REPRODUCIBILITY. The exposure produced shall be reproducible to within the following criteria: When all technique factors are held constant, the coefficient of variation shall not exceed 0.10.

(1) For manual exposure control mode ~~((:))~~, this shall be deemed to have been met if when four exposures at identical technique factors are made ~~((that))~~, the value of the average exposure E (with bar over it) is greater than five times the maximum exposure,  $E_{(max)}$ , minus the minimum exposure,  $E_{(min)}$ .

$$\bar{E} > 5 [E_{(max)} - E_{(min)}]$$

(2) For phototimed exposure control mode ~~((:))~~, this shall be deemed to have been met if when four exposures at identical technique factors are made ~~((that))~~, the value of the average exposure E (with bar over it) is greater than five times the maximum exposure, E (max), minus the minimum exposure, E (min). The four exposures are

to be made under the following conditions in phototimed mode:

- (a) The kV is held constant.
- (b) The mA, if selectable, is held constant.
- (c) The selected density, if selectable, is held constant.
- (d) Selection of phototimer radiation detectors (single or multiple detectors selected) is varied for each of the four exposures, if selectable.

(e) The same attenuator is placed in the x-ray field between the selected phototimer radiation detectors (photocells) and the radiation detector used to determine the four exposure values.

(f) The selected phototime radiation detectors (photocells) are within the x-ray field during each exposure measurement and are covered completely by the attenuator.

(3) Systems employing deliberately mismatched phototimed cells are permitted providing written specifications for the mismatch are available for inspection.

#### AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-080 INTRAORAL DENTAL RADIOGRAPHIC SYSTEMS. In addition to the provisions of WAC 402-28-031, ~~((WAC))~~ 402-28-032, and ~~((WAC))~~ 402-28-035 the requirements of this section apply to x-ray equipment and associated facilities used for dental radiography. Criteria for extraoral dental radiographic systems are covered in WAC 402-28-051, ~~((WAC))~~ 402-28-052, and ~~((WAC))~~ 402-28-053.

(1) Source-to-skin distance (SSD). X-ray systems designed for use with an intraoral image receptor shall be provided with means to limit source-to-skin distance to not less than:

- (a) 18 centimeters if operable above 50 kilovolts peak, or
- (b) 10 centimeters if not operable above 50 kilovolts peak.

(2) Field limitation

(a) Radiographic systems designed for use with an intraoral image receptor shall be provided with means to limit the x-ray beam such that:

(i) If the minimum source-to-skin distance (SSD) is 18 centimeters or more, the x-ray field, at the minimum SSD, shall be containable in a circle having a diameter of no more than 7 centimeters; and

(ii) If the minimum SSD is less than 18 centimeters, the x-ray field, at the minimum SSD, shall be containable in a circle having a diameter of no more than 6 centimeters.

(b) An open ended position indicating device shall be used. The shielding shall be equivalent to that required for the diagnostic source assembly (WAC 402-28-035(3)).

(3) Timers. Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, a preset number of pulses, or a preset radiation exposure to the image receptor. In addition,

(a) Termination of exposure shall cause automatic re-setting of the timer to its initial setting or to zero.

(b) It shall not be possible to make an exposure when the timer is set to a zero or off position if either position is provided.

~~((c) Reproducibility. When four timer tests taken at identical timer settings are performed the average time period ( $\bar{T}$  (with bar over it)) shall be greater than or equal to five times the maximum period ( $T_{(max)}$ ) less the minimum period ( $T_{(min)}$ ).  $\bar{T}$  (with bar over it) shall be less than or equal to 5 seconds.~~

~~$\bar{T}$  greater than or equal to 5 [ $T_{(max)} - T_{(min)}$ ])~~

(4) X-ray control exposure switch:

(a) A control, which shall be the equivalent of a dead-man switch, shall be incorporated into each x-ray system ~~((such that an exposure can be terminated at any time, except for exposures of one-half second or less)).~~

(b) Each x-ray control shall be located in such a way as to meet the following criterion:

(i) For stationary x-ray systems it shall be required that the control switch be permanently mounted in a protected area (e.g., corridor outside the room) so that the operator ~~((is required))~~ has no choice but to remain in that protected area during the entire exposure. This requirement pertains only to new or modified installations assembled after May 1, 1980.

(ii) Permanently mounted in a protected area shall be interpreted as meaning that the exposure switch is fixed in position no less than 36 inches from access to the direct scatter radiation field.

(c) The x-ray control shall provide a visual indication ~~((observable at or from the operator's protected position whenever x-rays are produced. In addition, a signal audible to the operator shall indicate that the exposure has terminated))~~ of x-ray production observable at or from the operator's protected position or a signal audible to the operator shall indicate that the exposure has terminated, or both.

(5) Exposure ~~((reproductibility))~~ reproducibility. The exposure produced shall be reproducible to within the following criteria:

When all technique factors are held constant, the coefficient of variation shall not exceed 0.10. This shall be deemed to have been met if when four exposures at identical technique factors are made that the value of the average exposure ( $E$  (with bar over it)) is greater than or equal to five times the maximum exposure ( $E_{(max)}$ ) minus the minimum exposure  $E_{(min)}$ .

$\bar{E}$  greater than or equal to 5 [ $E_{(max)} - E_{(min)}$ ]

(6) Operating controls.

(a) Patient and film holding devices shall be used when the techniques permit.

(b) Neither the tube housing nor the position indicating device shall be hand held during an exposure. The tube housing shall remain stable during exposure.

(c) The x-ray system shall be arranged and operated in such a manner that the useful beam at the patient's skin does not exceed the dimensions specified in WAC 402-28-080(2)(a).

(d) Dental fluoroscopy without image intensification shall be prohibited.

**AMENDATORY SECTION** (Amending Order 1570, filed 12/8/80)

WAC 402-28-091 THERAPEUTIC X-RAY INSTALLATIONS LESS THAN 1 MEV. (1) Equipment requirements.

(a) Leakage radiation. When the tube is operated at its leakage technique factors, the leakage radiation shall not exceed the value specified at the distance specified for the classification of that x-ray system:

(i) Contact therapy systems. Leakage radiation shall not exceed 100 milliroentgens per hour at 5 centimeters from the surface of the tube housing assembly;

(ii) 0-150 kVp systems. Systems which are manufactured or installed prior to the effective date of WAC 402-28-091 shall have a leakage radiation which does not exceed 1 roentgen in 1 hour at 1 meter from the source;

(iii) 0-150 kVp systems. Systems which are manufactured on or after the effective date of WAC 402-28-091 shall have a leakage radiation which does not exceed 100 milliroentgens in 1 hour at 1 meter from the source;

(iv) 151 to 999 kVp systems. The leakage radiation shall not exceed 1 roentgen in 1 hour at 1 meter from the source except systems that operate in excess of 500 kVp may have a leakage radiation at 1 meter from the source equivalent to the exposure within 1 hour of the useful beam at 1 meter from the source multiplied by a factor of 0.001.

(b) Permanent beam limiting devices. Permanent fixed diaphragms or cones used for limiting the useful beam shall provide the same or higher degree of protection as that required by the tube housing assembly.

(c) Removable and adjustable beam limiting devices.

(i) Removable beam limiting devices shall, for the portion of the useful beam to be blocked by these devices, transmit not more than 1 percent of the original x-ray beam at the maximum kilovoltage and maximum treatment filter;

(ii) Adjustable beam limiting devices installed after the effective date of WAC 402-28-091 shall meet the requirements of WAC 402-28-091(1)(c)(i);

(iii) Adjustable beam limiting devices installed before the effective date of WAC 402-28-091 shall, for the portion of the x-ray beam to be blocked by these devices, transmit not more than 5 percent of the original x-ray beam at the maximum kilovoltage and maximum treatment filter.

(d) Filter system. The filter system shall be so designed that:

(i) Filters cannot be accidentally displaced from the useful beam at any possible tube orientation;

(ii) Each filter is marked as to its material of construction and its thickness or wedge angle for wedge filters;

(iii) It shall be possible for the operator to determine the presence or absence of each filter and the orientation of each wedge filter in the useful beam when the operator is at the control panel, either by display at the control panel or by direct observation; and

(iv) The radiation at 5 centimeters from the filter insertion slot opening does not exceed 30 roentgens per hour under any operating conditions.

(e) Tube immobilization. The tube housing assembly shall be capable of being immobilized during stationary treatments.

(f) Focal spot marking. The tube housing assembly shall be so marked that it is possible to determine the location of the focal spot to within 5 millimeters, and such marking shall be readily accessible for use during calibration procedures.

~~(g) ((Beam monitor system. Systems of greater than 150 kVp manufactured after the effective date of WAC 402-28-091 shall be provided with a beam monitor system which:~~

~~(i) Shall include a full-beam transmission detector and which is placed on the patient side of any fixed added filters other than a wedge filter;~~

~~(ii) Shall have the detector interlocked to prevent incorrect positioning in the useful beam;~~

~~(iii) Shall not allow irradiation until a preselected value of exposure in roentgens has been made at the treatment control panel;~~

~~(iv) Shall independently terminate irradiation when the preselected number of roentgens has been reached;~~

~~(v) Shall be so designed that, in the event of a system malfunction or electrical power failure, the dose administered to a patient prior to the system malfunction or power failure can be accurately determined;~~

~~(vi) Shall have a display at the control panel from which the dose at a reference point in the treatment volume can be calculated;~~

~~(vii) Shall have a control panel display which maintains the dose reading until intentionally reset to zero; and~~

~~(viii) Shall have a control panel display which does not have scale multiplying factors and utilizes a design such that increasing dose is displayed by increasing numbers.~~

~~(h)) Timer.~~

(i) A timer shall be provided which has a display at the treatment control panel. The timer shall be graduated in minutes and fractions of minutes. The timer shall have a preset time selector and an elapsed time indicator;

(ii) The timer shall be a cumulative timer which activates with radiation and retains its reading after irradiation is interrupted or terminated. After irradiation is terminated and before irradiation can be reinitiated, it shall be necessary to cycle the preset time selector through zero time;

(iii) The timer shall terminate irradiation when a preselected time has elapsed;

(iv) The timer shall permit accurate presetting and determination of exposure times as short as 1 second;

(v) The time shall not permit an exposure if set at zero;

(vi) The timer shall comply with the provisions of WAC 402-28-091(1)(m) where applicable;

(vii) The timer shall not activate until the shutter is opened, when patient irradiation is controlled by a shutter mechanism.

~~((f))~~ (h) Control panel functions. The control panel, in addition to the displays required in other provisions of chapter 402-28 WAC shall have:

(i) An indication of whether electrical power is available at the control panel and if activation of the x-ray tube is possible;

(ii) An indication of whether x-rays are being produced;

(iii) Means for indicating kV and x-ray tube current;

(iv) The means for terminating an exposure at any time;

(v) A locking device which will prevent unauthorized use of the x-ray system; and

(vi) For x-ray equipment manufactured after the effective date of WAC 402-28-091, a positive display of specific filter(s) in the beam.

~~((g))~~ (i) Multiple tubes. When a control panel may energize more than one x-ray tube:

(i) It shall be possible to activate only one x-ray tube at any time;

(ii) There shall be an indication at the control panel identifying which x-ray tube is energized; and

(iii) There shall be an indication at the tube housing assembly when that tube is energized.

~~((h))~~ (j) Source-to-patient distance. There shall be means of determining the source-to-patient distance to within 1 centimeter.

~~((i))~~ (k) Shutters. Unless it is possible to bring the x-ray output to the prescribed exposure parameters within 5 seconds, the entire useful beam shall be automatically attenuated by a shutter having a lead equivalency not less than that of the tube housing assembly. In addition:

(i) After the unit is at operating parameters, the shutter shall be controlled electrically by the operator from the control panel;

(ii) An indication of shutter position shall appear at the control panel.

~~((m))~~ (l) Low filtration x-ray tubes. Each x-ray system equipped with a beryllium or other low-filtration window shall be clearly labeled as such upon the tube housing assembly and at the control panel.

(2) Facility design requirements for systems capable of operating above 50 kVp.

In addition to shielding adequate to meet requirements of chapters 402-22 and 402-24 WAC of these regulations and the shielding plan review provisions of WAC 402-28-032, the treatment room shall meet the following design requirements:

(a) Warning lights. Treatment rooms to which access is possible though more than one entrance shall be provided with warning lights, in a readily observable position near the outside of all access doors, which will indicate when the the useful beam is "on." Also, it is required that entrances other than the main one be equipped with interior locks, activated for the period of exposure, and that the main entrance be under control of the operator.

(b) Voice communication. Provision shall be made for two-way aural communication between the patient and

the operator at the control panel; however, where excessive noise levels make aural communication impractical, other methods of communication shall be used.

(c) Viewing systems. Windows, mirrors, closed-circuit television, or an equivalent system shall be provided to permit continuous observation of the patient during irradiation and shall be so located that the operator can observe the patient from the control panel. When the primary viewing system is by electronic means (e.g., television), an alternate viewing system shall be available for use in the event of electronic failure or treatment must be discontinued until repair is made. If treatment is to be discontinued, this policy shall be included in the written safety procedures. A copy of the safety procedures shall be provided to the operator.

(d) Additional requirements. Treatment rooms which contain an x-ray system capable of operating above 150 kVp shall meet the following additional requirements:

(i) All necessary shielding, except for any beam interceptor, shall be provided by fixed barriers;

(ii) The control panel shall be outside the treatment room;

(iii) All doors of the treatment room shall be electronically connected to the control panel such that x-ray production cannot occur unless all doors are closed;

(iv) When the doors referred to in WAC 402-28-091(2)(d)(iii) are opened while the x-ray tube is activated:

(A) X-ray production shall terminate within 1 second; or

(B) The radiation at a distance of 1 meter from the source shall be reduced to less than 100 milliroentgens per hour within 1 second.

(v) After the radiation output of the x-ray tube has been affected by the opening of any door referred to in WAC 402-28-091(2)(d)(iii), it shall be possible to re-store the x-ray system to full operation only upon:

(A) Closing the door; and subsequently

(B) Reinitiating the exposure at the control panel.

(e) Surveys, calibrations, spot checks, and operating procedures.

(i) All new facilities, and existing facilities not previously surveyed, shall have a survey made by, or under the direction of, a qualified expert. Such surveys shall also be done after any change in the facility or equipment which might cause a significant increase in radiation hazard.

(ii) The expert shall report his findings in writing to the person in charge of the facility and a copy of the report shall be maintained by the registrant for inspection by the department.

(iii) The survey and report shall indicate all instances where the installation in the opinion of the qualified expert is in violation of applicable regulations and cite all items of noncompliance.

(f) Calibrations.

(i) The calibration of an x-ray system shall be performed at intervals not to exceed one year and after any change or replacement of components which could cause a change in the radiation output.

(ii) The calibration of the radiation output of the x-ray system shall be performed by or under the direction



of a qualified expert who is physically present at the facility during such calibration.

(iii) Calibration of the radiation output of an x-ray system shall be performed with a calibrated instrument. The calibration of such instrument shall be directly traceable on a national standard. The instrument shall have been calibrated within the preceding 2 years.

(iv) The calibrations made pursuant to WAC 402-28-091(2)(e)(i) shall be such that the dose at a reference point in soft tissue can be calculated to within + 5 percent.

(v) The calibration of the x-ray system shall include, but not be limited to, the following determinations:

(A) Verification that the x-ray system is operating in compliance with the design specifications;

(B) The exposure rates for each combination of field size, technique factors, filter, and treatment distance used;

(C) The degree of congruence between the radiation field and the field indicated by the localizing device if such device is present; and

(D) An evaluation of the uniformity of the radiation field symmetry for the field sizes used and any dependence upon tube housing assembly orientation.

(vi) Records of calibration performed pursuant to WAC 402-28-091(2)(e) shall be maintained by the registrant for 2 years after completion of the calibration.

(vii) A copy of the most recent x-ray system calibration shall be available for use by the operator at the control panel.

(g) Spot checks. Spot checks shall be performed on x-ray systems capable of operation at greater than 150 kVp. Such spot checks shall meet the following requirements:

(i) The spot check procedures shall be in writing and shall have been developed by a qualified expert;

(ii) The measurements taken during the spot checks shall demonstrate the degree of consistency of the operating characteristics which can affect the radiation output of the x-ray system;

(iii) The spot check procedure shall specify the frequency at which tests or measurements are to be performed;

(iv) The procedure shall also note conditions which shall require that the system be recalibrated in accordance with WAC 402-28-091(2)(f); and

(v) Records of spot check measurements performed pursuant to WAC 402-28-091(2)(g) shall be maintained by a registrant for 2 years following such measurement.

(h) Operating procedures.

(i) Therapeutic x-ray systems shall specify the frequency at which tests or measurements are to be performed;

(ii) When a patient must be held in position for radiation therapy, mechanical supporting or restraining devices shall be used;

(iii) The tube housing assembly shall not be held by an individual during exposures;

(iv) No individual other than the patient shall be in the treatment room unless such individual is protected

by a barrier sufficient to meet the requirements of chapter 402-24 WAC of these regulations. No individual other than the patient shall be in the treatment room during exposures when the kVp exceeds 150;

(v) The x-ray system shall not be used in the administration of radiation therapy unless the requirements of WAC 402-28-091(2)(e)(i) and (f)(iv) have been met.

#### AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-28-110 VETERINARY MEDICINE RADIOGRAPHIC INSTALLATIONS. (1) Equipment.

(a) The protective tube housing shall be of diagnostic type.

See WAC 402-28-035(4).

(b) Diaphragms, cones, or a stepless adjustable collimator shall be ~~((provided))~~ used for collimating the useful beam to the area of clinical interest and shall provide the same degree of protection as is required of the housing. Cones or diaphragms, if used, shall be marked with their field size and the distance at which they are to be used.

(c) The total filtration permanently in the useful beam shall not be less than 0.5 millimeters aluminum equivalent for machines operating up to 50 kVp, 1.5 millimeters aluminum equivalent for machines operating between 50-70 kVp, and 2.5 millimeters aluminum equivalent for machines operating above 70 kVp.

(d) A device shall be provided to terminate the exposure after a preset time or exposure. It must not be possible for the device to allow an exposure when pre-set at "zero" or "off".

(e) A dead-man type of exposure switch shall be provided, together with an electrical cord of sufficient length, so that the operator can stand out of the useful beam and at least ~~((six (6) feet))~~ 1.8 meters from the animal during all x-ray exposures.

(f) Reproducibility requirements—See WAC 402-28-054.

(2) Structural shielding. All wall, ceiling, and floor areas shall be equivalent to or provided with applicable protective barriers as required in WAC 402-28-032(1).

(3) Operating procedures.

~~((The operator shall stand well away from the useful beam and the animal during radiographic exposures.~~

~~((b)))~~ (b)) In any application in which the operator is not located behind a protective barrier, clothing consisting of a protective apron having a lead-equivalent of not less than 0.5 millimeters shall be worn by the operator and any other individuals in the room during exposures.

~~((c)))~~ (c)) No individual other than the operator shall be in the x-ray room while exposures are being made unless such individual's assistance is required.

~~((d)))~~ (d)) (c) When an animal or film must be held in position during radiography, mechanical supporting or restraining devices should be used. If the animal must be held by an individual, that individual shall be protected with appropriate shielding devices, such as protective gloves and apron, and that individual shall be so positioned that no part of that individual's body will be

struck by the useful beam. The requirements of WAC 402-24-070, PERSONNEL MONITORING, and WAC 402-28-031(2)(h)(iv) apply to such individuals.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-990 (~~((APPENDIX C==))~~) X-RAY FILM DEVELOPING (~~((GUIDELINES==TIME TEMPERATURE CHART))~~) REQUIREMENTS. (~~((APPENDIX C==X-ray Film Developing Guidelines==Time Temperature Chart.))~~) Compliance with this ((appendix)) section is ((included for convenience and information and is not intended to be a regulation)) required of all healing arts registrants and is designed to ensure that the patient and operator exposure is minimized and to produce optimum image quality and diagnostic information.

(1) Manual processing of films:

(a) The following relationship between temperature of the developer and development time must be used (standard chemistry only):

THERMOMETER READINGS (DEGREES)		MINIMUM DEVELOPING TIMES (MINUTES)
C	F	
27	80	2
	79	2
	78	2 1/2
	77	2 1/2
24	76	3
	75	3
	74	3 1/2
	73	3 1/2
22	72	4
	71	4
	70	4 1/2
	69	4 1/2
20	68	5
	67	5 1/2
	66	5 1/2
	65	6
18	64	6 1/2
	63	7
	62	8
	61	8 1/2
16	60	9 1/2

~~((It is recommended that:~~

~~((+))) (b) Processing of film. All films shall be processed in such a fashion as to achieve adequate sensitometric performance. This criterion shall be adjudged to have been met if ((either of the following items can be met.)):~~

~~((+))) (i) Film manufacturer's published recommendations ((as regards)) for time and temperature are followed, or~~

~~((+))) (ii) Each film ((shall be)) is developed in ((accord)) accordance with the time-temperature chart. (See (a) of this subsection.)~~

~~((+)) (2) Manual processing of film:~~

~~(a) Where film is developed manually, a system shall be available which consists of at least one three-sectional tank made of mechanically rigid, corrosion-resistant material (each section of which shall be constructed so as to retain its solution separation from the other two) and has the overall temperature controlling capability of maintaining each solution such that the temperature of each solution will always fall within the range of 16 degrees C to 27 degrees C (60-80 degrees F).~~

~~((b))) (c) Devices shall be available which will:~~

~~(i) Give the actual temperature of the developer and~~

~~(ii) Give an audible or visible signal((; after a preset time (in minutes of duration))) indicating the termination of a preset time (in minutes).~~

~~((+)) (d) Chemical-film processing control.~~

~~(i) Chemicals shall be mixed in ((accord)) accordance with the chemical manufacturer's recommendations.~~

~~(ii) Developer replenisher shall be periodically added to the developer tank based on ((the area of the films which have been developed (e.g., 1 liter per 3100 in<sup>2</sup> of film or in accord with)) the recommendations of the chemical or film manufacturer((+))). Solution may be removed from the tank to permit the addition of an adequate volume of replenisher.~~

~~(iii) All processing chemicals shall be completely replaced at least every ((3)) two months.~~

~~((iv) At the time of the complete processing-chemical change, a film shall be exposed to a density of approximately one, with one-half of the film being protected from the exposure. After full development, it will be maintained in the darkroom or vicinity and at the beginning of each work day at least one test film or film strip (exposed under techniques identical with those used for the original test film) shall be compared with the original test film to evaluate the adequacy of developing results and base fog level.~~

~~(3) Automatic processors and other closed processing systems:~~

~~(a) Preventive maintenance shall be performed on the unit, except for extended periods of non-use, on a frequency basis which is not less than that schedule recommended by the manufacturer. In the event that no schedule is available from the manufacturer a maintenance schedule shall be established which will preserve good film quality.~~

~~(b) After a full cleansing of the processor a film shall be exposed to a density of approximately one, with one half of the film protected from exposure. It will be developed and then kept near the unit and daily at least one test film (exposed under techniques identical with those for the original test film) shall be compared with the original test film to evaluate the adequacy of the unit's developing capability and base fog level.))~~

~~(2) Automatic film processing. Films shall be processed in such a manner that the degree of film development is the same as would be achieved by proper adherence to subsection (1) of this section (manual processing).~~

~~((+)) (3) Darkrooms. ((+)) Darkrooms shall be constructed so that film being processed, handled, or stored will be exposed only to light which has passed through a safelight filter.~~

~~((b) The radiance and spectral emission of the safelight (bulb and filter combination) shall be such that film shall not be "fogged" above the base level when exposed for 1 minute at a distance of about 120 centimeters from the lamp(s). Film manufacturer's recommendations for a safelight and its placement shall be adjudged to meet this criterion:))~~

(4) The department shall make such tests as may be necessary to determine compliance with this section.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-99001 APPENDIX ~~((D))~~ I—GOOD PRACTICES. ~~((APPENDIX D—Good Practices:))~~ The following are included in this handbook of regulations as suggested good practices and are not intended to be a regulation. The topics presented in these good practices may, however, become incorporated into the Washington Administrative Code at a future date.

(1) Imaging systems. Procedures and auxiliary equipment designed to minimize patient and personnel exposure commensurate with the needed diagnostic information should be utilized. This is interpreted to include but not limited to:

(a) ~~((The speed of film or screen and film combinations should be the fastest speed))~~ The fastest speed films and screens should be utilized consistent with the diagnostic objective of the examination((s)).

(b) The radiation exposure to the patient should be the minimum exposure required to produce images of good diagnostic quality.

~~((c) Portable or mobile equipment should be used only for examinations where it is impractical to transfer the patient(s) to a stationary radiographic installation.~~

(2) Information and maintenance record and associated information. The registrant should maintain at least the following information for each x-ray machine:

- (a) Maximum rating of technique factors.
- (b) Model numbers of all certifiable components.
- (c) Aluminum equivalent filtration of the useful beam, including any routine variation.
- (d) Tube rating charts and cooling curves.
- (e) Record of surveys, calibrations, maintenance, modifications (from the original schematics and drawings) performed on the x-ray machine after the effective date of these regulations, along with the names of persons who performed the service.

(f) A scale drawing of the room in which a stationary x-ray system is located. The drawing should denote the type of materials and their thickness (or lead equivalence) provided by each barrier of the room (walls, ceilings, floors, doors, windows). The drawing should also denote the type of occupancy of adjacent areas to include above and below the x-ray room of concern (e.g., hallways, offices, parking lots, and toilets). Estimates of the frequency of such occupancy shall also be noted on the drawing.

(g) A copy of all correspondence with this Department regarding that x-ray machine.

~~((3))~~ (2) Patient log. Each facility should keep a patient log which will indicate the following information as a minimum:

(a) Identification of the patient, including name, facility identification number or social security number, age, and sex.

(b) Date of x-ray examination.

(c) Examination or treatment given ~~((by routine or local title as denoted on the technique chart required in WAC 402-28-031(2)(c)))~~, technique factors used, and number of exposures.

(d) Any deviation from the standard procedure or technique (including all repeat exposures) as denoted in the technique chart required in WAC 402-28-031(2)(c).

(e) When applicable, the x-ray system used.

(f) Name or cross index of individuals who performed the exam.

~~((4))~~ (3) Human holder log. A record ~~((shall))~~ should be made of the examination and shall include the name of the human holder, date of the examination, number of exposures and technique factors utilized for the exposure(s)~~((:))~~.

~~((5) Personnel monitoring devices.~~

~~(a) When protective clothing or devices are worn on portions of the body and a monitoring device(s) is required, at least one such device shall be utilized as follows:~~

~~(i) When an apron is worn, the monitoring device shall be worn at the collar outside of the apron.~~

~~(ii) The dose to the whole body based on the maximum dose attributed to any one critical organ (which are the gonads, the blood forming organs, head and trunk, or lens of the eye) shall be recorded in the reports required by WAC 402-24-020. If more than one device is used and a record is made of the data, each dose shall be identified with the area where the device was worn on the body.~~

~~(b) Exposure of a personnel monitoring device to deceptively indicate a dose delivered to an individual is prohibited:))~~

(4) Exchange of information. Because patient exposure to diagnostic x-rays is the most predominant source of exposure to artificially produced ionizing radiation, radiographs should be exchanged among the practitioners of the various healing arts. Such exchange can only benefit patients by reducing the unnecessary repeated exposures of patients who are referred to, or change to, other practitioners.

(5) Patient exposure guidelines. The following patient exposure values should be achievable with high speed image receptor systems, proper filtration, a reasonable radiographic density preference, and proper film development. State radiation safety surveyors can provide registrants with results of measurements of patient exposure values upon request.

Dental Bitewing

<u>KVP Range Utilized</u>	<u>Upper Limit of Skin Entrance Exposure, mR</u>
50 - 64	350
65 - 70	300
71 - 80	250
81 - 90	200

Exam*	Medical
	Upper Limit of Skin Entrance Exposure, mR
Abdomen	600
Lumbar spine	600
Cervical spine	200
Skull	200
Chest	20

\*On average-size patient

**AMENDATORY SECTION** (Amending Order 1084, filed 1/14/76)

WAC 402-28-99003 APPENDIX ((F)) II—~~TERMINATION OF COMPETENCY. ((APPENDIX F—Determination of Competency:))~~ The following are areas in which the Department of Social and Health Services considers it important that an individual develop expertise for the competent operation of x-ray equipment.

- (1) Familiarization with equipment.
    - (a) identification of controls.
    - (b) function of each control.
    - (c) suggested settings for routine examinations.
  - (2) Radiation protection.
    - (a) collimation
    - (b) filtration
    - (c) gonad shielding
    - (d) restriction of x-ray tube radiation to the image receptor.
    - (e) personnel protection.
    - (f) grids
  - (3) Film processing.
    - (a) film speed as relates to patient exposure.
    - (b) film processing parameters.
  - (4) Emergency procedures.
    - (a) termination of exposure in event of automatic timing device failure.
- ((~~The American Society of Radiologic Technologists is in the process of developing a proficiency test:~~))

**AMENDATORY SECTION** (Amending Order 1570, filed 12/8/80)

WAC 402-28-99004 APPENDIX ((G)) III—**INFORMATION TO BE SUBMITTED BY PERSONS PROPOSING TO CONDUCT HEALING ARTS SCREENING USING IONIZING RADIATION.** Persons requesting that the department approve a healing arts screening program shall submit the following information and evaluation:

- (1) Name and address of the applicant and, where applicable, the names and addresses of agents within this state.
- (2) Diseases or conditions and frequency for which the x-ray examinations are to be used.
- (3) Description in detail of the x-ray examinations proposed in the screening program.
- (4) Description of the population to be examined in the screening program, i.e., age, sex, physical condition, and other appropriate information.
- (5) An evaluation of any known alternate methods not involving ionizing radiation which could achieve the

goals of the screening program and why these methods are not used in preference to the x-ray examinations.

(6) An evaluation by a qualified expert of the x-ray system(s) to be used in the screening program. The evaluation by the qualified expert shall show that such system(s) ((~~do~~)) satisfy all requirements of these regulations.

(7) A description of the diagnostic film quality control program.

(8) A copy of the technique chart for the x-ray examination procedures to be used.

(9) The qualifications of each individual who will be operating the x-ray system(s).

(10) The qualifications of the individual who will be supervising the operators of the x-ray system(s). The extent of supervision and the method of work performance evaluation shall be specified.

(11) The name and address of the individual who will interpret the radiograph(s).

(12) A description of the procedure to be used in advising the individuals screened and their private practitioners of the healing arts of the results of the screening procedure and any further medical needs indicated.

(13) A description of the procedures for the retention or disposition of the radiographs and other records pertaining to the x-ray examinations.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

(1) WAC 402-28-120 APPENDIX A—**INFORMATION ON RADIATION SHIELDING REQUIRED FOR PLAN REVIEWS.**

(2) WAC 402-28-130 APPENDIX B—**MINIMUM DESIGN REQUIREMENTS FOR AN X-RAY MACHINE OPERATOR'S BOOTH—NEW INSTALLATIONS ONLY.**

(3) WAC 402-28-99002 APPENDIX E—**PERFORMANCE STANDARDS FOR COMPONENTS OR SYSTEMS.**

**AMENDATORY SECTION** (Amending Order 1570, filed 12/8/80)

WAC 402-32-020 **INTERSTITIAL, INTRACAVITARY AND SUPERFICIAL APPLICATIONS.**

- (1) Accountability, storage, and handling.
  - (a) Except as otherwise specifically authorized by the department, each licensee shall provide accountability of sealed sources and shall keep a record of the issue and return of all sealed sources to their place of storage.
  - (b) Each licensee shall conduct a quarterly physical inventory to account for all sources and devices received and possessed. Records of the inventories shall be maintained for inspection by the department and shall include the quantities and kinds of radioactive material, location of sources and devices, and the date of the inventory.
  - (c) Each licensee shall follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, an agreement state or a licensing state and furnished by the manufacturer on the label attached to the source, device

or permanent container thereof, or in the leaflet or brochure which accompanies the source or device, and maintain such instruction in a legible and conveniently available form.

(d) Each licensee shall assure that ~~((needless))~~ needles or standard medical applicator cells containing radium-226, or cobalt-60 as wire are not opened while in the licensee's possession unless specifically authorized by ~~((a))~~ license ~~((issued to him by the department))~~ condition.

(2) Testing sealed sources for leakage and contamination.

(a) All sealed sources containing more than 100 microcuries of radioactive material with a half-life greater than thirty days, except iridium-192 seeds encased in nylon ribbon, shall be tested for contamination and/or leakage at intervals not to exceed six months or at such other intervals as are approved by the department, the United States Nuclear Regulatory Commission, an agreement state or a licensing state and described by the manufacturer on the label attached to the source, device, or permanent container thereof, or in the leaflet or brochure which accompanies the source or device. Each source or device shall be so tested prior to its first use unless the supplier furnishes a certificate that the source or device has been so tested within six months prior to the transfer.

(b) Leak tests shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample or in the case of radium, the escape of radon at the rate of 0.001 microcurie per twenty-four hours. The test sample shall be taken from the source or from the surfaces of the device in which the source is permanently or semipermanently mounted or stored on which one might expect contamination to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department.

(c) Any leak test conducted pursuant to WAC 402-32-020(2)(a) which reveals the presence of 0.005 microcurie or more of removable contamination or in the case of radium, the escape of radon at the rate of 0.001 microcurie per twenty-four hours, shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the source from use and cause it to be decontaminated and repaired or to be disposed of in accordance with department regulations. A report shall be filed within five days of the test with the department, describing the equipment involved, the test results, and the corrective action taken.

(3) Radiation surveys.

(a) The maximum radiation level at a distance of 1 meter from the patient in whom brachytherapy sources have been inserted shall be determined by measurement or calculation. This radiation level shall be entered on the patient's chart and other signs as required under WAC 402-32-020(4).

(b) The radiation levels in the patient's room and the surrounding area shall be determined, recorded, and maintained for inspection by the department.

(c) The licensee shall assure that patients treated with cobalt-60, cesium-137, iridium-192, or radium-226 implants remain hospitalized until a source count and a

radiation survey of the patient confirm that all implants have been removed and are accounted for.

(4) Signs and records.

(a) In addition to the requirements of WAC 402-24-090, the bed, cubicle, or room of the hospital brachytherapy patient shall be marked with a sign indicating the presence of brachytherapy sources. This sign shall incorporate the radiation symbol and specify the radionuclide, the activity, date, and the individual(s) to contact for radiation safety instructions. The sign is not required provided the exception in WAC 402-24-095(2) is met.

(b) The following information shall be included in the patient's chart:

(i) The radionuclide administered, number of sources, activity in millicuries and time and date of administration;

(ii) The exposure rate at 1 meter, the time the determination was made, and by whom;

(iii) The radiation symbol; and

(iv) The precautionary instructions necessary to assure that the exposure of individuals does not exceed that permitted under WAC 402-24-020.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-32-030 TELEETHERAPY. (1) Equipment.

(a) The housing shall be so constructed that, at one meter from the source, the maximum exposure rate does not exceed ten milliroentgens per hour when the beam control mechanism is in the "off" position. The average exposure rate measured at a representative number of points about the housing, each one meter from the source, shall not exceed two milliroentgens per hour.

(b) For teletherapy equipment installed after the effective date of these regulations, the leakage radiation measured at one meter from the source when the beam control mechanism is in the "on" position shall not exceed 0.1 percent of the useful beam exposure rate.

(c) Adjustable or removable beam-defining diaphragms shall allow transmission of not more than five percent of the useful beam exposure rate.

(d) The beam control mechanism shall be of a positive design capable of acting in any orientation of the housing for which it is designed to be used. In addition to an automatic closing device, the mechanism shall be designed so that it can be manually returned to the "off" position with a minimum risk of exposure.

(e) The closing device shall be so designed as to return automatically to the "off" position in the event of any breakdown or interruption of the activating force and shall stay in the "off" position until activated from the control panel.

(f) Beam control mechanisms.

(i) When any door to the treatment room is opened, the beam control mechanism shall automatically and rapidly restore the unit to the "off" position and cause it to remain there until the unit is reactivated from the control panel.

(ii) Beam control mechanisms shall be tested at intervals not to exceed three months for proper function. Records of these tests shall be maintained for inspection by the department.

(g) There shall be at the housing and at the control panel a warning device that plainly indicates whether the beam is on or off.

(h) The equipment shall be provided with a locking device to prevent unauthorized use.

(i) The control panel shall be provided with a timer that automatically terminates the exposure after a pre-set time.

(j) Provision shall be made to permit continuous observation of patients during irradiation.

(k) The treatment room shall be equipped with a permanent radiation ((~~monitoring device~~)) monitor which shall:

(i) Continuously monitor the condition of the teletherapy beam; ~~((and))~~

(ii) Provide a continuous visible signal to the teletherapy unit operator and any person entering the treatment room, of a unit malfunction;

(iii) Each radiation monitor must be equipped with an emergency power supply separate from the power supply to the teletherapy unit. This emergency power supply may be a battery system;

(iv) Each radiation monitor must be tested for proper operation each day before the teletherapy unit is used for treatment of patients; and

(v) If a radiation monitor is inoperable for any reason, any person entering the teletherapy room shall use a properly operating portable survey instrument or audible alarm personal dosimeter to monitor for any malfunction of the source exposure mechanism that may have resulted in an exposed or partially exposed source. Survey instruments or dosimeters must be tested daily before use.

(2) Operation. Except in the emergency condition when a source fails to retract, no individual shall be in the treatment room during irradiation unless that individual is the patient. Mechanical restraining or supporting devices shall be used for positioning the patient, if necessary.

(3) Testing for leakage and contamination. Teletherapy sources shall be tested for leakage and contamination in accordance with the procedures described in WAC 402-32-020(2). Tests of leakage may be made by wiping accessible surfaces of the housing port or collimator while the source is in the "off" position and measuring these wipes for transferred contamination.

#### AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-32-100 SPECIAL REQUIREMENTS FOR TELETHERAPY LICENSEES. (1) Requirement to perform full calibration requirements of teletherapy units.

(a) Any licensee authorized under WAC 402-22-070 to use teletherapy units for treating humans shall cause full calibration measurements to be performed on each teletherapy unit:

(i) Prior to the first use of the unit for treating humans:

(A) Whenever spot-check measurements indicate that the output value differs by more than five percent from the value obtained at the last full calibration corrected mathematically for physical decay;

(B) Following replacement of the radiation source or following reinstallation of the teletherapy unit in a new location;

(C) Following any repair of the teletherapy unit that includes removal of the source or major repair of the components associated with the source exposure assembly; and

(D) At intervals not exceeding one year.

(b) Full calibration measurements required by paragraph (a) of this subsection shall include determination of:

(i) The exposure rate or dose rate to an accuracy within  $\pm 3$  percent for the range of field sizes and for the range of distances (or for the axis distance) used in radiation therapy;

(ii) The congruence between the radiation field and the field indicated by the light beam localizing device;

(iii) The uniformity of the radiation field and its dependence upon the orientation of the useful beam;

(iv) Timer accuracy; and

(v) The accuracy of all distance measuring devices used for treating humans.

(c) Full calibration measurements shall be made in accordance with the procedures recommended by the Scientific Committee on Radiation Dosimetry of the American Association of Physicists in Medicine (Physics in Medicine and Biology, Vol. 16, No. 3, 1971, pp. 379-386).<sup>1</sup>

(d) The exposure rate or dose rate values determined in paragraph (b)(i) of this subsection shall be corrected mathematically for physical decay for intervals not exceeding one month for units employing a cobalt-60 source and six months for units employing a cesium-137 source.

(e) Full calibration measurements required by paragraph (a) of this subsection and physical decay corrections required by paragraph (d) of this subsection shall be performed by an expert qualified by training and experience in accordance with WAC 402-32-100(4).

(2) Requirement to perform periodic spot-check measurements of teletherapy units.

(a) Any licensee authorized under WAC 402-22-070(4) to use teletherapy units for treating humans shall cause spot-check measurements to be performed on each teletherapy unit at intervals not exceeding one month.

(b) Spot-check measurements required by paragraph (a) of this subsection shall include determination of:

(i) Timer accuracy;

(ii) The congruence between the radiation field and the field indicated by the light beam localizing device;

(iii) The accuracy of all distance measuring devices used for treating humans;

(iv) The exposure rate, dose rate, or a quantity related in a known manner to these rates for one typical set of operating conditions; and

(v) The difference between the measurement made in paragraph (b) of this subsection and the anticipated

output, expressed as a percentage of the anticipated output (i.e., the value obtained at last full calibration corrected mathematically for physical decay).

(c) Spot-check measurements required by paragraph (a) of this subsection shall be performed in accordance with procedures established by an expert qualified by training and experience in accordance with WAC 402-32-100(4). (A qualified expert need not actually perform the spot-check measurements.) If a qualified expert does not perform the spot-check measurements, the results of the spot-check measurements shall be reviewed by a qualified expert within fifteen days.

(3) Requirement to calibrate instruments used for full calibration and spot-check measurements.

(a) Full calibration measurements required by WAC 402-32-100(1) shall be performed using a dosimetry system that has been calibrated by the National Bureau of Standards or by a Regional Calibration Laboratory accredited by the American Association of Physicists in Medicine. The dosimetry system shall have been calibrated within the previous two years and after any servicing that may have affected system calibration.

(b) Spot-check measurements required by WAC 402-32-100(2) shall be performed using a dosimetry system that has been calibrated in accordance with paragraph (a) of this subsection. Alternatively, a dosimetry system used solely for spot-check measurements may be calibrated by direct intercomparison with a system that has been calibrated in accordance with paragraph (a) of this subsection. This alternative calibration method shall have been performed within the previous one year and after each servicing that may have affected system calibration. Dosimetry systems calibrated by this alternative method shall not be used for full calibration measurements. The use of thermoluminescent dosimeter does not satisfy the requirements of this section.

(4) Qualified expert. The licensee shall determine if a person is an expert qualified by training and experience to calibrate a teletherapy unit and establish procedures for (and review the results of) spot-check measurements. The licensee shall determine that the qualified expert:

(a) Is certified by the American Board of Radiology in Therapeutic Radiological Physics, Radiological Physics, Roentgen-Ray and Osmin-Ray Physics, or X-ray and Radium Physics; or

(b) Has the following minimum training and experience:

(i) A master's or doctor's degree in physics, biophysics, radiological physics or health physics;

(ii) One year of full-time training in therapeutic radiological physics; and

(iii) One year of full-time experience in a radiotherapy facility including personal calibration and spot-check of at least one teletherapy unit.

NOTE: The requirements of WAC 402-32-100(4) are in addition to those set forth in WAC 402-12-050(41).

(5) Records.

The licensee shall maintain, for inspection by the department, records of the measurements, tests, corrective actions, and instrument calibrations made under WAC

402-32-100 (1) and (2) and records of the licensee's evaluation of the qualified expert's training and experience made under WAC 402-32-100(4).

(a) Records of (i) full calibration measurements and (ii) calibration of instruments used to make these measurements shall be preserved for five years after completion of the full calibration.

(b) Records of (i) spot check measurements and corrective actions and (ii) calibration of instruments used to make spot check measurements shall be preserved for two years after completion of the spot check measurements and corrective actions.

(c) Records of the licensee's evaluation of the qualified expert's training and experience shall be preserved for five years after the qualified expert's last performance of a full calibration of the licensee's teletherapy unit.

(6) Inspection and servicing of the source exposure mechanism.

(a) The licensee shall cause each teletherapy unit used to treat humans to be fully inspected and serviced during source replacement or at intervals not to exceed five years, whichever comes first, to assure proper functioning of the source exposure mechanism.

(b) Inspection and servicing of the teletherapy unit shall be performed by persons specifically licensed to do so by the United States Nuclear Regulatory Commission or an agreement state.

(c) Amendments to teletherapy licenses in effect as of the effective date of these regulations, which extended the time interval for the inspection and servicing requirement of WAC 402-32-100(6)(a) shall remain in effect and are not rescinded by this section.

<sup>1</sup>Licensees that have their teletherapy units calibrated by persons who do not meet these criteria for minimum training and experience may require a license amendment excepting them from the requirements of WAC 402-32-100(4). The request should include the name of the proposed qualified expert, a description of his training and experience including information similar to that specified in report of at least one calibration and spot-check program based on measurements personally made by the proposed expert within the last 10 years and written endorsement of the technical qualifications of the proposed expert from personal knowledge by a physicist certified by the American Board of Radiology in one of the specialties listed ((m)) therein.

#### Chapter 402-34 WAC SPECIAL REQUIREMENTS FOR NUCLEAR MEDICINE

#### NEW SECTION

WAC 402-34-010 PURPOSE AND SCOPE. The provisions of this chapter apply to all licensees utilizing radioactive materials in the practice of nuclear medicine and establish radiation safety requirements for those licensees. These provisions are in addition to, and not in substitution for, other applicable provisions of these regulations.

NEW SECTION

WAC 402-34-030 DEFINITIONS. (1) "Nuclear medicine" means the intentional internal or external administration of unsealed radioactive material to human beings.

(2) "Nuclear medicine technologist" means any individual who performs nuclear medical procedures under the supervision of a physician licensed pursuant to chapter 402-22 WAC.

(3) "Training" means instruction or experience acquired under the direct supervision of a physician, a certified/registered nuclear medicine technologist, and/or a qualified expert who has the necessary knowledge and training to advise personnel on radiation protection.

NEW SECTION

WAC 402-34-050 RADIATION SAFETY COMMITTEE. (1) Where required by license condition or pursuant to WAC 402-22-070(1), the radiation safety committee, shall meet at least once every six months. Where required by license condition, the committee shall meet at the frequency stated in the license or application. Such meetings shall be documented by written minutes and those minutes shall be maintained for inspection by the department for at least two years.

(2) Evaluation of the adequacy of the licensee's radiation safety program shall be conducted at least once each calendar year. Such evaluations may be performed by the radiation safety officer, a competent outside agent, or by qualified personnel at the licensee's own facility. These evaluations shall be documented, maintained for inspection by the department, and presented to the radiation safety committee for review and approval.

NEW SECTION

WAC 402-34-090 PERSONNEL MONITORING. In addition to the requirements of WAC 402-24-070 and the conditions of the license, extremity monitoring (such as TLD ring badges) shall be provided and used on a monthly exchange basis for those personnel who elute Tc 99<sup>m</sup>/Mo 99 generators.

NEW SECTION

WAC 402-34-100 RADIOPHARMACEUTICALS. (1) Radioactive material to be administered to humans shall be the subject of an FDA-approved "New Drug Application" (NDA) or an FDA-accepted "Notice of Claimed Investigational Exemption for a New Drug" (IND), unless otherwise stated in the license.

(2) Any licensee using radioactive material for clinical procedures other than those specified in the product labeling (package insert) shall comply with the product labeling regarding:

- (a) Chemical and physical form;
- (b) Route of administration; and
- (c) Dosage range.

(3) No licensee shall receive, possess, or use radioactive material as a radiopharmaceutical except when it has been:

(a) Manufactured in the form to be administered to the patient, and labeled, packaged, and distributed, in accordance with a specific license; or

(b) Prepared from reagent kits and/or radionuclide generators approved in accordance with WAC 402-22-070 (3)(b) and 402-22-110(10).

(4) The provisions of this part notwithstanding:

(a) No radioactive material in gaseous form or for use as an aerosol is permitted except Technetium-99m pentetate used as an aerosol for lung function studies, or as specifically authorized by license condition. Radioactive aerosols must be administered with a closed, shielded system that either is vented to the outside atmosphere through an air exhaust or provides for collection and disposal of the aerosol; and

(b) No generator or reagent kit is authorized for preparation of any gaseous form or aerosol of the radioactive material, except as specifically authorized by license condition.

(5) Radioactive material to be administered to humans shall be assayed for activity to determine the dose within ten percent accuracy of the prescribed dose prior to being administered to patients.

(a) In the absence of a certificate from a supplier which specifies the activity of each dose, the license shall establish written procedures for the personnel to perform assays to an accuracy of ten percent of the prescribed dose prior to being administered to patients.

(b) The licensee shall maintain for inspection by the department, records of the results of each assay performed to determine the activity of each dose administered to a patient. Records shall be maintained for two years following performance of each assay.

NEW SECTION

WAC 402-34-120 RADIONUCLIDE GENERATORS. (1) Any licensee who uses generators and reagent kits shall elute the generator or process radioactive material with the reagent kit in accordance with instructions which are approved by the department, the United States Nuclear Regulatory Commission, an agreement state, or a licensing state, and are furnished by the manufacturer on the label attached to, or in the leaflet or brochure, which accompanies the generator or reagent kit.

(2) Tc-99m separated from Molybdenum 99 either by elution of a Molybdenum 99/Tc-99m generator or by an extraction process shall be tested to detect, and quantify Molybdenum 99 activity prior to administration to patients. The licensee shall not administer to patients Tc-99m containing more than 1.0 uCi of Molybdenum 99 per mCi of Tc-99m or more than 5.0 uCi of Molybdenum 99 per dose of Tc-99m at time of the administration. The limits for Molybdenum 99 contamination represent maximum values and Molybdenum 99 contamination should be kept as low as reasonably achievable below these limits.

(a) In the absence of a certificate from the supplier of Tc-99m which specifies the quantity of Molybdenum 99,



the licensee shall establish written procedures for personnel performing tests to detect and quantify Molybdenum 99 contamination. These procedures shall include all necessary calculations and steps to be taken if activities of Molybdenum 99 in excess of the limits specified in this part are detected.

(b) Personnel performing tests to detect and quantify Molybdenum 99 contamination shall be given specific training in performing these tests prior to conducting such tests.

(c) The licensee shall maintain for inspection by the department, records of the results of each test performed to detect and quantify Molybdenum 99 contamination and records of training given to personnel performing these tests. Records shall be maintained for two years following the performance of each test and the training of personnel.

#### NEW SECTION

WAC 402-34-140 LABORATORY SAFETY. In addition to those requirements found in WAC 402-22-070(7), the licensee shall utilize syringe shields or other shielding devices for all manipulations. Syringe shields should be used for injections whenever practicable.

#### NEW SECTION

WAC 402-34-150 SURVEYS. In addition to applicable requirements found elsewhere in these regulations, and the license, each licensee shall:

(1) Monitor hands and clothing for contamination after each procedure, or before leaving the restricted area;

(2) Survey the laboratory work area for contamination after each procedure, or at the end of the day using instrumentation capable of measuring nanocurie amounts of activity. Survey documentation should include an area diagram or a description of the area or article and the instrumentation used. Such documentation shall be maintained for inspection by the department for two years.

#### NEW SECTION

WAC 402-34-170 CALIBRATION AND REFERENCE SOURCES. (1) Any licensee who owns, receives, acquires, possesses, uses, or transfers calibration reference sources pursuant to the general license authorized in WAC 402-21-050(7) shall:

(a) Maintain a file or log identifying such sources, including isotope, amount, model and serial numbers, manufacturer, date of receipt, date of transfer, and to whom transferred (where applicable);

(b) Possess at any one time, and at any one location of storage or use, no more than five uCi of Am-241 and five uCi of Pu and five uCi of Ra-226 in such sources;

(c) Store such source(s), except when the source(s) is being used, in a closed container adequately designed and constructed to contain Americium-241, Plutonium, or Radium 226 which might otherwise escape during storage; and

(d) Not use such source(s) for any purpose other than the calibration of radiation detectors or the standardization of other sources.

(2) Any licensee who receives, possesses, or uses calibration and reference standards pursuant to the group licensing provisions of WAC 402-22-070 (3)(c):

(a) Shall conduct leak tests in accordance with WAC 402-22-070(3)(d);

(b) Shall follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, and agreement state or a licensing state and furnished by the manufacturer on the label attached to the source, or permanent container thereof, or in the leaflet or brochure that accompanies the source, and maintain such instruction in a legible and conveniently available form; and

(c) Shall conduct a quarterly physical inventory to account for all sources received and possessed. Records of the inventory shall be maintained for inspection by the department, and shall include, but not be limited to, the quantities and kinds of radioactive material, location of sources, and the date of inventory.

#### NEW SECTION

WAC 402-34-190 INSTRUMENTATION. (1) Instrumentation used to conduct surveys shall be appropriate for the nuclide(s) and radiation levels present.

(2) Portable and stationary survey instruments shall be calibrated at least once each calendar year, and after any repair using either approved procedures or by a facility specifically licensed to perform calibrations. Records shall be maintained for inspection by the department.

(3) An operational check utilizing an appropriate check source shall be conducted.

(4) Imaging systems shall have a flood performed daily when the system is used. In addition, mobile nuclear medicine services employing imaging systems which are moved from one facility to another shall perform a flood prior to use at each location. Bar phantoms shall be performed weekly. Records of such quality assurance for imaging systems, shall be maintained for inspection by the departments.

(5) Appropriate source(s) for calibration and reference of dose calibrators shall be used. Dose calibrators shall receive:

(a) Daily constancy checks;

(b) Quarterly linearity tests;

(c) Annual tests for accuracy; and

(d) Geometry tests upon installation and following major repair.

(6) Quality assurance procedures for dose calibrators found in WAC 402-34-190(5), excluding daily constancy checks shall be conducted by individuals qualified to perform these tests, and shall be documented for future inspection by the department.

#### NEW SECTION

WAC 402-34-210 RADIOACTIVE GASES. (1) Licensees utilizing radioactive gases, such as Xenon-133 or Krypton-81m, shall have and use by January 1, 1984 a ventilation system adequate for such use, including an approved trap. Radioactive gas shall be disposed only as specifically authorized by the license.

(2) Licensees utilizing radioactive gases shall maintain concentrations below applicable limits contained in chapter 402-24 WAC. Verification shall be documented. Such verification may be made by calculation, air samples, or the use of constant monitoring instrumentation.

**AMENDATORY SECTION** (Amending Order 1570, filed 12/8/80)

WAC 402-36-025 DEFINITIONS. As used in this part:

(1) "Enclosed radiography" means industrial radiography employing radiation machines conducted in an enclosed cabinet or room and includes cabinet radiography and shielded room radiography.

(a) "Cabinet radiography" means industrial radiography employing radiation machines conducted in an enclosure or cabinet so shielded that every location at the exterior meets the conditions specified in WAC 402-24-040 of these regulations.

(i) "Cabinet x-ray system" means an x-ray system with the x-ray tube installed in an enclosure (hereinafter termed "cabinet") which, independently of existing architectural structure except the floor on which it may be placed, is intended to contain at least that portion of a material being irradiated, provide radiation attenuation, and exclude personnel from its interior during generation of x radiation. Included are all x-ray systems designed primarily for the inspection of carry-on baggage at airline, railroad, and bus terminals, and in similar facilities. An x-ray tube used within a shielded part of a building, or x-ray equipment which may temporarily or occasionally incorporate portable shielding is not considered a cabinet x-ray system.

(b) "Shielded-room radiography" means industrial radiography conducted in a room so shielded that every location on the exterior meets the conditions specified in WAC 402-24-040 of these regulations.

(2) "Industrial radiography" means the examination of the macroscopic structure of materials by nondestructive methods utilizing sources of radiation. Industrial radiography as used in this chapter does not include well logging operations.

(3) "Permanent radiographic installation" means a shielded installation or structure designed or intended for radiography employing a radiographic exposure device and in which radiography is regularly performed, regardless of ownership.

(4) "Personal supervision" means supervision by a radiographer such that the radiographer is physically present at the radiography site and in such proximity that communication can be maintained and immediate assistance given as required. When a radiographer's assistant is using or handling sources of radiation, the radiographer must maintain direct surveillance.

(5) "Radiographer" means any individual who performs or who, in attendance at the site where sources of radiation are being used, personally supervises industrial radiographic operations and who is responsible to the licensee or registrant for assuring compliance with the requirements of these regulations and all license conditions.

(6) "Radiographer's assistant" means any individual who, under the personal supervision of a radiographer, uses sources of radiation, related handling tools, or radiation survey instruments in industrial radiography.

(7) "Radiographic exposure device" means any instrument containing a sealed source fastened or contained therein, in which the sealed source or shielding thereof may be moved, or otherwise changed, from a shielded to unshielded position for purposes of making a radiographic exposure.

(8) "Shielded position" means the location within the radiographic exposure device or storage container which, by manufacturers design, is in one proper location for storage of the sealed source.

(9) "Source changer" means a device designed and used for replacement of sealed sources in radiographic exposure devices, including those also used for transporting and storage of sealed sources.

(10) "Storage container" means a device in which sealed sources are transported or stored.

(11) Temporary job site refers to any location which is not specifically authorized and described in a license or registration.

**NEW SECTION**

WAC 402-36-027 OFFSHORE OPERATIONS. Offshore and/or underwater radiography shall be performed only by licensees whose license specifically authorizes such activity. Such operations fall under the jurisdiction of the United States Nuclear Regulatory Commission when conducted outside of the territorial waters of the state of Washington.

**NEW SECTION**

WAC 402-36-035 INTERNAL AUDIT AND TRAINING. (1) Each licensee shall conduct the internal audit required by WAC 402-22-070(6)(c) at intervals not to exceed three months. The audit should be done by management or the radiation safety officer and shall cover a review or spot checks of the records required by WAC 402-12-080, 402-24-085, 402-24-125, 402-24-170, 402-36-060, 402-36-070, 402-36-080, 402-36-090, 402-36-095, 402-36-100, 402-36-120, 402-36-150, 402-36-153, and 402-36-157, and conditions of the license.

(2) Each radiographer performing radiography shall be audited at intervals not to exceed three months during the performance of radiography, to assure that the license provisions, regulations, and the licensees operating and emergency procedures are followed by radiographers and radiographer's assistants. This audit shall be performed by the radiation safety officer, management, or the most experienced radiographers available. Results of this audit shall be recorded.

(3) Records of the internal audits required by subsections (1) and (2) of this section shall be maintained for two years.

(4) Training required by WAC 402-22-070(5)(a) shall be conducted in accordance with the conditions of the license and subject to the following criteria:

- (a) Initial training must be completed before a person can act as a radiographer or radiographer's assistant;
- (b) Periodic retraining must be conducted at least annually;
- (c) Records showing compliance with these training requirements must be maintained for at least one year following termination of employment.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-060 RADIATION SURVEY INSTRUMENTS. (1) The licensee or registrant shall maintain sufficient calibrated and operable radiation survey instruments to make physical radiation surveys as required by this part and chapter 402-24 WAC. Instrumentation required by this section shall have a range such that two milliroentgens per hour through one roentgen per hour can be measured.

(2) Each radiation survey instrument shall be calibrated:

(a) At energies appropriate for use and at intervals not to exceed three months and after each instrument servicing;

(b) Such that accuracy within  $\pm 20$  percent traceable to a national standard can be demonstrated; and

(c) At two or more widely separated points, other than zero, on each scale.

(3) Records shall be maintained of these calibrations for two years after the calibration date for inspection by the department.

(4) The requirements of WAC 402-36-060 do not apply to registrants using only radiation machines in enclosed radiographic systems.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-070 LEAK TESTING, REPAIR, TAGGING, OPENING, MODIFICATION, AND REPLACEMENT OF SEALED SOURCES. (1) The replacement of any sealed source fastened to or contained in a radiographic exposure device and leak testing, repair, tagging, opening, or any other modification of any sealed source shall be performed only by persons specifically authorized to do so by the department, the ~~((U.S.))~~ United States Nuclear Regulatory Commission, or any Agreement State.

(2) Each sealed source shall be tested for leakage at intervals not to exceed 6 months. In the absence of a certificate from a transferor that a test has been made within the 6 month period prior to the transfer, the sealed source shall not be put into use until tested and results obtained.

(3) The leak test shall be capable of detecting the presence of 0.005 microcurie of removable contamination on the sealed source. An acceptable leak test for sealed sources in the possession of a radiography licensee would be to test at the nearest accessible point to the sealed source storage position, or other appropriate measuring point, by a procedure to be approved pursuant to WAC 402-22-070(5)(e). Records of leak test results shall be kept in units of microcuries and maintained for

inspection by the department for two years after the leak test is performed or until the sealed source is transferred or disposed of, whichever comes first.

(4) Any test conducted pursuant to ~~((paragraphs))~~ subsections (2) and (3) of this section which reveals the presence of 0.005 microcurie or more of removable radioactive material shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the equipment involved from use and shall cause it to be decontaminated and repaired or to be disposed of, in accordance with regulations of the department. Within 5 days after obtaining results of the test, the licensee shall file a report with the department describing the involved equipment, the test results, and the corrective action taken.

(5) A sealed source which is not fastened to or contained in a radiographic exposure device shall have permanently attached to it a durable tag at least one inch square bearing the prescribed radiation caution symbol in conventional colors magenta or purple on a yellow background, and at least the instructions: "Danger - Radioactive Material - Do Not Handle - Notify Civil Authorities if Found."

(6) Each radiographic exposure device shall have permanently attached to it a durable label at least four inches square bearing the prescribed radiation caution symbol in conventional colors (magenta or purple on a yellow background), and at a minimum the instructions, "Danger - Radioactive Material - Do Not Handle - Notify Civil Authorities if Found."

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-080 QUARTERLY INVENTORY. Each licensee shall conduct a quarterly physical inventory to account for all sealed sources received or possessed. The records of the inventories shall be maintained for two years from the date of inventory for inspection by the department and shall include ~~((the quantities and kinds of radioactive material, the location of sealed sources, and the date of the inventory device model, serial number and sealed source - serial number-))~~:

(1) Exposure device or source changer make, model, and serial number;

(2) Sealed source serial number and manufacturer;

(3) Isotope and current activity;

(4) Location of device/changer;

(5) Date of inventory;

(6) Name of person who performed inventory.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-095 INSPECTION AND MAINTENANCE OF RADIOGRAPHIC EXPOSURE DEVICES, CONTROL CABLES, STORAGE CONTAINERS AND SOURCE CHANGERS. (1) The licensee shall conduct a program for inspection and maintenance of radiographic exposure devices, storage containers, control units (to include cables), and source changers at intervals, not to exceed three months or prior to first use thereafter to assure proper functioning of

components important to safety. Records of these inspections and maintenance shall be kept for two years.

(2) The licensee shall check for obvious defects in radiographic exposure devices, storage containers, control assemblies, and source changers prior to use each day the equipment is used.

(3) The licensee's program shall include a thorough visual inspection for corrosion, and specific maintenance procedures that address corrosion removal and prevention.

(4) If any inspection conducted pursuant to WAC 402-36-095(1) or (2) reveals damage to components critical to radiation safety, the device shall be removed from service until proper repairs have been made.

~~((4))~~ (5) Any maintenance performed on radiographic exposure devices and accessories shall be in accordance with the manufacturer's specifications.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-100 LIMITATIONS—PERSONAL RADIATION SAFETY REQUIREMENTS FOR RADIOGRAPHERS AND RADIOGRAPHERS' ASSISTANTS. (1) No licensee or registrant shall permit any individual to act as a radiographer as defined in this chapter until such individual:

(a) Has been instructed in the subjects outlined in WAC 402-36-160;

(b) Has received copies of and instruction in the regulations contained in ~~((this part))~~ chapters 402-10, 402-12, 402-24, 402-36, and 402-48 WAC and the applicable sections of appropriate license(s), and the licensee's or registrant's operating and emergency procedures, and shall have demonstrated understanding thereof;

(c) Has demonstrated competence to use the source of radiation, related handling tools, and radiation survey instruments which will be employed in the individual's assignment; and

(d) Has demonstrated understanding of the instructions in this paragraph by successful completion of written test and a field examination on the subjects covered.

(2) No licensee or registrant shall permit any individual to act as a radiographer's assistant as defined in this part until such individual:

(a) Has received copies of and instruction in the licensee's or registrant's operating and emergency procedures;

(b) Has demonstrated competence to use under the personal supervision of the radiographer the sources of radiation, related handling tools, and radiation survey instruments which will be employed in the individual's assignment;

(c) Has demonstrated understanding of the instructions in this paragraph by successfully completing a written or oral test and a field examination on the subjects covered; and

(d) Records of the above training including copies of written tests and dates of oral tests and field examinations shall be maintained for three years.

(3) Each licensee or registrant shall maintain, for inspection by the department, records of training and testing which demonstrate that the requirements of WAC 402-36-100(1) and (2) and 402-22-070(5)(a) are met.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-110 OPERATING AND EMERGENCY PROCEDURES. The licensee's or registrant's operating and emergency procedures shall include instructions in at least the following:

(1) The handling and use of sources of radiation to be employed such that no individual is likely to be exposed to radiation doses in excess of the limits established in chapter 402-24 WAC Standards for protection against radiation;

(2) Methods and occasions for conducting radiation surveys;

(3) Methods for controlling access to radiographic areas;

(4) Methods and occasions for locking and securing sources of radiation;

(5) Personnel monitoring and the use of personnel monitoring equipment including steps that must be taken immediately by radiography personnel in the event a pocket dosimeter is found to be off-scale;

(6) Transportation to field locations, including packing of sources of radiation in the vehicles, posting of vehicles, and control of sources of radiation during transportation;

(7) Minimizing exposure of individuals in the event of an accident;

(8) The procedure for notifying proper personnel in the event of a ~~((thief))~~ theft, loss, ~~((over-exposure))~~ overexposure or accident involving sources of radiation;

(9) Maintenance of records; and

(10) The inspection and maintenance of radiographic exposure devices and storage containers.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-120 PERSONNEL MONITORING CONTROL. (1) No licensee or registrant shall permit any individual to act as a radiographer or as a radiographer's assistant unless, at all times during radiographic operations, each such individual shall wear a film or TLD badge and ~~((either))~~ a direct reading pocket dosimeter. Pocket dosimeters shall be capable of measuring doses from zero to at least 200 milliroentgens. A film or TLD badge shall be assigned to and worn by only one individual.

(2) Pocket dosimeters ~~((and pocket chambers))~~ shall be read and doses recorded daily. Pocket dosimeters shall be charged at the beginning of each working day. Pocket dosimeters shall be checked at periods not to exceed one year for correct response to radiation. Acceptable dosimeters shall read within plus or minus 30 percent of the true radiation exposure. A film or TLD badge shall be immediately processed if a pocket dosimeter is discharged beyond its range during normal use. The film or TLD badge reports received from the film or

TLD badge processor and records of pocket dosimeter readings shall be maintained for inspection by the department until it authorizes their disposal.

(3) The requirements for use of pocket dosimeter or pocket chamber shall not apply in industrial radiography utilizing radiation machines in enclosed interlocked cabinets or rooms which are not occupied during radiographic operations, which are equipped with interlocks such that the radiation machine will not operate unless all openings are securely closed and which are so shielded that every location on the exterior meets conditions for an unrestricted area, as specified in WAC 402-24-040.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-125 SUPERVISION OF RADIOGRAPHERS' ASSISTANTS. Whenever a radiographer's assistant uses radiographic exposure devices, uses sealed sources or related source handling tools, or conducts radiation surveys required by WAC 402-36-150(2), (3), or (4) to determine that the sealed source has returned to the shielded position after an exposure, he shall be under the personal supervision of a radiographer, as defined in WAC 402-36-025(~~((8), by a radiographer))~~) (4). (~~The~~) Personal supervision shall include (1) the radiographer's personal presence at the site where the sealed sources are being used, (2) the ability of the radiographer to communicate and give immediate assistance if required, and (3) the radiographer's ability to observe the performance of his/her assistant during the operations referred to in this section.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-150 RADIATION SURVEYS AND SURVEY RECORDS. (1) No radiographic operation shall be conducted unless calibrated and operable radiation survey instrumentation as described in WAC 402-36-060 is available and used at each site where radiographic exposures are made.

(2) A physical radiation survey shall be made after each radiographic exposure utilizing radiographic exposure devices or sealed sources of radioactive material to determine that the sealed source has been returned to its shielded position. The entire circumference of the radiographic exposure device shall be surveyed. If the radiographic exposure device has a source guide tube, the survey shall include the guide tube.

(3) A physical radiation survey shall be made to determine that each sealed source is in its shielded condition prior to securing the radiographic exposure device or storage container as specified in WAC 402-36-040.

(4) A physical radiation survey shall be made of the boundary of the restricted area during radiographic operations not employing shielded room radiography. The maximum survey reading at the boundary shall be recorded. The records shall indicate approximate distance

from source to boundaries, whether or not the exposed source is collimated and any occupied areas with exposure levels greater than 2 mR in any hour during radiographic operations.

(5) Records required by (~~paragraphs~~) subsections (3) and (4) of this section shall include the model and serial number of the survey meter used and shall be maintained for inspection by the department for two years after completion of the survey. If the survey was used to determine an individual's exposure, however, the records of the survey shall be maintained until the department authorizes their disposition.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-155 SPECIAL REQUIREMENTS FOR ENCLOSED RADIOGRAPHY. (1) Systems for enclosed radiography designed to allow admittance of individuals during x-radiation generation shall:

(a) Comply with all applicable requirements of chapter 402-36 WAC and WAC 402-24-040 of these regulations.

(b) Be evaluated at intervals not to exceed one year to assure compliance with the applicable requirements as specified in WAC 402-36-155(1)(a). Records of these evaluations shall be maintained for inspection by the department for a period of two years after the evaluation.

(c) Interlocks are required on all enclosed radiographic systems, such that the exposure will terminate if a door or port accessible to individuals is opened during the exposure, except for those systems employing conveyor belts or sample ports.

(2) Cabinet x-ray systems designed to exclude individuals during x-radiation are exempt from the requirements of chapter 402-36 WAC except that:

(a) Operating personnel must be provided with either a film badge or a thermoluminescent dosimeter and reports of the results must be maintained for inspection by the department.

(b) No registrant shall permit any individual to operate a cabinet x-ray system until such individual has received a copy of and instruction in the operating procedures for the unit and has demonstrated competence in its use. Records which demonstrate compliance with this subparagraph shall be maintained for inspection by the department until disposition is authorized by the department.

(c) Tests for proper operation of high radiation area control devices or alarm systems, where applicable, must be conducted at the beginning of each day of use and recorded.

(d) The registrant shall perform an evaluation, at intervals not to exceed one year, to determine conformance with WAC 402-24-040 of these regulations.

Records of these evaluations shall be maintained for inspection by the department for a period of two years after the evaluation.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-36-157 SPECIAL REQUIREMENTS FOR PERMANENT RADIOGRAPHIC INSTALLATION. Permanent radiographic installations having high radiation area entrance controls of the types described in WAC 402-24-090(1)(e)(ii) or where the high radiation area is locked to protect against unauthorized or accidental entry, shall also meet the following special requirements.

(1) Each entrance that is used for personnel access to the high radiation area in a permanent radiographic installation to which this section applies shall have both visible and audible warning signals to warn of the presence of radiation. The visible signal shall be actuated by radiation whenever the source is exposed. The audible signal shall be actuated when an attempt is made to enter the installation while the source is exposed.

(2) ~~((The alarm system))~~ Both visible and audible alarm systems are required and shall be tested prior to the first use of ~~((the))~~ a source in the installation and thereafter at intervals not to exceed three months. Records of the tests shall be kept for two years.

(3) The department shall review and approve, in advance of construction, plans for permanent radiographic installations whose construction had not commenced by the effective date of these regulations. Construction of the permanent facility shall be in accordance with the plans approved by the department.

(4) A physical radiation survey shall be conducted and results recorded following construction or major modification of the facility to be used in the installation. Radiography shall not be conducted if exposure levels in unrestricted areas are greater than 2 mR in any hour. Any increase in source strength will require re-survey of the installation prior to the conduct of industrial radiography.

NEW SECTION

WAC 402-36-165 APPENDIX B—GENERAL GUIDELINES FOR INSPECTION OF RADIOGRAPHY EQUIPMENT. (1) Panoramic devices (devices in which the source is physically removed from shielded container during exposure) should be inspected for:

- (a) Radiographic exposure unit;
  - (i) Abnormal surface radiation levels anywhere on camera;
  - (ii) Condition of safety plugs;
  - (iii) Proper operation of locking mechanism;
  - (iv) Condition of pigtail connector;
  - (v) Alignment of "S" tube with exit port;
  - (vi) Condition of carrying device (straps, handle, etc.);
  - (vii) Proper labeling;
- (b) Source tube;
  - (i) Rust, dirt, or sludge buildup inside the source tube;
  - (ii) Condition of source tube connector;
  - (iii) Condition of source stop;
  - (iv) Kinks or damage that could prevent proper operation;
- (c) Control cables and drive mechanism;

- (i) Proper drive mechanism for this camera, if appropriate;
- (ii) Changes in general operating characteristics;
- (iii) Condition of connector on drive cable;
- (iv) Drive cable flexibility, wear, and rust;
- (v) Excessive wear or damage to crank assembly parts;
- (vi) Damage to drive cable conduit that could prevent the cable from moving freely;
- (vii) Connection of the control cable connector with the pigtail connector for proper mating;
- (viii) Proper operation of source position indicator, if applicable.
- (2) Directional beam devices should be inspected for:
  - (a) Abnormal surface radiation;
  - (b) Changes in the general operating characteristics of the unit;
  - (c) Proper operation of shutter mechanism;
  - (d) Chafing or binding of shutter mechanism;
  - (e) Damage to the device which might impair its operation;
  - (f) Proper operation of locking mechanism;
  - (g) Proper drive mechanism with this camera, if appropriate;
  - (h) Condition of carrying device (strap, handle, etc.);
  - (i) Proper labeling.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-48-030 INSTRUCTIONS TO WORKERS. (1) All individuals working in or frequenting any portion of a restricted area:

- (a) Shall be kept informed of the storage, transfer, or use of sources of radiation in such portions of the restricted area;
- (b) Shall be instructed in the health protection considerations associated with exposure to radiation or radioactive material, in precautions or procedures to minimize exposure, and in the purposes and functions of protective devices employed;
- (c) Shall be instructed in, and instructed to observe, to the extent within the worker's control, the applicable provisions of these regulations, department form RHF-3 "Notice to Employees", and license((s)) conditions for the protection of personnel from exposures to radiation or radioactive material occurring in such areas;
- (d) Shall be instructed that any worker or representative of workers who believes that a violation of the regulations, license conditions, or unnecessary exposure to radiation exists or occurred, may request an inspection by the department by oral or written notification. The notification shall set forth specific grounds for the complaint. Any such notification to the department is confidential;
- (e) Shall be instructed of their right to notify the department if the individual suspects improper actions by a licensee/registrant, or conditions which may lead to a violation of these regulations, the license/registration, or unnecessary exposure to radiation or radioactive materials;

(f) Shall be instructed that employment discrimination by a licensee/registrant against an employee because of actions described in this chapter is prohibited;

(g) Shall be instructed as to their responsibility to report promptly to the licensee or registrant any condition which may lead to or cause a violation of the act, these regulations, and licenses or unnecessary exposure to radiation or radioactive material;

((f)) (h) Shall be instructed in the appropriate response to warnings made in the event of any unusual occurrence or malfunction that may involve exposure to radiation or radioactive material; and

((f)) (i) Shall be advised as to the radiation exposure reports which workers shall be furnished pursuant to WAC 402-48-040.

(2) By July 1, 1984, records of these instructions described in subsection (1) of this section, for all individuals working in, or frequenting any portion of a restricted area shall be maintained for inspection by the department until further notice. These records shall include a copy of WAC 402-48-030, or all the information contained in this section, along with a dated verification signature by the employee stating that the individual is satisfied with the explanation of the instructions contained in this section.

(3) The extent of these instructions shall be commensurate with potential radiological health protection considerations in the restricted area.

AMENDATORY SECTION (Amending Order 1570, filed 12/8/80)

WAC 402-48-040 NOTIFICATIONS AND REPORTS TO INDIVIDUALS. (1) Radiation exposure data for an individual and the results of any measurements, analyses, and calculations of radioactive material deposited or retained in the body of an individual shall be reported to the individual as specified in this section. The information reported shall include data and results obtained pursuant to these regulations, orders, and license conditions, as shown in records maintained by the licensee or registrant pursuant to these regulations. Each notification and report shall:

- (a) Be in writing;
- (b) Include appropriate identifying data such as the name of the licensee or registrant, the name of the individual, and the individual's social security number;
- (c) Include the individual's exposure information; and
- (d) Contain the following statement:

"This report is furnished to you under the provisions of the Washington State Department of Social and Health Services, Radiation Control Section, Rules and Regulations for Radiation Protection. You should preserve this report for further reference."

(2) Upon request of the worker, each licensee or registrant shall advise each worker annually of the worker's current and accumulated exposure to radiation or radioactive material as shown in records maintained by the licensee or registrant pursuant to WAC 402-24-170(1) and (3).

(3) At the request of a worker formerly engaged in work controlled by the licensee or the registrant, each

licensee or registrant shall furnish to each worker or former worker a report of the worker's exposure to radiation or radioactive material upon termination. Such report shall be furnished within 30 days from the time the request is made, or within 30 days after the exposure of the individual has been determined by the licensee or registrant, whichever is later; shall cover, within the period of time specified in the request, each calendar quarter in which the worker's activities involved exposure to radiation from radioactive material licensed by, or radiation machines registered with the department; and shall include the dates and locations of work under the license or registration in which the worker participated during this period.

(4) When a licensee or registrant is required pursuant to WAC 402-24-200 to report to the department any exposure of an individual to radiation or radioactive material, the licensee or the registrant shall also provide the individual a report on the individual's exposure data included therein. Such reports shall be transmitted at a time not later than the transmittal to the department.

(5) In addition to the requirements of WAC 402-48-040(3), at the request of a worker who is terminating employment in a given calendar quarter with the licensee or registrant in work involving radiation (~~dose~~) exposure, or of a worker who, while employed by another person, is terminating assignment to work involving radiation (~~dose~~) exposure in the licensee's facility in that calendar quarter, each licensee or registrant shall provide to each such worker, or to the worker's designee, at termination, a written report regarding the radiation dose received by that worker from operations of the licensee or registrant during that specifically identified calendar quarter or fraction thereof, or provide a written statement of that dose if the finally determined personnel monitoring results are not available at that time. Estimated doses shall be clearly indicated as such.

#### WSR 83-19-051

#### EMERGENCY RULES

#### DEPARTMENT OF FISHERIES

[Order 83-126—Filed September 16, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is hatchery needs are fulfilled, and harvestable numbers of salmon are available.

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

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

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

APPROVED AND ADOPTED September 16, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-57-38000C (BIG) QUILCENE RIVER.** Notwithstanding the provisions of WAC 220-57-380, effective immediately until further notice it is lawful to take, fish for and possess salmon taken for personal use under bag limit A from those waters of the (Big) Quilcene River downstream from the Highway 101 Bridge.

#### **WSR 83-19-052**

##### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 83-127—Filed September 16, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, 6C provide protection for weak Puget Sound and Canadian origin chinook and coho stocks. Restrictions in Areas 7 and 7A provide protection for Canadian and Puget Sound chinook during sockeye and pink fisheries under the direction of IPSFC. Openings in Areas 10, 11 and 12 provide opportunity to harvest non-Indian coho allocations. Extended opening of Areas 6D and 7B necessary to harvest coho allocation. Previously scheduled Area 8A opening is delayed until pink salmon clear the area. All other areas are closed to prevent overharvest.

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

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

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

APPROVED AND ADOPTED September 16, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-47-812 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas in accordance with the following restrictions:

Areas 4B, 5, 6C – Closed.

Areas 6, 6A, 7, and 7A – Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Gill net gear is restricted to 5-7/8-inch maximum mesh, when open.

\*Area 6D – Closed except gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish 24 hours/day effective September 17. That portion of Area 6D within a 1,000-foot radius of the mouth of the Dungeness River remains closed to all commercial fishing.

\*Area 7B – Closed except gill nets using 5-inch minimum mesh may fish from 6:00 PM to 9:00 AM nightly except effective September 18, nightly hours are from 5:00 PM to 9:00 AM. Purse seines may fish from 5:00 AM to 9:00 PM daily. That portion north of a line from Post Point to the northern tip of Eliza Island to Point Frances is open to gill nets using 5-inch minimum mesh and purse seines 24 hours/day.

\*Areas 10, 11, and 12 – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM September 19 through the morning of September 21, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM September 19 and 20.

Partial area exclusions applicable to the above openings are described in WAC 220-47-307.

Areas 6B, 7C, 7D, 8, 8A, 9, 9A, 10A, 10B, 10C, 10D, 10E, 11A, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas – Closed.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-47-811 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-122)**



## WSR 83-19-053

## EMERGENCY RULES

## DEPARTMENT OF FISHERIES

[Order 83-128—Filed September 16, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is restrictions in Areas 4B, 5, and 6C allow the least restrictive regulations that allow protection of adult Canadian chinook salmon while providing opportunity for limited harvest, limited impact, limited effort, immobile treaty Indian coho fisheries. Restrictions in Areas 6, 6A, 7 and 7A provide protection for summer/fall chinook during the IPSFC sockeye and pink management. Restrictions in Area 7C and the Samish River protect milling chinook destined for the Samish Hatchery. Restrictions in Area 6D and Strait of Juan de Fuca tributaries provide protection for local chinook stocks and pink stocks in inner Area 6D and the Dungeness and Elwha rivers. Restrictions in Area 12C provide protection for summer/fall chinook and pink salmon returning to Hoodspout Hatchery. Restrictions in 10B, 10C, 10D and the Cedar River are the least restrictive regulations that provide opportunity to harvest chinook and protect Lake Washington sockeye. Restrictions in Area 13 and the Nooksack, Puyallup, and Nisqually rivers provide protection for local pink stocks. Restrictions in Areas 6B and 9 protect the integrity of the South Sound, Stillaguamish, Snohomish and Hood Canal run size updates. Restrictions in Area 8 and the Skagit River protect local pink stocks.

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

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

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

APPROVED AND ADOPTED September 16, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

NEW SECTION

WAC 220-28-320 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Areas 4B, 5, and 6C – Gill net gear restricted to 6-1/2-inch maximum mesh, when open.

Areas 6 and 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 6B – Effective until further notice, closed to all net gear.

\*Area 6D in that portion within a 1,000-foot radius of the mouth of the Dungeness River and the Dungeness River – Effective through September 24, closed to all commercial fishing.

Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 7C – Closed to all commercial fishing.

Area 8 – Effective until further notice, closed to all commercial fishing.

Area 9 – Effective until further notice, closed to all commercial fishing.

Area 10B – Effective through September 24, gill nets restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open.

Area 10C – Effective until further notice, closed to all commercial fishing.

Area 10D – Effective through October 8, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open. That portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek is closed to all commercial fishing until further notice.

Area 12C – Effective through September 30, closed to all commercial fishing within 1,000 feet of the western shore between Hoodspout Marina Dock and Glen Ayr Trailer Park.

Area 13 – Effective through October 1, excluding (1) that portion of Chambers Bay east of the railroad trestle, and (2) that portion north of a line from Green Point on the eastern shoreline of Carr Inlet to the flashing signal beacon #4 on the west shoreline, gill net gear is restricted to 7-inch minimum mesh, and all other gear must immediately release pink salmon, when open. Purse seine gear is prohibited.

Cedar River – Effective until further notice, closed to all commercial fishing.

Nooksack River – Upstream of the confluence of north and south forks – closed to all net gear.

Puyallup River upstream of the Interstate 5 bridge – Effective until further notice, gill nets restricted to 7-1/2-inch minimum mesh, when open.

Nisqually River – Effective through September 24, gill net gear restricted to 7-1/2" minimum mesh, when open.

Skagit River including all tributaries – Effective until further notice, closed to all commercial fishing.

*Samish River - Closed to all commercial fishing.  
Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks - Effective through September 24, closed to all commercial fishing.*

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-28-319 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-123)



**WSR 83-19-054**  
ADOPTED RULES  
**HORSE RACING COMMISSION**  
[Order 83-04—Filed September 19, 1983]

I, Will Bachofner, director of the Washington Horse Racing Commission, do promulgate and adopt at the Sea-Tac Marriott Hotel, Seattle, Washington, the annexed rules relating to definitions of commission employees, amending WAC 260-14-010 and penalties for the misuse of permitted medication, amending WAC 260-70-100.

This action is taken pursuant to Notice No. WSR 83-16-074 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington Horse Racing Commission as authorized in RCW 67.16.020 and 67.16.040.

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

APPROVED AND ADOPTED September 8, 1983.

By William Bachofner  
Chairman

**AMENDATORY SECTION** (Amending Order 73.3, filed 6/28/73)

WAC 260-14-010 DEFINITIONS. For the purposes of chapter 260-14 WAC, unless otherwise indicated by the context in which the term is used, the following terms shall have the meaning set forth herein:

(1) "Commissioner," shall mean any member of the Washington state horse racing commission, and any member of the immediate family of such commissioner.

(2) "Employee," shall mean any full or part time employee of the commission (~~including any member of such employee's immediate family;~~) not normally engaged in direct regulatory functions. Included in such group are the executive secretary, ~~(the)~~ Olympia office ~~(help)~~ personnel, and registration clerks ~~(employed on~~

~~a temporary basis for the purpose of registering licensees at race tracks).~~

(3) "Regulatory employee," shall include all of the officials named in WAC 260-24-010 ~~((and members of the immediate families of each such official;))~~ and any other employee compensated on a per race day basis or engaged in direct regulatory functions.

(4) ~~("Member of the immediate family," shall be deemed to include all adults having a relationship closer than that of first cousin residing in the same household and all minor children:~~

~~(5))~~ "Thing of economic value," shall have the same meaning as that term has in chapter 42.18 RCW.

**AMENDATORY SECTION** (Amending Order 82-01, filed 1/20/82)

WAC 260-70-100 PENALTIES RELATING TO MISUSE OF PERMITTED MEDICATION. Should the laboratory analysis of urine or blood taken from a horse, other than a two-year old, show the presence of more than one approved nonsteroidal anti-inflammatory drug (NSAID) in violation of WAC 260-70-021, or the presence of phenylbutazone in excess of the quantities authorized by WAC 260-70-090, the stewards or commission shall levy the following penalties against each person found responsible:

(1) For a first offense within any calendar year, a fine of ~~(\$200)~~ \$300;

(2) The second offense, within any calendar year, ~~(\$500)~~ \$1,000;

(3) For a third offense, within any calendar year, license suspension for one year.

~~((If laboratory analysis of urine or blood taken from a horse shows misuse of permitted medication as specified above the owner of such horse shall not participate in the purse distribution of the race wherein the violation occurred, and shall be denied or shall promptly return any portion of the purse, or sweepstakes, and any trophy in such race and the same shall be distributed as in the case of a disqualification:))~~

If any NSAID or other permitted medication is found in the body of a horse which alone or in combination with a second medication is of such a quantity so as to interfere with the testing process the penalties for use of a prohibited drug or medication shall apply irrespective of the provisions of this rule. The finding of any diuretic, including Lasix (furosemide), in the body of a horse shall constitute the presence of an interfering substance and the penalties for use of a prohibited drug or medication shall apply.



**WSR 83-19-055**  
ADOPTED RULES  
**DEPARTMENT OF LICENSING**  
(Veterinary Board of Governors)  
[Order PL 445—Filed September 19, 1983]

Be it resolved by the Washington State Veterinary Board of Governors, acting at Seattle, Washington, that it does adopt the annexed rules relating to WAC 308-

156-010 definitions, WAC 308-156-020 applications—animal technicians, WAC 308-156-030 grounds for denial, suspension or revocation of registration, WAC 308-156-040 unrestricted animal health care services, WAC 308-156-045 responsibilities of veterinarian supervising an animal technician or an unregistered assistant, WAC 308-156-050 animal health care tasks, WAC 308-156-055 approval of post high school courses, WAC 308-156-060 examination for registration as animal technician, WAC 308-156-070 grading of examination, WAC 308-156-080 reexamination, WAC 308-156-090 examination procedures, and WAC 308-156-100 frequency and location of exam.

This action is taken pursuant to Notice No. WSR 83-16-063 filed with the code reviser on August 2, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.92.030 and 18.92.015 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 8, 1983.

By A. J. Ryncarz, DVM  
Chairman

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-010 DEFINITIONS. (1) "Animal technician((s))" shall mean any person who has met the requirements of RCW 18.92.015 and who is registered ((to and employed by a sponsoring veterinarian licensed to practice in this state)) as required by chapter 18.92 RCW.

(2) ((("Sponsoring veterinarian" shall mean the veterinarian who directly supervises the animal technician and who assumes responsibility for the technician's services.)) "Veterinarian" shall mean a person authorized by chapter 18.92 RCW to practice veterinary medicine in the state of Washington.

(3) ((("Direct supervision" shall mean supervision of the animal technician's action by a licensed veterinarian who must be physically present in the premises during the performance of these acts.)) "Unregistered assistant" shall mean any individual who is not an animal technician or veterinarian.

(4) "Supervisor" shall mean a veterinarian or, if a task so provides, an animal technician.

(5) "Immediate supervision" shall mean the supervisor is in audible and visual range of the animal patient and the person treating the patient.

(6) "Direct supervision" shall mean the supervisor is on the premises, is quickly and easily available and the animal has been examined by a veterinarian at such times as acceptable veterinary medical practice requires, consistent with the particular delegated animal health care task.

(7) "Indirect supervision" shall mean the supervisor is not on the premises, but has given either written or oral instructions for treatment of the animal patient and the animal has been examined by a veterinarian at such times as acceptable veterinary medical practice requires, consistent with the particular delegated animal health care task and the animal is not anesthetized.

(8) "Veterinary medical facility" is as defined by WAC 308-153-010.

(9) "Emergency" means that the animal has been placed in a life-threatening condition where immediate treatment is necessary to sustain life.

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-020 APPLICATIONS—ANIMAL TECHNICIANS. ~~((+))~~ Applications for registration as an animal technician shall be made on forms prepared by the director of the Department of Licensing and submitted to the Division of Professional Licensing. Applications must be received at least forty-five days prior to the scheduled examination.

~~((2))~~ The application shall include the following information:

~~(a) The applicant's full legal name and residential address;~~

~~(b) The applicant's date and place of birth;~~

~~(c) The applicant's statement that the applicant is of good moral character and that all information contained in the application is true and correct;~~

~~(d) Two photographs of the applicant taken within the past twelve months and not over 3 inches by 3 inches in size;~~

~~(e) The names of the professional schools the applicant has attended, the dates attended, and a copy of the applicant's diploma or certificate of graduation;~~

~~(f) Sponsoring veterinarian's name, business address and license reference number;~~

~~(g) Sponsoring veterinarian's detailed plan for utilization and supervision of the technician's services;~~

~~(h) Sponsoring veterinarian's statement attesting to the correctness of the application;~~

~~(i) Letters of recommendation from two persons acquainted with the applicant, regarding the applicant's moral character and professional qualifications;~~

~~(j) For any applicant not a graduate of an accredited school, affidavits from his/her employers stating that the applicant has completed at least five years of full time practical work experience with a licensed veterinarian;~~

~~(k) A statement from the applicant certifying that he/she has never been convicted of a crime involving animal abuse or of any violation of state or federal drug laws.))~~

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-030 GROUNDS FOR DENIAL, SUSPENSION OR REVOCATION OF REGISTRATION. ~~((+))~~ The board may ~~((withdraw its approval of the registration of any animal technician or recommend suspension, revocation, of issuance or renewal))~~

suspend, revoke or deny the issuance or renewal of registration of any animal technician and file its decision in the director's office ~~((to the director))~~ if the animal technician:

~~((i))~~ (1) Has employed fraud or misrepresentation in applying for or obtaining the registration;

~~((ii))~~ (2) Has within ten years prior to the date of application been found guilty of a criminal offense relating to the practice of veterinary medicine, surgery and dentistry, including, but not limited to:

~~((i))~~ (a) Any violation of the Uniform Controlled Substances Act or the Legend Drug Act;

~~((ii))~~ (b) Chronic inebriety;

~~((iii))~~ (c) Cruelty to animals;

~~((e))~~ (3) Has violated or attempted to violate any provision of chapter 18.92 RCW or any rule or regulation adopted pursuant to that chapter;

~~((d))~~ (4) Has assisted, abetted or conspired with another person to violate chapter 18.92 RCW, or any rule or regulation adopted pursuant to that chapter;

~~((c))~~ (5) Has ~~((diagnosed, prescribed, performed surgery, given a prognosis or))~~ performed any animal health care service not authorized by WAC ~~((308-156-040))~~ 308-156-045 or WAC 308-156-050~~((;))~~.

~~((f))~~ Has performed restricted animal health care services contained in WAC 308-156-050 without a valid certificate of registration approved by the board:

~~(2) No veterinarian shall:~~

~~(a) Permit any registered animal technician in his/her employ to perform any animal health care services not authorized by WAC 308-156-040 or WAC 308-156-050;~~

~~(b) Permit any unregistered person to perform any animal health care service not authorized by WAC 308-156-040.)~~

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

## NEW SECTION

WAC 308-156-045 RESPONSIBILITIES OF VETERINARIAN SUPERVISING AN ANIMAL TECHNICIAN OR AN UNREGISTERED ASSISTANT. (1) No veterinarian shall:

(a) Permit any registered animal technician in his/her employ to perform any animal health care services not authorized by WAC 308-156-045 or WAC 308-156-050.

(b) Permit any unregistered assistant to perform any animal health care services not authorized by WAC 308-156-045 or WAC 308-156-050.

(2) For purposes of the rules and regulations applicable to animal health care tasks for animal technicians and unregistered assistants, the supervising veterinarian of an animal technician or unregistered assistant shall:

(a) Have legal responsibility for the health, safety and welfare of the animal patient which the animal technician or unregistered assistant serves.

(b) Not delegate an animal health care task to an animal technician or unregistered assistant who is unqualified to perform the particular task.

(c) Not use a level of supervision which is lower than that designated for a specific task.

(d) Make all decisions relating to the diagnosis, treatment, management, and future disposition of an animal patient.

(e) Not authorize more than two unregistered assistants to act under indirect supervision at any single time.

(3) A supervising veterinarian shall have examined the animal patient prior to the delegation of any animal health care task to either an animal technician or unregistered assistant. The examination of the animal patient shall be conducted at such times as acceptable veterinary medicine practice requires, consistent with the particular delegated animal health care task.

(4) Where an animal technician is authorized, pursuant to these regulations, to provide supervision for an unregistered assistant performing a specified health care task, the animal technician shall be under the same degree of supervision by the veterinarian, as specified in these regulations, as if the animal technician were performing the task.

(5) Unless specifically so provided by regulation, a veterinarian shall not authorize an animal technician or an unregistered assistant to perform the following functions:

(a) Surgery, other than injections or inoculations;

(b) Diagnosis and prognosis of animal disease;

(c) Prescribing of drugs, medicines and appliances.

## NEW SECTION

WAC 308-156-050 ANIMAL HEALTH CARE TASKS. (1) ANIMAL TECHNICIANS. (a) Immediate Supervision. An animal technician may perform the following tasks only under the immediate supervision of a veterinarian:

(i) Assist veterinarian in surgery by tissue handling;

(ii) Assist veterinarian in surgery by instrument handling.

(b) Direct Supervision. An animal technician may perform the following tasks only under the direct supervision of a veterinarian:

(i) Endotracheal intubation;

(ii) Blood administration;

(iii) Fluid aspiration;

(iv) Intraperitoneal injections;

(v) Monitoring of vital signs of anesthetized patient;

(vi) Application of splints;

(vii) Induce anesthesia by intravenous, intramuscular, or subcutaneous injection or by inhalation;

(viii) When the animal is anesthetized, those tasks listed under subsection (c) "Indirect Supervision" of this section;

(ix) Administration of immunological agents.

(c) Indirect Supervision. An animal technician may perform the following tasks only under the indirect supervision of a veterinarian. (If the animal is anesthetized, these tasks require the direct supervision of a veterinarian.):

(i) Teeth cleaning;

(ii) Enema;

(iii) Electrocardiography;

(iv) Application of bandages;

- (v) Catheterization of the unobstructed bladder;
- (vi) Gavage;
- (vii) Ear flush;
- (viii) Radiology;
- (A) Patient positioning
- (B) Operation of X-ray machines
- (C) Oral and rectal administration of radio-opaque materials
- (ix) Injections of medications not otherwise prohibited:
  - (A) Intramuscular
  - (B) Subcutaneous
  - (C) Intravenous
- (x) Oral medications;
- (xi) Topical medications;
- (xii) Laboratory (specimen collections):
  - (A) Collection of tissue during or after a veterinarian has performed necropsy
  - (B) Urine (except cystocentesis)
  - (C) Hematology
  - (D) Parasitology
  - (E) Exfoliative cytology
  - (F) Microbiology
- (xiii) Administration of pre-anesthetic drugs;
- (xiv) Oxygen therapy;
- (xv) Removal of partially exposed foxtails from skin and feet;
- (xvi) Euthanasia (all circumstances) as otherwise allowed by law;
- (xvii) Removal of sutures.
- (2) UNREGISTERED ASSISTANTS.
  - (a) Immediate Supervision by Veterinarian. An unregistered assistant may perform the following tasks only under the immediate supervision of a veterinarian:
    - (i) Assist veterinarian in surgery by tissue handling;
    - (ii) Assist veterinarian in surgery by instrument handling;
    - (iii) Endotracheal intubation;
    - (iv) Fluid aspiration;
    - (v) Intraperitoneal injections.
  - (b) Immediate Supervision by Veterinarian or Animal Technician. An unregistered assistant may perform the following tasks only under the immediate supervision of either a veterinarian or animal technician:
    - (i) Blood administration;
    - (ii) Catheterization of unobstructed bladder;
    - (iii) Gavage;
    - (iv) Radiology:
      - (A) Patient positioning
      - (B) Film exposure
      - (C) Rectal and oral administration of radio-opaque materials
    - (v) Intravenous injections of medications not otherwise prohibited;
    - (vi) Laboratory (specimen collections):
      - (A) Hematology
      - (B) Exfoliative cytology
      - (C) Microbiology
  - (c) Direct Supervision by Veterinarian. An unregistered assistant may perform the following tasks only under the direct supervision of a veterinarian:
    - (i) Monitor vital signs of anesthetized patient;

(ii) When the animal is anesthetized, those tasks listed under subsection (e) "Indirect Supervision" of this section.

- (iii) Laboratory (specimen collection):
  - (A) Collection of tissues during or after a veterinarian has performed necropsy
  - (iv) Euthanasia (all circumstances) as otherwise allowed by law;
  - (v) Removal of sutures.
  - (d) Direct Supervision by Veterinarian or Animal Technician. An unregistered assistant may perform the following tasks only under supervision of either a veterinarian or an animal technician:
    - (i) Application of bandages;
    - (ii) Ear flush;
    - (iii) Electrocardiography.
  - (e) Indirect Supervision. An unregistered assistant may perform the following tasks only under the indirect supervision of a veterinarian (If the animal is anesthetized, these tasks require the direct supervision of a veterinarian.):
    - (i) Teeth cleaning (without anesthetic);
    - (ii) Enema;
    - (iii) Injections of medications not otherwise prohibited;
      - (A) Intramuscular
      - (B) Subcutaneous
      - (iv) Oral medications;
      - (v) Topical medications;
      - (vi) Administering medication through an established intravenous catheter;
      - (vii) Laboratory (specimen collection):
        - (A) Collecting of voided urine and fecal material
        - (B) Parasitology (except skin scraping)
        - (viii) Oxygen therapy;
        - (ix) Removal of partially exposed foxtails.
  - (3) EMERGENCY ANIMAL CARE.
    - (a) Under conditions of an emergency, an Animal Technician may render the following life saving aid to an animal:
      - (i) Application of tourniquets and/or pressure bandages to control hemorrhage;
      - (ii) Administration of pharmacologic agents to prevent or control shock, including parenteral fluids, shall only be performed after direct communication with a veterinarian, and only if such veterinarian is either present or immediately enroute to the location of the distressed animal;
      - (iii) Resuscitative oxygen procedures;
      - (iv) Establishing open airways including intubation appliances but excluding surgery;
      - (v) External cardiac resuscitation;
      - (vi) Application of temporary splints or bandages to prevent further injury to bones or soft tissues;
      - (vii) Application of appropriate wound dressings and external supportive treatment in severe burn cases;
      - (viii) External supportive treatment in heat prostration cases.
    - (b) Under conditions of an emergency, an unregistered assistant may render the following life saving aid to an animal:

- (i) Application of tourniquets and/or pressure bandages to control hemorrhage;
- (ii) Resuscitative oxygen procedures;
- (iii) Establishing open airways including intubation appliances but excluding surgery.

#### NEW SECTION

WAC 308-156-055 APPROVAL OF POST HIGH SCHOOL COURSES. The board, pursuant to RCW 18.92.015, hereby adopts the accreditation standards of the American Veterinary Medical Association (AVMA), "Accreditation Policies and Procedures" of the Committee for Animal Technician Activities and Training (CATAT), in effect as of July 31, 1983 or as subsequently amended, and approved by the board. The board approves all and only those institutions accredited by, and in good standing with, the AVMA in accordance with these standards. Other institutions which apply for the board's approval and which meet the standards to the board's satisfaction may be approved, but it is the responsibility of an institution to apply for approval and of a student to ascertain whether or not a school has been approved by the board.

The board reserves the right to withdraw approval of any post high school course which ceases to meet the approval of the board and/or the AVMA after notifying the institution in writing and granting it an opportunity to contest the board's proposed withdrawal.

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-060 ~~((SCOPE OF EXAMINATION OF APPLICANTS NOT GRADUATES OF AN ACCREDITED ANIMAL TECHNICIAN TRAINING PROGRAM))~~ EXAMINATION FOR REGISTRATION AS ANIMAL TECHNICIAN. (1) ~~((Any))~~ All applicants ~~((who is not a graduate of an accredited animal technician training program))~~ shall be required to complete an examination consisting of a written and practical test.

(2) The written test will consist of questions on any of the following subjects as they pertain to the animal health care services technicians may perform:

- (a) Anatomy
- (b) Physiology
- (c) Chemistry
- (d) Obstetrics
- (e) Bacteriology
- (f) Histology
- (g) Radiology
- (h) Nursing techniques
- (i) Hygiene
- (j) Dental prophylaxis
- (k) Laboratory procedures
- (l) Other subjects prescribed by the board.

The questions will be divided equally between large and small animal health care problems and shall be sufficient in number to satisfy the Board of Governors that the applicant has been given adequate opportunity to express his or her knowledge relating to these subjects.

(3) The practical examination will be supervised by the Board of Governors or their designees. Each applicant ~~((will))~~ may be required to perform or demonstrate basic animal health care techniques as directed by the board. During the practical examination, each applicant may be required to demonstrate ~~((their))~~ his/her ability to:

- (a) Take accurate case histories;
- (b) Prepare patient instruments;
- (c) Perform dental prophylaxis;
- (d) Monitor anesthesia or oxygen equipment;
- (e) Apply wound and surgical dressings;
- (f) Administer inoculations or vaccinations;
- (g) Properly analyze laboratory specimens;
- (h) ~~((Other animal health care services authorized by the board))~~ Restrain animals((-));
- ~~((+))~~ (i) Other animal health care services authorized by the board.

**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 PL 332, filed 12/21/79)

WAC 308-156-070 GRADING OF EXAMINATION. (1) The grading of the written and practical portions of the animal technician examination will be based on a possible score of 100 percent and the minimum passing score will be 75 percent.

(2) Each applicant must obtain a final grade of 75 percent or better on both the ~~((national))~~ written and the ~~((state))~~ practical portions of the examination to be considered technically qualified and approved for registration by the board.

(3) All scores shall be expressed in whole numbers, and fractions being rounded to the closest whole number.

**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 PL 332, filed 12/21/79)

WAC 308-156-080 REEXAMINATION. An applicant who has failed the animal technician examination may apply for reexamination, provided the required reexamination fee is submitted. Applicants who have failed ~~((just))~~ either the ~~((national))~~ written or ~~((just))~~ the ~~((state))~~ practical portion of the examination will be required to be reexamined in the specific portion of the examination previously failed.

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-090 EXAMINATION PROCEDURES. (1) All applicants will be required to present a notice of eligibility to the test proctors upon admission to the test. Each applicant will also be asked to present one piece of positive identification which bears a photograph of the applicant. Failure to produce the eligibility notice

and identification required may result in the applicant's being refused admission to the ~~((written test))~~ examination ~~((and rescheduled at a later date))~~.

(2) Applicants will be required to refrain from talking to other examinees during the examination unless specifically directed or permitted to do so by a test proctor. Any applicant observed talking or attempting to give or receive information, or using unauthorized materials during any portion of the examination will be expelled from the examination and not allowed to complete and will forfeit all fees relating to examination.

**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 PL 332, filed 12/21/79)


WAC 308-156-100 FREQUENCY AND LOCATION OF EXAM. (1) The examination for animal technicians shall be ~~((scheduled))~~ given at least once a year at such times and places as the director may authorize.

(2) A notification will be sent to the residential address of record of each examination applicant at least fifteen days prior to each applicant's scheduled examination date. Such notification will contain appropriate instructions or information and will reflect the time, date and location at which the applicant is expected to appear for examination. Should an applicant fail to appear for examination at the designated time and place, he/she shall forfeit the examination fee unless he/she has notified the Division of Professional Licensing of his/her inability to appear for the scheduled exam at least five days before the designated time.

#### REPEALER

The following section of the Washington Administrative Code is hereby repealed:

WAC 308-156-040 UNRESTRICTED ANIMAL HEALTH CARE SERVICES.


  
**WSR 83-19-056**  
**ADOPTED RULES**  
**BOARD OF HEALTH**

[Order 267—Filed September 20, 1983]

Be it resolved by the Washington State Board of Health, acting at Spokane, Washington, that it does adopt the annexed rules relating to intensive care unit, amending WAC 248-18-555.

This action is taken pursuant to Notice No. WSR 83-16-021 filed with the code reviser on July 26, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 70.41.030 which directs that the Washington State Board of Health has authority to implement the provisions of chapter 70.41 RCW.

This rule is promulgated under the general rule-making authority of the Washington State Board of Health as authorized in RCW 43.20.050.

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

APPROVED AND ADOPTED September 14, 1983.

By John A. Beare, MD, MPH  
Secretary

#### AMENDATORY SECTION (Amending Order 154, filed 12/5/77)

WAC 248-18-555 INTENSIVE CARE UNIT. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - See WAC 248-18-515(7-)).

(1) STANDARDS FOR NURSING UNIT (WAC 248-18-530) APPLY EXCEPT FOR THE FOLLOWING:

(a) MAXIMUM CAPACITY OF ~~((6))~~ SIX BEDS PERMISSIBLE IN PATIENT ROOMS DESIGNED FOR INTENSIVE CARE.

(b) Bathing facilities, optional.

(c) VARIATIONS MAY BE PERMITTED IN GENERAL DESIGN REQUIREMENTS, IN EXTENT AND ARRANGEMENT OF FACILITIES, AND IN COMBINATIONS OF FACILITIES FOR FUNCTIONS ALLOTTED SEPARATE SPACES OR ROOMS IN THE NURSING UNIT STANDARDS, PROVIDED THE RESULTING PLAN PROVIDES FACILITIES FOR ALL BASIC FUNCTIONS AND WILL NOT COMPROMISE THE BEST STANDARDS OF MEDICAL AND NURSING PRACTICE.

(2) Acute cardiac care unit.

(a) LOCATION. LOCATED TO AVOID THROUGH TRAFFIC AND PENETRATION OF OBJECTIONABLE HEAT OR NOISE OR ODORS FROM OTHER AREAS OF THE HOSPITAL AND TO MINIMIZE POTENTIAL FOR INTERFERENCE WITH ELECTRONIC MONITORING EQUIPMENT.

ALL ROOMS AND AREAS WITHIN THE UNIT ON THE SAME FLOOR.

Located adjacent to another unit or service from which additional assistance is always available.

(b) PATIENT ROOM.

(i) ROOM. MAXIMUM CAPACITY OF TWO BEDS FOR PATIENT ROOMS. AT LEAST ONE SINGLE ROOM FOR EVERY THREE BEDS.

(ii) LOCATION OF ROOMS AND PLACEMENT OF BEDS IN ROOMS TO PROVIDE FOR DIRECT VISIBILITY OF PATIENTS FROM NURSES' STATION UNLESS THERE IS PROVISION FOR INDIRECT VIEWING OF PATIENTS FROM NURSES' STATION BY MIRROR SYSTEM OR TELEVISION.

(iii) AT LEAST ~~((+50))~~ ONE HUNDRED FIFTY SQUARE FEET USABLE FLOOR SPACE IN ONE-

BED ROOM AND ~~((135))~~ ONE HUNDRED THIRTY-FIVE SQUARE FEET USABLE FLOOR SPACE PER BED IN MULTI-BED ROOMS. ARRANGEMENT OF ROOMS SHALL ALLOW SPACING OF AT LEAST ~~((4))~~ FOUR FEET BETWEEN SIDE OF A BED AND WALL AND AT LEAST ~~((6))~~ SIX FEET BETWEEN THE FOOT OF A BED AND A WALL. MULTI-BED ROOMS SHALL BE ARRANGED TO PROVIDE AT LEAST ~~((8))~~ EIGHT FEET BETWEEN BEDS.

WHERE CONSTRUCTION IS TO BE AN ALTERATION PROJECT AND STRUCTURAL CHANGES NECESSARY TO MEET THESE REQUIREMENTS ARE INFEASIBLE OR ECONOMICALLY IMPRACTICABLE, THE FOLLOWING MAY BE ACCEPTED: ~~((135))~~ ONE HUNDRED THIRTY-FIVE SQUARE FEET USABLE FLOOR SPACE IN EACH ONE-BED ROOM; ~~((125))~~ ONE HUNDRED TWENTY-FIVE SQUARE FEET PER BED IN MULTI-BED ROOMS; ~~((4))~~ FOUR FEET SPACE BETWEEN SIDE OF A BED AND A WALL; ~~((5))~~ FIVE FEET SPACE BETWEEN THE FOOT OF A BED AND A WALL; AND ~~((6))~~ SIX FEET SPACE BETWEEN BEDS IN A MULTI-BED ROOM.

(iv) ACOUSTICAL TREATMENT OF PATIENT ROOMS TO MINIMIZE SOUND TRANSFERENCE.

(c) PATIENT ROOM EQUIPMENT.

(i) LAVATORY WITHIN EACH PATIENT ROOM.

(ii) CLOSET OR LOCKER PER EACH BED FOR PATIENT CLOTHING, LUGGAGE, ETC. May be in or adjacent to patient room.

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

(iv) OXYGEN OUTLET ADJACENT TO EACH BED.

(v) SUCTION OUTLET ADJACENT TO EACH BED.

(A) Two suction outlets per bed recommended.

(B) Compressed air outlet adjacent to each bed recommended.

(vi) CUBICLE CURTAINS COMPLETELY SCREENING EACH BED OR AN EQUIVALENT MEANS FOR PROVIDING PRIVACY FOR EACH BED IN ALL MULTI-BED PATIENT ROOMS.

(vii) CURTAINS OR EQUIVALENT MEANS FOR PROVIDING VISUAL PRIVACY FOR EACH PATIENT AT ALL WINDOWS IN PATIENT ROOM DOORS, INTERIOR PARTITIONS, AND EXTERIOR WINDOWS.

(viii) AN INDIVIDUAL SWITCH FOR EACH PATIENT ROOM TELEVISION CAMERA OR AN EQUIVALENT MEANS FOR ENSURING VISUAL PRIVACY AS INDICATED FOR EACH PATIENT WHO MAY BE VISUALLY MONITORED BY TELEVISION.

(ix) ELECTROCARDIOGRAPHIC MONITOR WITH OSCILLOSCOPE (AT LEAST ~~((5))~~ FIVE-

INCH WIDTH) AND AUDIO ALARM SYSTEM FOR EACH BED.

(x) Overhead tracks or wall-mounted supports for suspension of parenteral solution containers at each bed.

(xi) Wall-mounted sphygmomanometer per patient bed.

(xii) Telephone jack. Permanent telephone installations not recommended.

(xiii) MEDICAL EMERGENCY SIGNAL DEVICE IN EACH PATIENT ROOM TO REGISTER AT LOCATION FROM WHICH ADDITIONAL ASSISTANCE IS ALWAYS AVAILABLE. (Such emergency signal device recommended for each bed ~~((7))~~.)

(d) PATIENT TOILET AND BATHING FACILITIES.

(i) AT LEAST ONE COMMUNAL TOILET PER ~~((6))~~ SIX BEDS OR FRACTION THEREOF ON THE UNIT OR AN ADJACENT NURSING UNIT UNLESS A TOILET ADJOINS EACH PATIENT ROOM.

(ii) GRAB BARS AT EACH BATHING FACILITY AND WATER CLOSET FOR PATIENT USE.

(e) NURSES' STATION.

(i) SEPARATE STATION FOR UNIT HAVING ~~((5))~~ FIVE BEDS OR MORE. For subsidiary unit of less than ~~((5))~~ five beds ~~((1))~~ 2, may be combined with nurses' station of other nursing unit provided nurses' station is in close proximity to acute cardiac care unit patient rooms and provides sufficient space to accommodate staff and equipment for acute cardiac care.

(A) Designed for auditory privacy.

(B) LOCATED FOR DIRECT VISIBILITY OF EACH PATIENT UNLESS MIRROR SYSTEM OR TELEVISION IS PROVIDED FOR VISUAL OBSERVATION OF PATIENTS.

(ii) EQUIPMENT.

(A) "SLAVE" OSCILLOSCOPE WITH AUDIO ALARM FOR CONTINUOUS DISPLAY OF EACH PATIENT'S ELECTROCARDIOGRAM.

(B) RATE METER (Cardio-Tachometer).

(C) DIRECT WRITING ELECTROCARDIOGRAPHIC "STRIP" RECORDER. Electrocardiographic memory recorder.

(D) TELEPHONE.

(E) NURSE CALL ANNUNCIATOR.

(F) Rack for patient charts.

(G) CHARTING SURFACE FOR NURSES AND PHYSICIANS TO ACCOMMODATE AT LEAST ~~((1))~~ ONE NURSE PER ~~((2))~~ TWO PATIENT BEDS AND ~~((1))~~ ONE PHYSICIAN PER ~~((4))~~ FOUR PATIENT BEDS. Separate charting area for physicians recommended.

(H) Storage for charting supplies.

(I) WALL-MOUNTED CLOCK WITH SWEEP SECOND HAND, PROPERLY LOCATED.

(J) Bulletin board.

(f) UTILITY OR WORK ROOM.<sup>7</sup> SEPARATE FOR UNIT HAVING ~~((5))~~ FIVE BEDS OR MORE. For subsidiary unit of less than ~~((5))~~ five beds, may be combined with utility or work room of other nursing unit if in close proximity to patient rooms for coronary care.



Central to beds served and convenient to the nurses' station, medicine area, and linen storage.

(g) MEDICINE AREA.<sup>7</sup> For subsidiary unit of less than ((5)) five beds, may be combined with medicine area of other nursing unit if in close proximity to patient rooms.

(h) LINEN STORAGE.<sup>18</sup>

SHELVING, CART OR EQUIVALENT IN CLEAN AREA. For subsidiary unit of less than ((5)) five beds, may be combined with linen storage of other nursing unit if in close proximity to patient rooms.

(i) Conference Room.

(j) Family Waiting Room.

Outside but adjacent to unit.

Telephone located in or adjacent to room.

(k) STANDARDS FOR NURSING UNIT, WAC 248-18-530(((8)))<sup>(9)</sup>(e), (g), (h), (i), (j), and (k)((; and (t))) APPLY TO OTHER FACILITIES OF THE CORONARY CARE UNIT.

NOTES:

<sup>7</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

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

**WSR 83-19-057**  
**ADOPTED RULES**  
**BOARD OF HEALTH**

[Order 268—Filed September 20, 1983]

Be it resolved by the Washington State Board of Health, acting at Spokane, Washington, that it does adopt the annexed rules relating to Appendix—County, city or town in a health district, amending WAC 248-990-990.

This action is taken pursuant to Notice No. WSR 83-16-084 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 70.46.080 which directs that the Washington State Board of Health has authority to implement the provisions of chapter 70.46 RCW.

This rule is promulgated under the general rule-making authority of the Washington State Board of Health as authorized in RCW 43.20.050.

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

APPROVED AND ADOPTED September 14, 1983.

By John A. Beare, MD, MPH  
Secretary

AMENDATORY SECTION (Amending Order 253, filed 1/24/83)

WAC 248-990-990 APPENDIX—COUNTY, CITY, OR TOWN IN A PUBLIC HEALTH DISTRICT, DEPARTMENT, OR COUNTY-CITY DEPARTMENT.

APPENDIX

Guidelines<sup>1</sup>

for Negotiating Support by a

County, City, or Town in ((a Health District

in

~~Estimating Its Equitable Share of the Expenses~~

of))

Maintaining and Operating the Local Public Health Agency

(District, Department, or County-City Department)

A. Every county, city, and town should furnish the support necessary to provide the following basic public health services<sup>2,3</sup>:

1. Personal Health Protection Services

- Epidemiologic Services
- Tuberculosis
- Sexually Transmitted Diseases
- Other Communicable Diseases
- Immunizations
- Family Planning
- Child Health Services
- Crippled Children's Services
- Maternal and Infant Services
- Nutrition and/or WIC Services
- Chronic Disease Prevention, Detection, and Hazard Control

2. Environmental Health Protection Services

- Food
- Water
- Solid Waste Disposal
- Liquid Waste Disposal
- Living Environment
- Chemical and Physical Hazards
- Vector Control

3. Laboratory services necessary to support any of the programs listed in A 1 and 2 of this Appendix (provide or purchase)

4. Vital Records, Birth, and Death Registration

5. Health Promotion, Information, and Education

B. In addition, counties, cities, and towns at their option may choose to support additional public health protection and promotion actions or services. These may include, but not be limited to:

- Dental Health
- School Health Services
- Jail Health Services
- Mental Health Services

Alcoholism Services  
 Developmental Disabilities  
 Health Screening Programs for the Aging (Senior Citizens Services Act)  
 Home Health Services  
 Primary Care for Special Population Groups  
 Emergency Health Services  
 Community Health Planning  
 Any program area identified by local or state health officials when the health of the general population is shown to be at risk of adverse health effects.

C. Potential Sources of Funds:

1. Fees for permits and licenses
2. Charges for services
3. Contracts with counties, cities, schools, and other agencies
4. State and federal funds
5. Sales of property
6. Miscellaneous gifts and sales, e.g., sale of publications
7. County funds for special services not needed or desired by all participating counties and cities
8. City funds for special services
9. Reserve funds for special purposes
10. County general fund base support

D. Determination of equitable share for each municipality (county or city) of its fiscal support of basic health services:

1. The level of the basic health services budget and the respective county and city general fund contributions necessary to balance that budget should be determined through a negotiation process. The negotiators may wish to use some form of formula in this determination. Negotiating the formula is a basic part of the negotiation process. A number of formulas may be considered. Most formulas involve one or more of the following factors: Population (per capita), assessed valuation, use, need, or proportion of budget. No single formula is mandated (~~statewide~~) state-wide, but a formula, once adopted by a local health board, should apply to all member jurisdictions. Agreements need not be limited to a single year. Multi-year contracts may be negotiated with the agreement adopting a basic formula but providing for annual adjustments of variable factors such as valuation or population.

2. The following formulas are presented as guidelines. Options 1 through 3 provide for a county base support while Options 4 and 5 have no county base built into the formula. The county base is a variable replacing previous statutory millages for public health and tuberculosis. The base may vary. In multicounty health districts, the county base public health support is to be determined annually by the district health board in consultation with

the respective boards of county commissioners and divided among the member counties in proportion to each county's assessed valuation. An acceptable alternative method is to vary the base among the county members of the health district as the board of health, in consultation with the respective boards of county commissioners, shall determine.

Option 1:

$$C = 1/2 B \frac{A_c}{A_t} + 1/2 B \frac{P_c}{P_t}$$

Where:

C = Contribution of city or county needed to balance the budget (basic plus optional dollars)

B = Dollars needed to balance the basic plus optional dollar portion of the local public health ((district)) agency annual budget

A<sub>c</sub> = The assessed valuation of the component governmental unit, i.e., the city, town, or unincorporated area of the county

A<sub>t</sub> = The total assessed valuation of the governmental jurisdictions encompassed by the local public health ((district)) agency

P<sub>c</sub> = Population of the component governmental unit, i.e., the city, town, or unincorporated area of the county

P<sub>t</sub> = Total population of the governmental jurisdictions encompassed by the health district

Variation 1:

Derive the proportion of assessed valuation and population in the formula from the average of several years instead of the current year only.

Option 2:

$$C = B \frac{A_c}{A_t}$$

Where:

C = Contribution of city or county needed to balance the budget (basic plus optional dollars)

B = Dollars needed to balance the basic plus optional portion of the local public health ((district)) agency annual budget

A<sub>c</sub> = The assessed valuation of the component governmental unit, i.e., the city, town, or unincorporated area of the county

$A_t$  = The total assessed valuation of the governmental jurisdictions encompassed by the local public health ((district)) agency

Option 3:

$$C = B \frac{P_c}{P_t}$$

Where:

$C$  = Contribution of city or county needed to balance the budget (basic plus optional dollars)

$B$  = Dollars needed to balance the basic plus optional portion of the local public health ((district)) agency annual budget

$P_c$  = Population of the component governmental unit, i.e., the city, town, or unincorporated area of the county

$P_t$  = Total population of the governmental jurisdictions encompassed by the local public health ((district)) agency

Variation 1:

The per capita share is graduated by grouping or classes of cities so that small cities pay less than large cities.

Variation 2:

The county base remains the same but the per capita share is applied only to the cities.

Option 4:

- (1) Charge each city or county the full estimated cost of environmental health services.
- (2) Charge each county the full cost of tuberculosis services.
- (3) Charge each city and county the remainder of tax necessary on a per capita basis.
- (4) Reduce each city's charge by giving credit to them for the county property taxes paid by the property owners of each city.
- (5) Small cities may be charged a reduced share per capita.

Option 5:

Half of the necessary funds are divided among the cities and counties in proportion to a statistical report of the services provided to each. The other half are provided on the basis of population or another of the options identified.

<sup>1</sup>Pertains also to a county, city, or town which has withdrawn from a health district to operate its own health department or decides to contract with another municipality for such health services.

<sup>2</sup>Basic services are those services required by state law and regulations or provided under service contracts with the department of social and health services.

<sup>3</sup>A list of all applicable laws, administrative regulations, and available current service contracts will be provided by the state board of health upon request.

*next issue*

**WSR 83-19-058**

**ADOPTED RULES**

**BOARD OF HEALTH**

[Order 269—Filed September 20, 1983]

Be it resolved by the Washington State Board of Health, acting at Spokane, Washington, that it does adopt the annexed rules relating to hospitals, amending chapter 248-18 WAC.

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

This action is taken pursuant to Notice No. WSR 83-14-022 filed with the code reviser on June 29, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 70.41.030 which directs that the Washington State Board of Health has authority to implement the provisions of chapter 70.41 RCW.

This rule is promulgated under the general rule-making authority of the Washington State Board of Health as authorized in RCW 43.20.050.

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

APPROVED AND ADOPTED September 14, 1983.

By John A. Beare, MD, MPH  
Secretary

**Reviser's note:** The material contained in this filing will appear in the 83-20 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

### WSR 83-19-059

#### NOTICE OF PUBLIC MEETINGS SEATTLE COMMUNITY COLLEGE DISTRICT

[Memorandum—September 15, 1983]

A special meeting of the board of trustees of the Seattle Community College District VI has been scheduled for Tuesday, September 27, 1983, at 6:30 p.m., in the District Office Board Room, 300 Elliott Avenue West, Seattle, WA 98119.

### WSR 83-19-060

#### NOTICE OF PUBLIC MEETINGS HOUSING FINANCE COMMISSION

[Memorandum—September 20, 1983]

Notice is hereby given pursuant to section 7, chapter 161, Laws of 1983 of two public hearings for the purpose of receiving public testimony regarding the commission's draft plan for housing finance. A draft of such plan is available at the offices of the commission's general counsel and can be obtained by writing to Jay A. Reich, Preston, Thorgrimson, Ellis and Holman, 2000 IBM Building, Seattle, Washington, 98111. The public hearings will be held on Tuesday, October 25, 1983, at 1:30 p.m. in the Lower Level Auditorium, Great Northwest Federal Savings and Loan, North 222 Wall Street, Spokane, Washington, and on Wednesday, October 26, 1983, at 1:30 p.m. at the Center Park Community Buildings, 2121 26th Avenue South (between Empire Way and Rainier Avenue), Seattle, Washington. These public hearings will also be held for the purpose of receiving public testimony regarding the proposed rules of the commission published in the State Register of October 5, 1983. Written comments on the draft plan and the proposed rules may be mailed to the commission's general counsel at the above address to be received no later than November 1, 1983.

### WSR 83-19-061

#### PROPOSED RULES HOUSING FINANCE COMMISSION

[Filed September 20, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Housing Finance Commission intends to adopt, amend, or repeal rules concerning appointment of commission officers, duties of commission officers, selection of underwriters and bond counsel, equitable distribution of single-family bond proceeds, financing of energy efficiency improvements, the use of bond proceeds in accordance with the housing finance plan of the commission, and administration of commission matters;

that the agency will at 1:30 p.m., October 25, 1983, in the Lower Level Auditorium, Great Northwest Federal Savings and Loan, North 222 Wall Street, Spokane, WA, and at 1:30 p.m., October 26, 1983, in the Center Park Community Building, 2121 26th Avenue South, (between Empire Way and Rainier Avenue), Seattle, WA, conduct public hearings on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 10, 1983.

The authority under which these rules are proposed is sections 4(3), 7, 11, 12 and 14, chapter 161, Laws of 1983.

The specific statute these rules are intended to implement is chapter 161, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 1, 1983.

Dated: September 19, 1983

By: James L. Kirschbaum  
Chairman

#### STATEMENT OF PURPOSE

Name of Agency: Washington State Housing Finance Commission.

General Purpose of Rules: The rules are proposed pursuant to section 4(3), chapter 161, Laws of 1983 to provide administrative procedures for the commission and to fulfill the requirements of sections 7, 11, 12 and 14, chapter 161, Laws of 1983.

The commission was established by chapter 161, Laws of 1983 to assist in the financing of decent and affordable housing throughout the state.

The rules concern the appointment and duties of commission officers, the selection of bond counsel and underwriters, the equitable distribution of single-family housing bond proceeds, the financing of energy efficiency improvements, the use of bond proceeds in accordance with the housing plan of the commission and the administration of commission matters.

Responsible Commission Personnel: The chairman and general counsel of the commission are responsible for the drafting, implementation and enforcement of these rules. The general counsel of the commission is Jay A. Reich of Preston, Thorgrimson, Ellis and Holman, 2000 IBM Building, Seattle, Washington 98101, (206) 623-7580.

The rules are not required as a result of federal law or state court action.

#### NEW SECTION

**WAC 262-01-060 SELECTION OF BOND COUNSEL.** (1) For purposes of selecting counsel to provide bond counsel services, the commission shall maintain a roster of bond counsel qualified to issue opinions that will be accepted by underwriting firms, bondholders, and rating agencies. Such roster shall include all firms from the state of Washington listed as municipal bond attorneys in the most recent edition of The Directory of Municipal Bond Dealers published by The Bond Buyer.

(2) Any bond counsel may at any time apply to the secretary of the commission to have the name of his or her firm placed on the roster or removed from the roster.

(3) Whenever the commission determines the need to retain bond counsel, it shall request proposals for bond counsel services from each bond counsel on its roster.

(4) The commission may, in its discretion, retain bond counsel (a) for the services required for the issuance of a particular bond issue, or (b) for the services required during a fixed term not to exceed two years. Where the commission has retained bond counsel for a fixed term, the commission reserves the right to select other bond counsel for a particular bond issue during the fixed term.

(5) The commission may, after reasonable notice, terminate the services of a bond counsel at any time.

(6) Upon the conclusion of a contract with any bond counsel, the chairman or the chairman's designee shall prepare a written evaluation of the firm's performance for inclusion in the commission's files.

(7) The commission shall retain and terminate bond counsel by resolution passed according to WAC 262-01-030(6).

(8) In selecting bond counsel, the commission shall consider each of the following factors:

- (a) Bond counsel's experience in public finance law;
- (b) Bond counsel's experience in housing finance law;
- (c) Bond counsel's familiarity with Washington state constitutional and municipal law;
- (d) Bond counsel's fee schedule for services;
- (e) Bond counsel's regional and/or national reputation with respect to the recognition of its bond opinion;
- (f) The qualifications of individual attorneys designated by bond counsel to work with the commission;
- (g) Bond counsel's ability to work with the commissioners and the commission staff;
- (h) Bond counsel's availability to the commissioners and the commission staff;
- (i) Bond counsel's expertise in the areas of real estate tax and securities laws, and financing transactions;
- (j) Bond counsel's responsiveness to requests for proposals by the commission;
- (k) Other qualifications of bond counsel that the commission may, by resolution, find relevant to the hiring of bond counsel to carry out lawful purposes of the commission.

#### NEW SECTION

**WAC 262-01-070 SELECTION OF UNDERWRITERS.** (1) For purposes of selecting underwriters to provide underwriting and other financial services, the commission shall maintain a roster of underwriters qualified to manage or co-manage single-family and/or multi-family bond issues.

(2) Any underwriter may at any time apply to the secretary of the commission to have the underwriter's name placed on the roster or removed from the roster.

(3) Whenever the commission determines the need to retain underwriters, it shall request proposals for underwriter services from each underwriter on its roster.

(4) The commission may, in its discretion, retain a senior managing underwriter:

- (a) For the services required during a particular bond issue; or
- (b) For the services required during a fixed term not to exceed two years.

Where the commission has retained a senior managing underwriter for a fixed term the commission reserves the right to select other senior managing underwriters for a particular bond issue during the fixed term.

(5) The commission shall select co-managers of the bond issue from the roster and with the advice of the financial advisor, if any, and the senior managing underwriter selected for the particular bond issue.

(6) The commission may, after reasonable notice, terminate the services of an underwriter at any time.

(7) Upon conclusion of a contract with any underwriter, the chairman or the chairman's designee shall prepare a written evaluation of the underwriter's performance for inclusion in the commission's files.

(8) The commission shall retain and terminate the underwriter by resolutions passed according to WAC 262-01-030(6).

(9) In selecting an underwriter, the commission shall consider each of the following factors:

- (a) The underwriter's technical competence, expertise and innovative capability;
- (b) The underwriter's success in structuring and/or marketing housing bond issues;
- (c) The underwriter's familiarity with insured housing programs administered by the Federal Housing Administration, Farmers Home Administration, the Veterans Administration and private insurers and other state and federal housing programs;
- (d) The underwriter's fee schedule for services;
- (e) The underwriter's regional and/or national reputation with respect to financial and underwriting services;
- (f) The qualifications of individuals designated by the underwriter to work with the commission;
- (g) The underwriter's ability to work with the commissioners and the commission staff;
- (h) The underwriter's availability to the commissioners and the commission staff;
- (i) Underwriter's responsiveness to requests for proposals by the commission;
- (j) Other qualifications of the underwriter that the commission may, by resolution, find relevant to the hiring of an underwriter to carry out lawful purposes of the commission.

#### NEW SECTION

**WAC 262-01-080 USE OF PROCEEDS CONSISTENT WITH PLAN.** The commission shall expend bond proceeds in furtherance of the goals and priorities identified in its plan of housing finance. To ensure that bond proceeds are used in a manner consistent with the plan, the commission shall:

(1) Make specific findings in each resolution authorizing the issuance of bonds that the purposes for which such bonds are issued are in furtherance of its plan; and

(2) Prepare or cause to be prepared every six months from the date of issuance of any bonds until the proceeds of such bonds are expended, a report describing the manner in which bond proceeds have been used in light of the objectives of the plan.

#### NEW SECTION

**WAC 262-01-090 FAIR AND EQUITABLE DISTRIBUTION OF BOND PROCEEDS.** (1) The commission shall distribute the proceeds of single family mortgage purchase bonds in a manner consistent with its plan of housing finance to insure, among other things, the fair geographical distribution of such proceeds throughout the state.

(2) The commission shall purchase eligible single family mortgage loans from mortgage lenders who provide such mortgage loans to eligible borrowers on a first come, first served basis following adequate public notice. Each mortgage lender shall provide a plan for commission approval which outlines how it will receive and process applications from prospective mortgagors so that the commission's funds will be distributed fairly and equitably. Such plan should address the manner by which the mortgage lender will publish the availability of such loans and how it will insure a fair and equitable process of application review. The commission reserves the right to modify such plans in consultation with mortgage lenders, in order to insure that all of its proceeds will be equitably and fairly distributed. Alternatively the commission may promulgate a plan or plans with which mortgage lenders must comply.

#### NEW SECTION

**WAC 262-01-100 FINANCING ENERGY EFFICIENCY IMPROVEMENTS.** (1) The commission, in developing its plan of housing finance, shall consider energy efficiency improvements that may

reasonably be achieved through the housing finance programs of the commission.

(2) The commission may, as part of a particular single family mortgage purchase bond issue, require minimum energy efficiency standards as a condition of eligibility for housing finance assistance or the commission may make bond proceeds available for rehabilitation or home improvement loans for energy efficiency enhancement.

(3) The commission shall require applicants for multifamily housing financing to specify what steps will be taken to insure energy efficiency in the project to be financed. The commission shall consider such plans in determining whether or not bond proceeds may be used for such purposes.

**WSR 83-19-062**  
**EMERGENCY RULES**  
**DEPARTMENT OF LICENSING**  
 [Order 730-DOL—Filed September 20, 1983]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to adding new chapter 308-93 WAC, vessel registration, and certificates of title, adopting WAC 308-93-010, 308-93-020, 308-93-030, 308-93-040, 308-93-050, 308-93-060, 308-93-070, 308-93-080, 308-93-090, 308-93-100, 308-93-110, 308-93-120, 308-93-130, 308-93-140, 308-93-150, 308-93-160, 308-93-170, 308-93-180, 308-93-190, 308-93-200, 308-93-210, 308-93-220, 308-93-230, 308-93-240, 308-93-250, 308-93-260, 308-93-270, 308-93-280, 308-93-290, 308-93-300, 308-93-310, 308-93-320, 308-93-330, 308-93-340, 308-93-350, 308-93-360, 308-93-370, 308-93-380, 308-93-390, 308-93-400, 308-93-410, 308-93-420, 308-93-430, 308-93-440, 308-93-450, 308-93-460, 308-93-470, 308-93-480, 308-93-490, 308-93-500, 308-93-510, 308-93-520, 308-93-530, 308-93-540, 308-93-550, 308-93-560, 308-93-570, 308-93-580, 308-93-590, 308-93-600, 308-93-610, 308-93-620, 308-93-630 and 308-93-640.

I, John Gonzalez, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is implementation of chapter 7, Laws of 1983 and chapter 3, Laws of 1983 2nd ex. sess., must begin immediately because the legislation requires vessel registration, titling and taxation to begin June 30, 1983.

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

This rule is promulgated pursuant to chapter 7, Laws of 1983 and chapter 3, Laws of 1983 2nd ex. sess. and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 19, 1983.  
 By John Gonzalez  
 Director

**Reviser's note:** The material contained in this filing will appear in the 83-20 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.



**WSR 83-19-063**  
**ADOPTED RULES**  
**PLANNING AND**  
**COMMUNITY AFFAIRS AGENCY**  
 [Order 83-06—Filed September 20, 1983]

I, Chuck Clarke, assistant director of the Planning and Community Affairs Agency, do promulgate and adopt at the Planning and Community Affairs Agency, 9th and Columbia Building, Olympia, Washington, the annexed rules relating to contracting with cities and towns for fire protection services for state owned facilities, chapter 365-80 WAC.

This action is taken pursuant to Notice No. WSR 83-16-086 filed with the code reviser on August 3, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 35.21.775 as amended by chapter 146, Laws of 1983 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 13, 1983.  
 By Charles Clarke  
 Assistant Director

Chapter 365-80 WAC

Fire protection contracts for state facilities with cities and towns

**NEW SECTION**

**WAC 365-80-010 GENERAL PURPOSE.** The purpose of these rules is to implement provisions of RCW 35.21.775 as amended by Chapter 146 Laws of 1983. RCW 35.21.775 provides that when state owned facilities are located within incorporated cities or towns, the state agency or state institution shall contract with the city or town for fire protection services to such state facilities. An exception is provided when fire protection services are performed by state staff and equipment or through an existing contract with a fire protection district pursuant to RCW 52.36.020. Funding for fire protection contracts has been appropriated to the Planning and Community Affairs Agency by the legislature. These rules are intended to provide the criteria and procedures that the Planning and Community Affairs Agency will utilize to distribute these funds to eligible cities.

NEW SECTION

**WAC 365-80-020 ELIGIBLE AGENCIES.** Agencies eligible for fire protection contracts under this program shall be incorporated cities and towns that have state facilities located within their city limits. A city shall not be eligible for compensation under this program where the state agency provides fire protection with its own staff and equipment or through an existing contract with a fire protection district pursuant to RCW 52.36.020. Provided that the provisions of these rules shall not apply where the municipality and the state agency have entered into an agreement to provide one hundred percent of the state agency's proportional share of the city's or town's fire budget pursuant to Chapter 87 Laws of 1983.

NEW SECTION

**WAC 365-80-030 STATE FACILITIES.** For purposes of this program, state facilities shall be defined as buildings or equipment, owned by the state or an agency or institution of the state, except those leased to a non tax-exempt person or organization. Such state facilities shall be located within the corporate limits of a city or town. Where state facilities are located on a site partially within and partially outside of the corporate limits of a city or town, this program shall apply only to that portion of the state facilities located within the corporate limits of the municipality.

NEW SECTION

**WAC 365-80-040 FIRE PROTECTION SERVICES.** Fire protection services shall be defined as those fire services normally provided by the city or town for the protection and safety of personnel and property. Where the state facility creates special costs in personnel and equipment, the city or town and the state agency may negotiate a separate contract for additional funding to the municipality above the basic payments provided for under section 365-80-050.

NEW SECTION

**WAC 365-80-050 BASIC FIRE PROTECTION PAYMENT.** Basic fire protection payments shall be payments made by the Planning and Community Affairs Agency to eligible cities and towns for fire protection for state facilities covered by this program. Payments shall be based on the total amount of funds appropriated to the Planning and Community Affairs Agency by the legislature for the fiscal year, divided by the total square footage of state facilities in the state as defined in section 365-80-030 and multiplied in each case by the square footage of state facilities in the city or town. Provided that a minimum payment of one hundred dollars will be made to eligible cities and towns.

Where basic fire protection payments are considered by the municipality to be inadequate to fund the cost to the city of providing fire protection services to the state facility, or where the state agency desires to receive a higher level of fire protection, the municipality and the state agency may negotiate for additional funding by the

state agency pursuant to Chapter 87 Laws of 1983. The Planning and Community Affairs Agency will make all basic fire protection payments directly to the municipality.

NEW SECTION

**WAC 365-80-060 METHOD OF DETERMINING SQUARE FOOTAGE OF STATE FACILITIES.** The square footage of state facilities covered by this program shall be determined by the Planning and Community Affairs Agency on an annual basis. In the first quarter of each fiscal year, the Planning and Community Affairs Agency will request all state agencies and state institutions to update the survey of their state facilities. The updated survey will then be provided by PCAA to all affected cities and towns for their review. Cities and towns shall have 15 days to comment on the accuracy of the survey. After the passage of the 15-day review and comment period, PCAA will determine the distribution of available fire protection funds to eligible agencies. Where state facilities are under construction, PCAA will make a determination of square footage based on estimated levels of completion during the contract period. No adjustments will be made until the following year for new square footage built or acquired, or for errors discovered after the entitlements are determined.

NEW SECTION

**WAC 365-80-070 PAYMENTS.** One annual payment shall be made to each eligible agency for fire protection services. The payments will be made to each eligible agency upon execution of an appropriate contract and submittal of the required voucher. Payments will be scheduled to be made prior to the end of the second quarter of each fiscal year.

NEW SECTION

**WAC 365-80-080 DECISIONS OF THE PLANNING AND COMMUNITY AFFAIRS AGENCY FINAL.** All decisions of the Planning and Community Affairs Agency regarding square footage of state facilities and basic fire protection payments under this program shall be final.

NEW SECTION

**WAC 365-80-090 UNEXPENDED FUNDS.** Any funds rejected by eligible agencies may be reallocated by the Planning and Community Affairs Agency.

**WSR 83-19-064****EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 83-129—Filed September 20, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is hatchery origin fish need protection while harvestable numbers of naturally spawning chinook are available.

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

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

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

APPROVED AND ADOPTED September 20, 1983.

By Gary C. Alexander  
for William R. Wilkerson  
Director

Board intends to adopt, amend, or repeal rules concerning classification and uses of holding facilities, WAC 289-02-040;

that the agency will at 4:00 p.m. or later, Wednesday, October 12, 1983, in the Training Room, Hall of Justice, Kelso, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 70.48.050(1)(c).

The specific statute these rules are intended to implement is RCW 70.48.050(1)(c).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 5, 1983.

This notice is connected to and continues the matter in Notice No. WSR 83-17-139 filed with the code reviser's office on August 24, 1983.

Dated: September 21, 1983

By: Robert W. Cote  
Executive Secretary

**NEW SECTION**

*WAC 220-57-16000B COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160, it is unlawful to take, fish for or possess salmon taken for personal use from the waters of the Columbia River downstream from the Highway 12 Bridge at Pasco except as provided in this section:*

*(1) Effective 12:01 a.m. September 21, 1983, until further notice, those waters of the Columbia River downstream from the Highway 1-5 Bridge are open to salmon angling under bag limit A except that all coho salmon over twenty inches in length must be released immediately.*

*(2) Effective 12:01 a.m. September 26, 1983, until further notice, those waters of the Columbia River downstream from the Highway 12 Bridge at Pasco are open to salmon angling under bag limit A except that all coho salmon over twenty inches in length must be released immediately.*

**REPEALER**

The following section of the Washington Administrative Code is repealed effective September 21, 1983:

*WAC 220-57-16000A COLUMBIA RIVER (83-124)*

**WSR 83-19-065**

**PROPOSED RULES**

**CORRECTIONS STANDARDS BOARD**

[Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Corrections Standards

**WSR 83-19-066**

**PROPOSED RULES**

**OFFICE OF MINORITY**

**AND WOMEN'S BUSINESS ENTERPRISES**

[Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Office of Minority and Women's Business Enterprises intends to adopt, amend, or repeal rules concerning general provisions, chapter 326-02 WAC, and certification, chapter 326-20 WAC;

that the agency will at 1:00 p.m., Tuesday, October 25, 1983, in the Office Building 2 Auditorium, 12th and Franklin Streets, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on October 26, 1983.

The authority under which these rules are proposed is section 3(7), chapter 120, Laws of 1983.

The specific statute these rules are intended to implement is section 3(7), chapter 120, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 17, 1983.

Dated: September 21, 1983

By: Carolyn V. Patton  
Director

**STATEMENT OF PURPOSE**

Rule(s): Chapter 326-02 WAC, General provisions and chapter 326-20 WAC, Certification.

Rule Section(s): WAC 326-02-010 Purpose; 326-02-020 Applicability; 326-02-030 Definitions; 326-20-010 In general; 326-20-020 Federally funded projects; 326-20-030 Proof of minority status; 326-20-040 Proof of



woman's status; 326-20-050 Proof of ownership of business; 326-20-060 Counting community property; 326-20-070 Counting ownership held in trust; 326-20-080 Factors considered in determining control; 326-20-090 Size and length of time in business; 326-20-100 Joint ventures; 326-20-110 Application form; 326-20-120 Submittal of forms; 326-20-130 Processing applications-time; 326-20-140 Duty to cooperate; 326-20-150 On-site investigations; 326-20-160 Burden of proof; 326-20-170 Decision; 326-20-180 Effect of certification; 326-20-190 State MWBE directory; 326-20-200 Complaints; 326-20-210 Reconsideration of decision; and 326-20-220 Resubmission of applications.

Statutory Authority: Section 3(7), chapter 120, Laws of 1983.

**Purpose of the Rule(s):** To provide the maximum practicable opportunity for increased participation by minority and women-owned businesses in participating in public works and the process by which goods and services are procured by state agencies and educational institutions from the private sector. To establish procedures and policies governing the certification process including eligibility requirements for certification by the state of Washington as a minority business enterprise, a women's business enterprise or a combination minority and women's business enterprise.

**Summary of the New Rule(s):** These rules provide that the state of Washington have a central office which provides a process for certification of minority and women's business enterprises. Further, these rules are designed to ensure the state of Washington that qualified minority and women's business enterprises are provided an opportunity to participate in public contracts for public works and goods and services.

**Reasons Which Support the Proposed Action(s):** This is a new chapter codifying policies and procedures regarding the certification of minority and women's business enterprises by the state of Washington.

**Person or Organization Proposing the Rule(s):** The Office of Minority and Women's Business Enterprises.

**Agency Personnel Responsible for Drafting:** Carolyn V. Patton, Director, Office of Minority and Women's Business Enterprises and Spencer Daniels, Assistant Attorney General; **Enforcement and Implementation:** Carolyn V. Patton, Office of Minority and Women's Business Enterprises and staff.

**The Rule(s) is (are) not Necessary to Comply with a Federal Law or a Federal or State Court Decision.**

**Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s):** None.

**Small Business Economic Impact Statement:** The economic impact of the Office of Minority and Women's Business Enterprises (OMWBE) permanent general provisions and certification rules (chapters 326-02 and 326-20 WAC) on the business community can be expressed in three ways. They are: OMWBE will foster the development of minority and women business enterprises (MWBE) in the business community; the cost of participating in MWBE programs for majority owned firms will be calculated as a normal business expenditure since contracting subcontractors is a normal business activity;

the cost of contracting MWBEs regarding potential subcontracting will be the same as the cost of contracting majority owned subcontractors. Therefore, the cost to majority owned firms will be negligible; and the cost for MWBEs will be measured in terms of the time required to complete the certification process. With proper documentation it will take MWBEs approximately 2-3 hours to complete the free application form. **Discussion:** Since the cost of participation for majority owned firms and MWBE firms in MWBE programs is negligible, the economic impact of the MWBE permanent general provisions and certification rules on these companies will be negligible.

Chapter 326-02 WAC  
GENERAL PROVISIONS

- 326-02-010 Purpose.
- 326-02-020 Applicability.
- 326-02-030 Definitions.

NEW SECTION

**WAC 326-02-010 PURPOSE.** The purpose and intent of chapter 120, Laws of 1983, and of these rules is to provide the maximum practicable opportunity for increased participation by minority and women-owned businesses in participating in public works and the process by which goods and services are procured by state agencies and educational institutions from the private sector. This purpose will be accomplished by encouraging the full use of existing minority and women-owned businesses and the entry of new and diversified minority and women-owned businesses into the marketplace. These rules shall be applied and interpreted to promote this purpose.

NEW SECTION

**WAC 326-02-020 APPLICABILITY.** This chapter applies to all applications for certification as a minority or women's business enterprise by the state of Washington and to all public works and procurement by state agencies and educational institutions: **PROVIDED,** That this chapter does not apply where it is found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state. In such a case, the conflicting portions of this chapter are inoperative solely to the extent of the conflict and with respect to the agencies directly affected.

NEW SECTION

**WAC 326-02-030 DEFINITIONS.** Words and terms used in these rules shall have the same meaning as each has under chapter 120, Laws of 1983, unless otherwise specifically provided in these rules, or the context in which they are used clearly indicates that they be given some other meaning.

(1) "Advisory committee" means the advisory committee on minority and women's business enterprises.

(2) "Class of contract basis" means an entire group of contracts having a common characteristic, including, but not limited to, personal service contracts, purchasing contracts, public works contracts, emergency purchases, discretionary purchases, leases, and contracts for specific types of goods and/or services.

(3) "Combination minority and women's business enterprise" means a business organized for profit, performing a commercially useful function, which is fifty percent owned and controlled by a minority male and fifty percent owned and controlled by a nonminority woman. Both owners must be United States citizens or lawful permanent residents and cannot be married to each other.

(4) "Commercially useful function" means being responsible for execution of a contract or a distinct element of the work under a contract by actually performing, managing and supervising the work involved.

(5) "Contract" means a mutually binding legal relationship, including a lease, or any modification thereof, obligating the seller to furnish goods or services, including construction, and the buyer to pay for them.

(6) "Contract by contract basis" means a single contract within a specific class of contracts.

(7) "Contractor" means a party who enters into a contract to provide a state agency or educational institution with goods or services, including construction, or a subcontractor or sublessee of such a party.

(8) "Director" means the director of the office of minority and women's business enterprises.

(9) "Educational institutions" means the state universities, the regional universities, The Evergreen State College, and the community colleges.

(10) "Goals" means annual overall agency goals, expressed as a percentage of dollar volume for participation by minority and women-owned businesses, and shall not be construed as a minimum goal for any particular contract or for any particular geographical area. Goals shall be met on a contract by contract or class of contract basis. In meeting their goals on both a contract by contract and a class of contract basis state agencies and educational institutions should facilitate the entry of minority and women's business enterprises into types of businesses in which MBE's and WBE's are underrepresented.

(11) "Goods and/or services" means all goods and services, including professional services.

(12) "Joint venture" means an association of two or more persons or businesses to carry out a single business enterprise for profit for which purpose they combine their property, capital, efforts, skills, and knowledge and in which they exercise control and share in profits and losses in proportion to their contribution to the enterprise.

(13) "Minority" means a person who is a citizen or lawful permanent resident of the United States and who is:

(a) Black: Having origins in any of the black racial groups of Africa;

(b) Hispanic: Of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish or Portuguese culture or origin, regardless of race;

(c) Asian American: Having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands; or

(d) American Indian or Alaskan Native: Having origins in any of the original peoples of North America.

Persons who are visibly identifiable as a minority need not provide documentation of their racial heritage but may be required to submit a photograph. Persons who are not visibly identifiable as a minority must provide documentation of their racial heritage which will be determined on a case-by-case basis. The final determination will be in the sole discretion of the office.

(14) "Minority business enterprise," "minority-owned business enterprise," or "MBE" means a business organized for profit, performing a commercially useful function, which is owned and controlled by one or more minority individuals or minority business enterprises certified by this office. Owned and controlled means a business in which one or more minorities or MBE's certified by this office own at least fifty-one percent, or in the case of a corporation at least fifty-one percent of the voting stock, and control at least fifty-one percent of the management and daily business operations of the business.

(15) "MWBE" means a minority owned business enterprise, a women-owned business enterprise; and/or a combination minority and women's business enterprise certified by the office of minority and women's business enterprises of the state of Washington.

(16) "Office" means the office of minority and women's business enterprises of the state of Washington.

(17) "Procurement" means the purchase, lease, or rental of any goods or services.

(18) "Public works" means all work, including construction, highway and ferry construction, alteration, repair, or improvement other than ordinary maintenance, which a state agency or educational institution is authorized or required by law to undertake.

(19) "State agency" includes the state of Washington and all agencies, departments, offices, divisions, boards, commissions, and correctional and other types of institutions. "State agency" does not include the judicial or legislative branches of government except to the extent that procurement or public works for these branches is performed by a state agency.

(20) "Women's business enterprise," "women-owned business enterprise," or "WBE" means a business organized for profit, performing a commercially useful function, which is owned and controlled by one or more women or women's business enterprises certified by this office. Owned and controlled means a business in which one or more women or WBE's certified by this office own at least fifty-one percent or in the case of a corporation at least fifty-one percent of the voting stock, and control at least fifty-one percent of the management and daily business

operations of the business. The women owners must be United States citizens or lawful permanent residents.

#### Chapter 326-20 WAC CERTIFICATION

326-20-010	In general.
326-20-020	Federally funded projects.
326-20-030	Proof of minority status.
326-20-040	Proof of woman's status.
326-20-050	Proof of ownership of business.
326-20-060	Counting community property.
326-20-070	Counting ownership held in trust.
326-20-080	Factors considered in determining control.
326-20-090	Size and length of time in business.
326-20-100	Joint ventures.
326-20-110	Application form.
326-20-120	Submittal of forms.
326-20-130	Processing applications—Time.
326-20-140	Duty to cooperate.
326-20-150	On-site investigations.
326-20-160	Burden of proof.
326-20-170	Decision.
326-20-180	Effect of certification.
326-20-190	State MWBE directory.
326-20-200	Complaints.
326-20-210	Reconsideration of decision.
326-20-220	Resubmission of applications.

#### NEW SECTION

WAC 326-20-010 **IN GENERAL.** Any business which meets the definition of a minority business enterprise, a women's business enterprise, or a combination minority and women's business enterprise as set forth in this title is eligible to be certified by the state of Washington as a minority business enterprise, a women's business enterprise or a combination minority and women's business enterprise. A business owned and controlled by one or more minority females may be certified as both a MBE and a WBE.

#### NEW SECTION

WAC 326-20-020 **FEDERALLY FUNDED PROJECTS.** Where a federal requirement which is a prescribed condition for allocation of federal funds to the state of Washington sets forth criteria for certification which are in conflict with those in this chapter, a business which meets those federal criteria may be certified as a minority business enterprise or women's business enterprise for state projects funded under those requirements.

#### NEW SECTION

WAC 326-20-030 **PROOF OF MINORITY STATUS.** Each minority owner of a business applying for MBE or combination minority and women's business enterprise certification who is visibly identifiable as a minority shall submit with the MWBE application form a photograph or copy of documentation containing the owner's photograph. Each minority owner who is not visibly identifiable as a minority shall submit a copy of his or her birth certificate, tribal enrollment papers, or other document which shows that the owner meets the definition of "minority" as set forth in these rules. The final determination will be in the sole discretion of the office.

#### NEW SECTION

WAC 326-20-040 **PROOF OF WOMAN'S STATUS.** Each woman owner of a business applying for certification as a WBE or as a combination minority and women's business enterprise must submit with the MWBE application form a copy of her birth certificate, valid driver's license, or other document which shows that the owner is a woman.

#### NEW SECTION

WAC 326-20-050 **PROOF OF OWNERSHIP OF BUSINESS.** All minority or women owners shall submit to the office proof of their ownership of the requisite percentage of the business at the time the application is submitted. Such proof shall consist of stock certificates, a notarized affidavit of stock ownership from the corporate treasurer, a partnership agreement, cancelled check used to purchase ownership, or

other recognized proof of ownership. In cases of sole proprietorships or other cases where documentary proof of ownership is not available, the minority or women owners shall so advise the office, which may undertake further investigation. The office may also require documents showing how and when the minority or women owners' interest in the business was acquired. The office may, for any reason, require any minority or women owners to provide additional proof of, or information concerning, ownership.

#### NEW SECTION

**WAC 326-20-060 COUNTING COMMUNITY PROPERTY.** The fifty-one percent ownership requirement is not met by an owner having only his or her fifty percent interest under community property laws. Except as provided in this section, each minority or woman owner who is a resident of a community property state and who is married must submit a copy of a separate property agreement signed by both spouses showing that the owner's spouse has acknowledged that at least two percent of the owner's interest in the business is held as the owner's separate property. This will not be required in these situations:

(1) Where a male minority owner of an MBE is married to a minority female.

(2) Where the fifty-one percent ownership requirement can be satisfied without requiring each owner to file a separate property agreement. Example: If fifty percent of the stock of a corporation is in the name of an unmarried woman and the other fifty percent is in the name of a married woman in a community property state, the fifty-one percent ownership criteria for WBE certification is satisfied. In this case, fifty percent of the stock is owned by the unmarried woman as her separate property, twenty-five percent of the stock is owned by the married woman as community property, and twenty-five percent of the stock is owned by the married woman's husband as community property. Thus, since seventy-five percent of a stock is owned by women, the married woman does not need a separate property agreement.

#### NEW SECTION

**WAC 326-20-070 COUNTING OWNERSHIP HELD IN TRUST.** In determining whether the fifty-one percent ownership requirement is met, no stock or ownership held in trust shall be counted, except where both the trustee and the beneficiary are minorities, or both are women, and the trustee meets the fifty-one percent control requirement.

#### NEW SECTION

**WAC 326-20-080 FACTORS CONSIDERED IN DETERMINING CONTROL.** Whether a minority or woman owner meets the fifty-one percent control requirement is determined on an application-by-application basis. Factors which may be considered in determining whether the minority or woman owner meets the control requirement include, but are not limited to, the following:

(1) Authority and restrictions as indicated in the articles of incorporation, by-laws, partnership agreements and/or other business agreements and documents;

(2) The financial interest and/or participation in any other business by any owner or key personnel;

(3) Past and current employment history of minority and women owners involved in the business;

(4) Members of the board of directors and corporate officers;

(5) Experience, training, and expertise of any owners;

(6) Recent changes in ownership and/or control of the business;

(7) Financial obligation to and capital contributions from nonowners of the business; and

(8) Documentation indicating who has ultimate authority to make policy and management decisions and to legally obligate the business.

#### NEW SECTION

**WAC 326-20-090 SIZE AND LENGTH OF TIME IN BUSINESS.** Size of business or length of time in business shall not be considered a prerequisite for certification. However, the office may require that this information be provided in order to determine whether the business qualifies for MWBE status under federal regulations.

#### NEW SECTION

**WAC 326-20-100 JOINT VENTURES.** The office will not certify a joint venture as a MWBE. However, where a MWBE is participating in a joint venture and is responsible for a clearly defined portion of the work, the MWBE's percentage of the joint venture may be counted toward an agency's or institution's MWBE goal.

#### NEW SECTION

**WAC 326-20-110 APPLICATION FORM.** The office will develop and make available an application form for certification as a MWBE, which may be modified at any time. The form will solicit enough information to determine whether the applicant is eligible for MWBE certification for state-funded projects and may include supplemental questions necessary to determine whether the applicant is eligible for certification for a specific federally-funded project. As part of its investigation, the office may require minority and women owners to provide information in addition to that requested on the application forms.

Where additional information is required from the applicant business to complete the investigation, the office will send a certified letter requesting the necessary information. The office must receive the information no later than twenty calendar days after mailing of the letter. If the requested information is not received by the office within twenty days, the office may administratively close the file. If for unusual circumstances an extension is necessary, the applicant may file a written request for extension before the twenty days has expired. The office may grant the applicant an additional twenty calendar days in which to respond.

#### NEW SECTION

**WAC 326-20-120 SUBMITTAL OF FORMS.** Application forms shall be submitted by mail or in person to the office at the following address:

STATE OF WASHINGTON  
OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES  
211 - Fifth Avenue West  
MS: FK-11  
Olympia, WA 98504

The minority or woman owner shall be responsible for ensuring that the form is complete and accurate and is properly delivered to the office. The applicant should keep a copy of the completed form and all documents submitted with the form for its reference.

#### NEW SECTION

**WAC 326-20-130 PROCESSING APPLICATIONS—TIME.** The office will process all applications as promptly as its resources permit. The office cannot guarantee that any application will be processed within any certain time period and the inability to process an application by a certain time shall not subject the office or the state to liability.

#### NEW SECTION

**WAC 326-20-140 DUTY TO COOPERATE.** The owners shall have the duty to cooperate fully in the office's investigation of the application, including promptly submitting any additional information requested by the office.

#### NEW SECTION

**WAC 326-20-150 ON-SITE INVESTIGATIONS.** The office may, whenever it deems necessary, conduct an unannounced on-site investigation of an applicant's operations. By submitting the MWBE application form the applicant agrees that the office may conduct such investigations.

#### NEW SECTION

**WAC 326-20-160 BURDEN OF PROOF.** The applicant business shall have the burden of proving to the satisfaction of the office that it is eligible for certification.

NEW SECTION

WAC 326-20-170 DECISION. The office shall notify the applicant business by certified mail of its decision to grant or deny certification promptly after the decision has been made. The decision shall indicate whether the certification is for the state program, a federal program or both. Where the office has denied the application, the decision shall set forth the bases for denial. Where the office has denied certification because the women or minority owners did not meet the ownership criteria, this shall not preclude the office from denying the application on additional bases following resubmittal or reconsideration.

NEW SECTION

WAC 326-20-180 EFFECT OF CERTIFICATION. Certification as a MWBE shall have the following effects:

(1) Certification as a MWBE for the state program shall entitle the MWBE to be counted by state agencies and educational institutions toward meeting their MWBE goals under this chapter. Certification as a MWBE for a federal program shall entitle the MWBE to be counted by state agencies and educational institutions toward meeting the MWBE goals under those programs. Certification shall be effective as of the date the decision is made in writing.

(2) Certification may be revoked at any time the office determines that the MWBE does not meet the current criteria for eligibility for certification.

(3) The MWBE shall notify the office of any changes in its ownership, control, or operations which may affect its continued eligibility as a MWBE. The office may require of all applicants and/or of selected applicants periodic notarized statements regarding changes in the information provided during the initial certification process.

(4) Certification as a MWBE does not constitute compliance with any other laws or regulations, including contractor registration or pre-qualification, and does not relieve any firm of its obligations under other laws or regulations. Certification as a MWBE does not constitute any determination by the office that the firm is responsible or capable of performing any work.

NEW SECTION

WAC 326-20-190 STATE MWBE DIRECTORY. The office will maintain a directory of certified MWBE's as follows:

(1) The office will maintain a complete directory of all MWBE's certified by the office for state projects and for federally-funded projects.

(2) The office will update and compile the directory into a form suitable for distribution at least semiannually and may issue supplements on a more frequent basis.

(3) The state MWBE directory will be available for purchase from the office at a reasonable cost. One copy will be made available to each state agency and educational institution at no charge. Copies will be provided to the state library.

(4) Bidders and others proposing to enter into contracts with state agencies and educational institutions shall have the responsibility of ensuring that firms proposed to be used by them toward MWBE goals are certified. State agencies and educational institutions contracting directly with a purported MWBE shall have the responsibility of ensuring that the firm is certified.

(5) Information concerning the status of a firm as a MWBE may be obtained by contacting the office during designated working hours.

NEW SECTION

WAC 326-20-200 COMPLAINTS. Complaints regarding certification of MWBE's may be submitted, and will be processed, according to the following procedures:

(1) Any individual, firm, agency or other person who believes that an applicant certified as a MWBE does not qualify under the standards of eligibility for certification may file a complaint with the office.

(2) The complaint must be submitted to the office, must be in writing, and must set forth facts which indicate that the MWBE is not eligible, along with copies of any supporting documents the complainant may have. Facts should be described in as much detail as possible.

(3) The complainant should sign the complaint and give an address and telephone number where he or she may be reached during the investigation. However, the office will process anonymous complaints which include sufficient facts to indicate that they may have merit.

(4) Complaints, as well as names, addresses, and telephone numbers of complainants, cannot be considered confidential by the office.

(5) The office will investigate each complaint as promptly as resources allow. The MWBE shall cooperate fully in the office's investigation. The office will notify the business of the complaint by registered mail. No MWBE will be decertified based on a complaint without first having an opportunity to respond to the complaint: PROVIDED, That failure of the MWBE to respond to the complaint within twenty calendar days of mailing from the office may result in suspension of certification or decertification.

(6) The director may, at his or her discretion, suspend the MWBE's certification pending the outcome of the investigation after providing the MWBE seven calendar days notice by certified mail to show cause in writing why the suspension of certification should not occur. No suspensions may last more than thirty calendar days.

(7) After the investigation is completed, the office shall issue a written decision either rejecting the complaint or revoking the certification. The written decision shall be mailed to the MWBE involved and to the complainant, if known.

(8) Information received about an applicant prior to the certification decision being made will not be considered a complaint, but will be considered in the investigation of the application for certification.

NEW SECTION

WAC 326-20-210 RECONSIDERATION OF DECISION. Decisions to deny certification or to revoke certification will be reconsidered on the following basis:

(1) When an applicant has been denied certification, or when a MWBE's certification has been revoked, the applicant may petition the office for reconsideration of the decision on the grounds that the office did not have all relevant information, that the office misapplied its rules, or that the office otherwise made an error.

(2) A petition for reconsideration must be in writing and must be received by the office within thirty calendar days of the mailing of the decision, or the decision becomes administratively final. The petition must set forth the grounds on which the applicant believes the decision is in error, including any additional information which the applicant business has to offer.

(3) Upon receipt of the petition, the office shall review the petition and any additional information, and may conduct further investigation. The office will then notify the applicant by certified mail of its decision either to affirm the denial or revocation of certification or to grant certification by certified mail.

(4) If a petition for reconsideration is filed, a decision to deny certification following consideration of the petition is administratively final.

NEW SECTION

WAC 326-20-220 RESUBMISSION OF APPLICATIONS. An applicant which has withdrawn its application or whose application has been denied may file a new application if there has been a substantial change in ownership, control, or organization of the business. However, no business may file more than two applications in any calendar year.

**WSR 83-19-067**

**PROPOSED RULES**

**SECRETARY OF STATE**

[Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Office of the Secretary of State intends to adopt, amend, or repeal rules concerning procedures to be used by the county auditors in the conduct of vote-by-mail elections held pursuant to chapter 71, Laws of 1983 1st ex. sess., and providing definitions for terms used in the rules;

that the agency will at 10:00 a.m., Thursday, October 27, 1983, in the Office of the Secretary of State, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on October 28, 1983.

The authority under which these rules are proposed is section 8, chapter 71, Laws of 1983 1st ex. sess.

The specific statute these rules are intended to implement is chapter 71, Laws of 1983 1st ex. sess.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 27, 1983.

Dated: September 21, 1983

By: Ralph Munro  
Secretary of State

**STATEMENT OF PURPOSE**

Title: Standards and procedures for mail ballot special elections.

Purpose: To ensure that uniformity exists in the conduct of mail ballot special elections and that procedures are followed which enhance the security of the ballot and the integrity of the election.

Statutory Authority: Section 8, chapter 71, Laws of 1983 1st ex. sess.

Summary of Rules: Rules establish standards and procedures to be followed during each facet of the mail ballot special election and include the requirement that accurate records be maintained and that complete reports be made to the Secretary of State. Rules also define several terms used in connection with these elections.

Reasons: Mail ballot special elections pose new problems for local election officials, among which are election notice requirements, delivery of ballots, instructions to voters, secrecy of the ballot, maintenance of adequate audit trails, and prevention of fraud. The rules address each of these problems and do so in a manner that will ensure uniformity in the conduct of these elections throughout the state.

Agency Personnel Responsible for Drafting: John Pearson, Office of the Secretary of State, Post Office Box 9000, Olympia, 98504, 753-2334; Implementation and Enforcement: Secretary of State, Post Office Box 9000, Olympia, 98504, 753-7121.

Rules Proposed by: Elections Division, Office of the Secretary of State.

Agency Comments: None.

Rules are not a result of federal law or federal or state court action.

Chapter 434-36 WAC  
VOTE-BY-MAIL

**NEW SECTION**

WAC 434-36-010 AUTHORITY AND PURPOSE. These rules are adopted under the authority of section 8, chapter 71, Laws of 1983 1st ex. sess., for the purpose of establishing standards and procedures to prevent fraud and to facilitate the accurate processing of mail ballot elections, to ensure that standards and procedures are established to insure the secrecy of the ballot, and to ensure that uniformity exists among the counties in the conduct of mail ballot elections.

**NEW SECTION**

WAC 434-36-020 DEFINITIONS. As used in this chapter:

(1) "County auditor" means the county auditor in a noncharter county or the officer, irrespective of title, having the overall responsibility to maintain voter registration information and conduct state and local elections in a charter county, and his or her deputies or staff, where the context indicates;

(2) "Mail ballot special election" means an election conducted entirely by mail ballot where:

(a) Only issues or nonpartisan offices are on the ballot;

(b) The election is not being held in conjunction with a primary or general election; and

(c) The election involves precincts not regularly voting by mail at primary and general elections.

(3) "Mail ballot" means a ballot used in a mail ballot special election and does not include a ballot used in a precinct with fewer than one hundred registered voters regularly voting by mail in primary and general elections or an absentee ballot issued at the request of the voter;

(4) "Ballot security envelope" means the envelope which fits inside of the return envelope and in which the voter is instructed to seal his or her ballot so that, following the verification of the signature of that voter, the ballot cannot be distinguished from other valid ballots;

(5) "Return envelope" means the envelope in which the voter is instructed to seal his or her ballot security envelope and on which the voter signs and dates the affidavit that he or she has cast a vote in that special election;

(6) "Transmittal envelope" means the envelope in which the ballot, ballot security envelope, return envelope, and instructions are sent to the voter in a mail ballot special election; and

(7) "Secure storage" means a locked room, cabinet, or other space, where access is controlled by the county auditor and where a record is maintained by the auditor of the date, time, and name of any person, other than an employee of the auditor's office, to whom access is permitted.

**NEW SECTION**

WAC 434-36-030 REQUEST FOR MAIL BALLOT SPECIAL ELECTION. At any nonpartisan, special election not conducted in conjunction with a primary or general election, the jurisdiction requesting the election may also request that the election be conducted entirely by mail ballot. Such a request may be included in the resolution calling for the special election adopted pursuant to RCW 29.13-.010 or 29.13.020, or it may be done by separate resolution. Not less than forty days prior to the date for which a mail ballot special election has been requested, the county auditor shall inform the requesting jurisdiction, in writing, that either (1) the request for the mail ballot special election is granted, pending approval of an election plan by the secretary of state, or (2) that the request for the mail ballot special election is not granted, for reasons specified. At the same time, the county auditor shall mail to the secretary of state a copy of the resolution for the mail ballot special election and a copy of the auditor's response.

**NEW SECTION**

WAC 434-36-040 MAIL BALLOT SPECIAL ELECTION PLAN. A county auditor planning to conduct mail ballot special elections shall, not less than sixty days prior to the first such election, submit a standard mail ballot special election plan to the secretary of state. This plan shall remain on file in the office of the secretary of state and shall remain in effect for all mail ballot special elections unless amended by the county auditor. The election plan shall be in check list form and shall specify the number of days before the election when certain activities are expected to be completed. The checklist may contain other activities, in addition to those listed here and may be arranged in a different chronological order, but otherwise shall be in substantially the following form:

DAYS PRECEDING THE ELECTION	ACTIVITY
_____	Ordering of ballots and ballot envelopes
_____	Layout ballot
_____	Materials to printer (including

DAYS PRECEDING THE ELECTION	ACTIVITY
	instructions to voters)
	Notification of postal authorities
	Notification of news media
	Receipt of ballot pages, ballot cards, or paper ballots and other printed material
	Preparation of mail ballot special election material
	Ballots mailed
	Extra personnel hired
	Extra personnel trained
	Begin initial verification of signatures
	Notice of election
	Last day to mail notification of lack of signature

The standard mail ballot election plan may be amended at any time up to thirty-five days before the date of any mail ballot special election by notifying the secretary of state, in writing, of any changes. In addition to the standard mail ballot special election plan, the county auditor shall, for the first three mail ballot special elections in his or her county, provide the secretary of state with the following material:

- (1) A brief narrative of the arrangements made with the postal authorities;
- (2) A copy of the ballot layout, including the ballot title(s);
- (3) A brief narrative of the procedures to be followed from the time the ballots are received until they are tabulated;
- (4) A floor plan of the working area where ballots will be processed, including approximate dimensions;
- (5) Samples of ballot materials, instructions, legal notices, press releases, newspaper articles, and any other printed materials as they become available; and
- (6) An estimate of the number of additional personnel to be hired.

**NEW SECTION**

**WAC 434-36-050 REVIEW OF THE PLAN BY THE SECRETARY OF STATE.** Within five days of the receipt of a standard mail ballot special election plan and as soon as possible after receipt of an amended plan or election materials for a specific election, the secretary of state shall undertake a review of the plan and/or the submitted materials. The review shall consist of examining all submitted materials as they apply to the following three concerns:

- (1) The secrecy of the ballot;
- (2) The prevention of fraud;
- (3) The accurate processing and canvassing of the ballots.

If after such review, the secretary of state finds that one or more elements of the election plan or related materials do not adequately deal with these concerns, he or she shall immediately notify the county auditor, by telephone and in writing, of the exceptions noted, and shall detail specific changes to those parts of the plan or materials to which he or she has taken exception. These changes shall be implemented by the county auditor. The secretary of state may not take formal exception to policies, procedures, or materials developed by the auditor for the conduct of a mail ballot special election which do not directly affect one of the above listed concerns, but may recommend changes in these other areas. The county auditor may accept or reject these recommended changes.

**NEW SECTION**

**WAC 434-36-060 NOTICE OF ELECTION.** In any mail ballot special election, the notice of election published pursuant to RCW 29-.27.080 shall include the following:

- (1) The title of each office to be voted upon, if any;
- (2) The names and addresses of all candidates; and
- (3) The ballot titles of all ballot measures.

The notice shall also list:

- (a) The precincts that are voting by mail ballot only;

- (b) The location where voters may obtain replacement ballots; and
- (c) The location(s) where unmailed ballots may be deposited between the hours of 7:00 a.m. and 8:00 p.m. on the day of the election.

The auditor shall additionally notify local radio, television, and newspapers, if applicable, that the election is to be conducted by mail ballot only.

**NEW SECTION**

**WAC 434-36-070 DELIVERY OF BALLOT TO VOTER.** Not sooner than twenty-five days nor later than fifteen days before any mail ballot special election, the county auditor shall send to each registered voter in the election district a ballot, a return envelope, a ballot security envelope, and instructions regarding the mail ballot election.

**NEW SECTION**

**WAC 434-36-080 ENVELOPE SPECIFICATIONS.** All ballots, ballot security envelopes, and return envelopes shall be of uniform color and size for each jurisdiction conducting a mail ballot special election. The county auditor may, however, use ballots, security envelopes, and return envelopes of uniform size for all jurisdictions conducting a mail ballot special election should he or she so desire. The envelope in which the ballot is mailed to the voter shall be clearly marked, "DO NOT FORWARD — RETURN TO SENDER — RETURN POSTAGE GUARANTEED". The return envelope shall bear the address of the issuing officer and the words, "OFFICIAL BALLOT — DO NOT DELAY" prominently displayed on the front, and shall also bear the words "POSTAGE REQUIRED" in the upper right hand corner. The envelope shall contain a space for the voters name and address to be listed and shall also contain the following statement:

I, the undersigned, hereby state that I am a registered voter in Washington; that I am entitled to vote in this election; that I have not voted another ballot; and that I have completed this ballot in secret. I further understand that any person attempting to vote when he or she is not entitled or who falsely signs this affidavit shall be guilty of a felony, punishable by imprisonment of not more than five years or a fine of not more than five thousand dollars, or both such fine and imprisonment.

(signed).....

(date of oath).....

**NEW SECTION**

**WAC 434-36-090 INSTRUCTIONS TO VOTERS.** Instructions shall be included with the mail ballot, the return envelope, and ballot envelope delivered to the voter. The instructions shall detail the mechanical process which must be followed in order to properly cast the ballot. The instructions shall also:

- (1) Advise the voter that the election is to be by mail ballot, the amount of postage required on the return envelope, and that regular polling places will not be open;
- (2) List the location of the place where the voter may obtain a replacement ballot if his or her ballot is destroyed, spoiled, or lost;
- (3) List the location of the place(s) where the voter may deposit his or her ballot on election day in the event the ballot is not mailed;
- (4) Advise the voter that in order for his or her ballot to be counted it must be either postmarked not later than the day of the election or deposited at the designated place between the hours of 7:00 a.m. and 8:00 p.m. on the day of the election;
- (5) Advise the voter that his or her ballot must be marked in secret; and
- (6) Advise the voter that any person attempting to vote when he or she is not entitled or who falsely signs the affidavit shall be guilty of a felony, punishable by imprisonment for not more than five years or a fine of not more than five thousand dollars, or both such fine and imprisonment.

**NEW SECTION**

**WAC 434-36-100 DEPOSITING OF BALLOTS.** Ballots may be deposited in the auditor's office at any time, during normal business hours, prior to the day of the election and from 7:00 a.m. to 8:00 p.m. on election day. The county auditor shall designate at least one other place of deposit within the jurisdiction holding the mail ballot special election whenever, in his or her judgment, having only the auditor's

office as a place of deposit would unduly inconvenience the voter. If other places of deposit are designated, each shall be staffed by an employee of the auditor's office or by another person designated by the auditor. The person designated by the auditor shall not be an employee of the jurisdiction conducting the special election and shall subscribe to an oath regarding the discharge of his or her duties, administered by the county auditor. All designated place of deposit shall be open from 7:00 a.m. until 8:00 p.m. on the day of the election and shall have a secure ballot box. The ballot box shall be constructed in such a manner that return envelopes, once deposited, may be removed only by the county auditor or the person appointed to staff the place of deposit. That person shall ensure that the affidavit on the return envelope is signed before the ballot is deposited in the ballot box. On election day, the person(s) staffing the designated place(s) of deposit shall place their initials and time of deposit on the return envelope.

**NEW SECTION**

**WAC 434-36-110 OBTAINING REPLACEMENT BALLOTS.** Each county auditor shall designate his or her office or any other location within the jurisdiction requesting the mail ballot special election as the single place where voters may obtain a replacement ballot. Any voter seeking a replacement ballot must, prior to 8:00 p.m. on election day, return the original ballot if it was spoiled and sign a sworn statement in substantially the following form:

**REPLACEMENT BALLOT REQUEST**

I, ....., do hereby request a replacement ballot for the mail ballot special election to be held on ..... in ..... county, Washington, for the following reason (check one):

- I did not receive the ballot mailed to me.
- or
- The ballot mailed to me has been damaged, lost, or destroyed.

I hereby certify, under penalty of law, that the above information is true and correct, and that I understand that attempting to vote more than once in any election is a violation of Washington election law.

.....  
Signature of voter

.....  
Address at which I am registered to vote

.....

The above named individual appeared before me and has been issued a replacement ballot pursuant to the provisions of chapter 71, Laws of 1983 1st ex. sess.

.....  
Signature of issuing officer

.....  
Date

The county auditor shall maintain a record of each replacement ballot so issued. Any absentee ballot request made wherein the voter lists an address different from that to which his or her mail ballot has been or is to be mailed shall be handled as provided by RCW 29.36.030.

**NEW SECTION**

**WAC 434-36-120 UNSIGNED AFFIDAVIT.** If the voter neglects to sign the affidavit on the return envelope, the auditor shall notify the voter, either by telephone or by first class mail, of that fact. He or she shall advise the voter that, in order for the ballot to be counted, the voter must appear in person at the auditor's office not later than 8:00 p.m. on election day. A record shall be kept on the return envelope of the date on which the voter was contacted or on which the notice was mailed. Any notice by mail shall be in substantially the following form:

Dear Voter:

Your ballot for the forthcoming mail ballot special election to be held on ..... has been received by this office. Unfortunately, you neglected to sign the affidavit on the reverse side of the return envelope, as required by state law.

Please appear in person at the location listed on this card and sign this affidavit no later than 8:00 p.m. on ..... Your ballot cannot be counted unless the return envelope is signed.

ADDRESS:.....

**NEW SECTION**

**WAC 434-36-130 SIGNATURE VERIFICATION—PERSONNEL.** A mail ballot shall be counted only if:

- (1) It is returned in the return envelope;
- (2) The envelope is signed by the registered voter to whom it was issued;
- (3) The signature has been verified by the county auditor; and
- (4) It is postmarked not later than the day of the election or deposited not later than 8:00 p.m. on election day.

The auditor must compare the signature on the return envelope with the voter's signature as it appears on the voter registration card, and shall hire as many persons as he or she deems necessary to assist in this process. All personnel assigned to the duty of signature verification shall subscribe to an oath regarding the discharge of his or her duties, administered by the county auditor. The auditor shall instruct his or her employees in the signature verification process prior to actually canvassing any signatures and may request that local law enforcement officials instruct those employees in techniques used to identify forgeries.

**NEW SECTION**

**WAC 434-36-140 VERIFICATION OF SIGNATURES—PROCESS.** If the auditor determines that the signature on the return envelope matches that on the voter registration card, he or she shall indicate on the envelope that a signature comparison has been made. No indication of a voter having cast a ballot shall be made on the voter registration file until a signature comparison has been made. In the event the auditor determines that the signatures do not match, or that the voter has voted more than once, he or she shall refer all such ballots and any other related materials to the county canvassing board. No ballot so referred shall be counted unless subsequent investigation reveals it to be a valid ballot and the canvassing board directs the auditor to accept it. The signature verification process shall be open to the public, subject to reasonable procedures promulgated by the county auditor to insure that order is maintained and to safeguard the integrity of the process.

**NEW SECTION**

**WAC 434-36-150 COUNTY CANVASSING BOARD.** The county canvassing board shall examine each ballot and related material referred by the auditor and shall determine whether or not the ballot is to be counted. The canvassing board may employ local law enforcement officials or any other persons they deem necessary to assist them in this effort. In the event the canvassing board determines that the ballot is to be counted, they shall direct the county auditor to do so. In the event the canvassing board determines that the signature on the ballot was not made by the voter to whom the ballot was issued or that the voter has attempted to vote more than once, they shall direct the auditor to refer all such ballots and related materials to the prosecuting attorney. The county auditor must also notify the attorney general of any persons attempting to vote more than once.

**NEW SECTION**

**WAC 434-36-160 MASTER LIST OF VOTERS.** The county auditor shall maintain in his or her office a list of all voters eligible to vote in any mail ballot election. An indication shall be made on this master list of the status of all ballots returned and verified, and this list shall be available for public inspection and copying at a reasonable cost.

**NEW SECTION**

**WAC 434-36-170 LOGIC AND ACCURACY TEST.** At least three days before any mail ballot special election, if an electronic vote



tallying system is to be used, the auditor shall conduct a logic and accuracy test of all programming. Wherever applicable, this test shall be conducted in accordance with RCW 29.34.163, except that the secretary of state need not be present. The test shall be repeated immediately prior to any tabulation of ballots on election day.

#### NEW SECTION

WAC 434-36-180 TALLYING OF BALLOTS. The county canvassing board, upon the request of the county auditor, may direct that, after 12:00 noon on election day, mail ballots on hand be counted. Any such count made prior to 8:00 p.m. must be done in secret and the results not revealed until after 8:00 p.m. Whenever any ballot is to be counted, the county auditor shall ensure that at least three election officers are present. Such officers shall be appointed as provided by RCW 29.45.010. Any violation of the secrecy of the count shall be subject to the penalties provided in RCW 29.54.035. During either the early count of ballots or the regular tabulation of ballots on election night in counties using electronic voting devices, political party observers may select up to ten precincts and count by hand either the total number of ballots or the total number of votes cast for any single office or issue. This hand count may take place at any time after the ballots have been officially tabulated by the electronic vote tallying system, but must take place prior to the official certification of the election results.

#### NEW SECTION

WAC 434-36-190 CANVASSING OF BALLOTS. Except as otherwise provided by law, mail ballots shall be canvassed in the same manner as absentee ballots issued at the request of the voter. To be counted such mail ballots must be deposited at the designated place not later than 8:00 p.m. on election day or postmarked not later than the day of the election. In the event the postmark is missing or illegible, the county canvassing board may rely on the date of the oath signed by the voter on the outside of the return envelope. Any mail ballot may be challenged in the same manner as absentee ballots are challenged, and the county canvassing board must determine that any challenged ballot is valid before it may be counted.

#### NEW SECTION

WAC 434-36-200 MAINTENANCE OF RECORDS. Each county auditor conducting a mail ballot special election shall maintain and retain complete documentation of that election. The documentation maintained shall include, but not be limited to, the following:

- (1) A copy of the resolution calling for the mail ballot election;
- (2) A copy of the legal notice identifying the election as a mail ballot election;
- (3) The return envelopes which have been marked to indicate the signature had been verified;
- (4) The sworn statement of each voter issued a replacement ballot; and
- (5) The master list indicating which voters cast ballots.

The retention period for this material and for the ballots themselves shall be the same as for absentee ballots, or until the resolution of any litigation arising out of the mail ballot election. Ballots and all related material shall be held in secure storage both before they are mailed and after they are returned.

#### NEW SECTION

WAC 434-36-210 REPORT TO THE SECRETARY OF STATE. Not later than seven calendar days following the official canvass of any mail ballot special election, the county auditor shall report the results of that election to the secretary of state. Included in that report shall be:

- (1) The total number of eligible voters in the district;
- (2) The total number of ballots mailed;
- (3) The total number of ballots returned (listing those returned by mail and by deposit as separate sub-totals);
- (4) The total number of replacement ballots issued (with separate sub-totals for destroyed, lost, spoiled or not received original ballots);
- (5) The total number of ballots accepted as valid and counted;
- (6) The total number of ballots rejected; included in the rejected ballot total shall be sub-totals listing:
  - (a) The number of ballots received late;
  - (b) The number of ballots rejected because the return envelope bore no signature;

(c) The number of ballots rejected because the signature on the return envelope was not that of the registered voter to whom the ballot was issued; and

(d) The number of ballots rejected because the voter attempted to vote more than once;

(7) The official results of the election; and

(8) An itemization of the cost of the mail ballot special election to the jurisdiction which requested it.

The auditor shall retain a copy of this report in his or her files, and shall provide a copy to the jurisdiction for which the mail ballot special election was conducted.

**WSR 83-19-068**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**  
 [Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning the regulation and registration of securities, adopting new chapter 460-31A WAC, real estate programs exceeding five million dollars and amending and repealing sections of chapter 460-32A WAC, real estate programs not exceeding five million dollars.

The department reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

New	WAC 460-31A-410	Application.
New	WAC 460-31A-415	Definitions.
New	WAC 460-31A-420	Experience of sponsor.
New	WAC 460-31A-425	Net worth of sponsor.
New	WAC 460-31A-430	Reports to administrator.
New	WAC 460-31A-435	Liability of sponsor.
New	WAC 460-31A-440	Suitability of standards for participants.
New	WAC 460-31A-445	Sales to appropriate persons.
New	WAC 460-31A-450	Maintenance of records of suitability.
New	WAC 460-31A-455	Minimum investment of participant.
New	WAC 460-31A-460	Fees, compensation and expenses.
New	WAC 460-31A-465	Organization and offering expenses.
New	WAC 460-31A-470	Investment in properties.
New	WAC 460-31A-475	Program management fees.
New	WAC 460-31A-480	Promotional interest.
New	WAC 460-31A-485	Real estate commissions on resale.
New	WAC 460-31A-490	Property management fee.
New	WAC 460-31A-495	Insurance services.
New	WAC 460-31A-500	Sales, leases, loans and related programs.
New	WAC 460-31A-505	Exchange of limited partnership interests.
New	WAC 460-31A-510	Exclusive agreements.
New	WAC 460-31A-515	Sales commissions on reinvestment and distribution.
New	WAC 460-31A-520	Expenses of the program.
New	WAC 460-31A-525	Reimbursement of costs.
New	WAC 460-31A-530	Other services of sponsor.
New	WAC 460-31A-535	Rebates, kickbacks and reciprocal arrangements commingling.
New	WAC 460-31A-540	Commingling.
New	WAC 460-31A-545	Investments in other programs.
New	WAC 460-31A-550	Lending practices.
New	WAC 460-31A-555	Development of construction contract.
New	WAC 460-31A-560	Completion bond requirements.
New	WAC 460-31A-565	Requirement for real property appraisal.
New	WAC 460-31A-570	Non-specific property programs.
New	WAC 460-31A-575	Minimum capitalization.



New	WAC 460-31A-580	Experience of sponsor.
New	WAC 460-31A-585	Statement of investment objectives.
New	WAC 460-31A-590	Period of offering and expenditure of proceeds.
New	WAC 460-31A-595	Special reports.
New	WAC 460-31A-600	Assessments.
New	WAC 460-31A-605	Multiple programs.
New	WAC 460-31A-610	Rights and obligations of participants.
New	WAC 460-31A-615	Voting rights of limited partners.
New	WAC 460-31A-620	Reports to holders of limited partnership.
New	WAC 460-31A-625	Access to records.
New	WAC 460-31A-630	Admission of participants.
New	WAC 460-31A-635	Redemption of program interests.
New	WAC 460-31A-640	Transferability of program interests.
New	WAC 460-31A-645	Assessments and defaults.
New	WAC 460-31A-650	Sales literature.
New	WAC 460-31A-655	Group meetings.
New	WAC 460-31A-660	Contents of prospectus.
New	WAC 460-31A-665	Use of forecasts.
New	WAC 460-31A-670	Forecasts for specific property programs.
New	WAC 460-31A-675	Realistic forecasts.
New	WAC 460-31A-680	Material information.
New	WAC 460-31A-685	Presentation of forecasts.
New	WAC 460-31A-690	Additional disclosures and limitations.
New	WAC 460-31A-695	Forecasts of unimproved property programs.
New	WAC 460-31A-700	Fiduciary duty.
New	WAC 460-31A-705	Deferred payments.
New	WAC 460-31A-710	Reserves.
New	WAC 460-31A-715	Reinvestment of cash flow and proceeds on distribution of property.
New	WAC 460-31A-720	Financial information required on application.
New	WAC 460-31A-725	Opinions of counsel.
New	WAC 460-31A-730	Provisions of the partnership agreement.
Amd	WAC 460-32A-010	Application.
Rep	WAC 460-32A-300	through 460-32A-325;

that the agency will at 10:00 a.m., Tuesday, November 8, 1983, in the Conference Room, Securities Division, 6th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 15, 1983.

The authority under which these rules are proposed is RCW 21.20.450.

The specific statutes the rules are intended to implement are as follows: RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450, 21.20.740 through 21.20.750 and 21.20.900 are for WAC 460-31A-430. RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-31A-410 through 460-31A-425, 460-31A-435 through 460-31A-730 and 460-32A-010.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 8, 1983.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this

notice, an interested person may contact the person named below.

Correspondence relating to this office and the proposed rules should be addressed to:

Ralph R. Smith  
Securities Administrator  
P.O. Box 648  
Olympia, WA 98504  
(206) 753-6928

This notice is connected to and continues the matter in Notice No. WSR 83-15-040 filed with the code reviser's office on July 19, 1983.

Dated: September 20, 1983

By: John Gonzalez  
Director

#### STATEMENT OF PURPOSE

Name of Agency: Department of Licensing, Securities Division.

General Purpose of the Rules: The rules as amended after the hearing held on September 6, 1983, are proposed under the Securities Act of Washington, chapter 21.20 RCW, to implement guidelines adopted by the North American Securities Administrators Association for offerings exceeding five million dollars. Adoption of these rules will make the law of Washington uniform with other states. Offerings not exceeding five million dollars will continue to be registered under chapter 460-32A WAC unless the proposed rules are elected.

Description, Summary and Statutory Authority for Rules: Chapter 460-31A WAC, Real estate programs, adopting WAC 460-31A-410, setting forth the application of the rules of this chapter to registrations; adopting WAC 460-31A-415, setting forth specific definitions for use in this chapter; WAC 460-31A-420, requiring experience for sponsors of real estate programs; WAC 460-31A-425, requiring a sponsor to have a specified net worth to conduct a real estate program; WAC 460-31A-430, requiring reports, statements or other information to be filed with the administrator; WAC 460-31A-435, limiting the circumstances for indemnification of the sponsor and passing liability to limited partners; WAC 460-31A-440, setting financial suitability standards for prospective investors in real estate programs; WAC 460-31A-445, setting forth criteria to assure sales of real estate programs to investors who can reasonably benefit from them; WAC 460-31A-450, requiring sponsor or underwriters to maintain records of investor suitability; WAC 460-31A-455, requiring a minimum cash purchase except in specified cases; WAC 460-31A-460, providing that compensation to sponsors and their affiliates be reasonable and be disclosed and specifying types of compensation; WAC 460-31A-465, stating that all organizational and offering expenses shall be reasonable and comply with the statutes and general rules; WAC 460-31A-470, requiring the sponsor to commit a substantial portion of the program's capital to investment in property; WAC 460-31A-475, setting limits on the annual compensation allowable to the sponsor for managing the program; WAC 460-31A-480, allowing a reasonable promotional interest and management fee and setting forth conditions for taking these interests;

WAC 460-31A-485, limiting real estate commissions on the resale of program property to competitive rate, not to exceed a specified amount depending on subordination to the investors; WAC 460-31A-490, setting maximum fees to be paid to sponsors or affiliates for managing properties; WAC 460-31A-495, allowing the sponsor to provide insurance on program properties if the sponsor is independently engaged in the insurance business; WAC 460-31A-500, prohibiting purchase or lease of property by the sponsor except under specified conditions; WAC 460-31A-505, prohibits exchange program limited partnership interests except under specified circumstances; WAC 460-31A-510, prohibits a sponsor from taking an exclusive agreement to sell program property; WAC 460-31A-515, prohibiting except as set forth in this chapter payment by a program of commissions to a sponsor for reinvestment or distribution of the proceeds of the sale, exchange or reinvestment of program property; WAC 460-31A-520, setting forth the method of billing and reimbursing the sponsor for the expenses of the program; WAC 460-31A-525, requiring a breakdown and verification of costs reimbursed to the sponsor in the prospectus and annual program reports; WAC 460-31A-530, prohibiting the performance of services other than those set forth in this chapter unless justified in accordance with standards of this rule; WAC 460-31A-535, prohibiting rebates, kickbacks and reciprocal arrangements to sponsor; WAC 460-31A-545, prohibiting investments by the program in other programs except as specified in the rule; WAC 460-31A-550, providing the limitations on financing by the sponsor to the program; WAC 460-31A-555, limiting the conditions under which the sponsor will be permitted to construct or develop properties; WAC 460-31A-560, requiring a completion bond or other arrangements to insure completion of construction for program; WAC 460-31A-565, requiring independent property appraisal for program properties; WAC 460-31A-570, setting forth the sections to follow for special rules dealing with nonspecified property programs; WAC 460-31A-575, setting forth one million dollars gross proceeds as minimum capitalization for a nonspecified property program; WAC 460-31A-580, providing for a nonspecified property program that the sponsor have five years experience in real estate business with two years in management and acquisition or demonstrate ability to manage nonspecified property program; WAC 460-31A-585, requiring a nonspecified property program to state the types of properties and scope of projects it will engage in and setting restrictions thereon; WAC 460-31A-590, limiting the length of offering to one year and requiring investment of proceeds in short-term securities for up to two years; WAC 460-31A-595, requiring special reports for nonspecified property programs showing investment of proceeds in properties and securities; WAC 460-31A-600, prohibiting installment or deferred payments, warrants and options in nonspecified property programs; WAC 460-31A-605, prohibiting a sponsor from offering more than one nonspecified property program at a time; WAC 460-31A-610, setting forth the procedures under which meetings are to be called; WAC 460-31A-615, setting forth the voting rights of limited partners on

matters of amendment, dissolution, removal of sponsor and approval of sale of property; WAC 460-31A-620, requiring reports to limited partners and specifying the type of financial information required; WAC 460-31A-625, providing the program participants shall have access to records at all reasonable times; WAC 460-31A-630, setting forth the conditions and procedures under which participants or their assignees are admitted to the program; WAC 460-31A-635, setting forth the circumstances under which program interests may be redeemed by the program; WAC 460-31A-640, prohibiting restrictions on assignability of interests and disfavoring restrictions on substitution of limited partners; WAC 460-31A-645, stating the conditions under which assessments of participants can be made, and the remedies of the program for defaults by participants; WAC 460-31A-650, stating that sales literature and advertising shall conform to the filing and disclosure standards imposed on corporate securities; WAC 460-31A-655, regulating the disclosures and conduct at group meetings; WAC 460-31A-660, directing that the prospectus shall comply with the Securities and Exchange Commission regulations; WAC 460-31A-665, providing with disclosure when forecasts may be used and when they are prohibited; WAC 460-31A-670, providing that forecasts for specified property programs may be included in the prospectus if they comply with the following rules; WAC 460-31A-675, requiring forecasts to be reasonable, set forth assumptions and be prepared in accordance with accounting standards; WAC 460-31A-680, setting the required information in forecasts; WAC 460-31A-685, requiring that forecasts display a statement that they are a prediction on assumption only and set forth certain risk factors; WAC 460-31A-690, requiring forecasts to be for specified period of time, have adequate disclosure of economic and tax effects and compute return to investors; WAC 460-31A-695, prohibiting forecasts for unimproved land, requiring schedule of deferred payments and if development a cash flow statement; WAC 460-31A-700, stating the sponsor's fiduciary duty; WAC 460-31A-705, setting forth the conditions under which deferred payments are allowed; WAC 460-31A-710, providing for a reasonable percentage of proceeds as reserves; WAC 460-31A-715, prohibiting reinvestment of cash flow and allowing reinvestment of proceeds on sale if taxes are met; WAC 460-31A-720, setting forth the financial information required for application and prospectus; WAC 460-31A-725, requiring opinion of counsel on tax and organization of limited partnership status; WAC 460-31A-730, setting forth provisions of rules to be included in the partnership agreement; and repealing WAC 460-32A-300 through 460-32A-325. These changes are implemented pursuant to RCW 21.20.450.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Joan Baird, Assistant Director, Professional Licensing, 3rd Floor, Highways-Licenses Building, Olympia, WA, 234-1369 scan, 753-1369; and Ralph R. Smith, Administrator, Securities

Division, 6th Floor, Highways-Licenses Building, Olympia, WA, 234-6928 scan, 753-6928.

**Name of Organization Proposing Rules:** These rules are proposed by the Department of Licensing, Securities Division.

**Department Comments:** The rules of new chapter 460-31A WAC would adopt the North American Securities Administrators Association Real Estate Guidelines adopted April 15, 1980.

**Reasons for Supporting the Proposed Rules:** The rules adopt and expressly set forth guidelines for Real Estate Programs adopted by the North American Securities Administrators Association. If adopted these rules will aid issuers in registering Real Estate Programs exceeding five million dollars in the state of Washington as well as other states.

**Federal Law or Court Decisions:** These rules are not necessary to comply with any federal law or federal or state court decision.

**Small Business Economic Impact Statement:** A small business economic impact statement has not been prepared because the department does not believe that any substantial economic impact is involved in adopting the North American Securities Administrators Association Guidelines. These rules will not effect more than 20% of all industries, or more than 10% of the real estate operators or lessors industry. Any impact that the rules may have is intended to fall equally on all real estate programs. At the hearing held on September 6, 1983, spokesmen from the real estate industry recommended that the new proposed chapter 460-31A WAC apply only to offerings exceeding five million dollars. These offerings are usually conducted by large syndicators and not by small business. Comments regarding any possible economic impact on small business should be directed to Ralph R. Smith, Administrator of Securities, at the address and telephone above.

**Reviser's note:** The material contained in this filing will appear in the 83-20 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

**WSR 83-19-069**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
[Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Director of the Department of Licensing intends to adopt, amend, or repeal rules concerning professional licensing fees for chiropractors, barbers, cosmetologists and manicurists, podiatrists, massage operators and businesses, veterinarians, debt adjusters, employment agencies, physicians and surgeons and collection agencies;

that the agency will at 10:00 a.m., Wednesday, October 26, 1983, in 4th Floor Conference Rooms B and C, Highways-Licenses Building, Olympia, Washington, 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is section 12, chapter 168, Laws of 1983.

The specific statute these rules are intended to implement is section 12, chapter 168, Laws of 1983.

Interested persons may submit data, views or arguments to this agency in writing to be received by this agency before October 26, 1983.

Dated: September 21, 1983

By: Joanne Redmond  
Assistant Administrator

**STATEMENT OF PURPOSE**

**Title and Description of Purpose:** The department proposes to adopt, amend or repeal the following rules: Adopt WAC 308-114-136 Fees, to amend licensing fees for chiropractors; amend WAC 308-16-500 Fees, to amend licensing fees for barbers; amend WAC 308-24-485 Fees, to amend licensing fees for cosmetologists; amend WAC 308-31-055 Fees, to amend licensing fees for podiatrists; amend WAC 308-51-200 Fees, to amend licensing fees for massage operators and businesses; amend WAC 308-152-015 Fees, to amend licensing fees for veterinarians; amend WAC 308-32-090 Fees, to amend licensing fees for debt adjusters; amend WAC 308-33-105 Fees, to amend licensing fees for employment agencies; amend WAC 308-52-315 Fees, to amend licensing fees for physicians and physician's assistants; amend WAC 308-29-045 Fees, to amend licensing fees for collection agencies; and repeal WAC 114-12-135 Fees, to repeal licensing fees for chiropractors.

**Statutory Authority for Rules:** The authority for amendment or adoption of all proposed rules and repeal of existing rule is section 12, chapter 168, Laws of 1983.

**Summary of Proposed Rules and Reasons Supporting Action:** These proposed changes are to correct errors discovered in the professional licensing fee rules filed on August 10, 1983, under Order PL 442. The primary changes are to conform the fees to specific statutory provisions.

**Agency Personnel Responsible for Drafting, Implementing and Enforcing the Rules:** Jim Terhar, Administrator, P.O. Box 9649, Olympia, WA 98504, (206) 753-6974 comm, (206) 234-6974 scan; Joanne Redmond, Assistant Administrator, P.O. Box 9649, Olympia, WA 98504, (206) 753-2205 comm, (206) 234-6974 scan.

**Proponents and Opponents:** These rules were proposed by the Department of Licensing.

**Agency Comments:** None, the agencies believe the proposed rules are self-explanatory.

These rules were not made necessary as a result of federal law or federal or state court action.

**Small Business Economic Impact Statement:** The department has determined that the proposed rules will impact ten percent or more of the following industries: Beauty shops, barber shops and physicians-surgeons offices. However, the impact is negligible compared to the average income of these businesses and is not considered significant economically.

NEW SECTION

WAC 114-12-136 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
Application/Full Examination	\$250.00
Application/Partial Examination (Reciprocity and National Board Waiver)	200.00
Retake Examination	200.00
License Renewal	125.00
Late Renewal Penalty	125.00
License Restoration	25.00
Duplicate license	5.00
Certification	10.00

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-16-500 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Barbers:</b>	
Application and exam	\$ 30.00
Full exam	30.00
Partial reexam	15.00
Renewal	35.00
Late renewal penalty	35.00
<del>((Reciprocity</del>	<del>30.00))</del>
<b>Instructors:</b>	
Application and exam	30.00
Reexam	30.00
Renewal	35.00
Late renewal penalty	35.00
<b>Manager Instructors:</b>	
Application and exam	30.00
Reexam	30.00
Renewal	35.00
Late renewal penalty	35.00
<del>((Barber student application</del>	<del>5.00))</del>
Duplicate license (any)	5.00
<b>Certified Men's Hairstylist:</b>	
Application and exam	50.00
Reexam	50.00
<b>Barber Shops:</b>	
Application	25.00
Renewal	25.00
Transfer fee	25.00
Late renewal penalty	25.00
<b>Barber Schools:</b>	
Application	150.00
Renewal	150.00
Late renewal penalty	150.00
<u>Barber student application</u>	<u>5.00</u>
<u>Student barber certificate renewal</u>	<u>5.00</u>
<u>Shop original inspection fee</u>	<u>25.00</u>
<u>Shop transfer penalty fee</u>	<u>25.00</u>

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-24-485 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Manager—Operator:</b>	
Exam application	\$ 30.00
Full reexam	30.00
Partial reexam	15.00
Renewal	15.00
Reciprocity	30.00
Late renewal penalty	15.00

Title of Fee

Fee

<b>Instructor—Operator:</b>	
Exam application	30.00
Reexam	30.00
Renewal	15.00
Reciprocity	30.00
Late renewal penalty	15.00
<b>Manicurist <u>Manager—Operator:</u></b>	
Exam application	15.00
Reexam	15.00
Renewal	10.00
Late renewal penalty	10.00
Reciprocity	15.00
<del>((Cosmetology student application</del>	<del>5.00))</del>
<b><u>Manicurist Shop:</u></b>	
<u>Application</u>	<u>25.00</u>
<u>Renewal</u>	<u>25.00</u>
<u>Late renewal penalty</u>	<u>25.00</u>
<b>Cosmetology shop:</b>	
Application	25.00
Renewal	25.00
Late renewal penalty	25.00
<b>Cosmetology School:</b>	
Application	150.00
Renewal	150.00
Late renewal penalty	150.00
Duplicate license (any)	5.00
<u>Cosmetology student application</u>	<u>5.00</u>

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-31-055 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
Application and exam	\$200.00
Reciprocity application	200.00
License renewal	100.00
Reexamination	200.00
Late renewal penalty	<del>((+100.00))</del>
	<u>10.00</u>
Duplicate license	5.00

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-51-200 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Operator:</b>	
Written test	\$ 30.00
Practical exam	40.00
Written—Reexam	30.00
Practical—Reexam	40.00
Initial license	30.00
Renewal	30.00
Late renewal penalty	<del>((30.00))</del>
	<u>10.00</u>
<b>Business:</b>	
Application	50.00
Renewal	50.00
Late renewal penalty	<del>((50.00))</del>
	<u>10.00</u>
Duplicate license	5.00

AMENDATORY SECTION (Amending Order PL 442, filed 8/10/83)

WAC 308-152-015 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Veterinarian:</b>	
Initial examination (full)	\$150.00
Retake—Written	100.00
Retake—Practical	50.00
Temporary permit	35.00
Initial license or renewal	30.00
Late renewal penalty	<del>((30.00))</del>
	<u>10.00</u>
Duplicate license	5.00
Certification	10.00
<b>Animal Technician:</b>	
Exam fee	50.00
Retake exam	50.00
Initial license or renewal	<del>((20.00))</del>
	<u>21.00</u>
Late renewal penalty	<del>((20.00))</del>
	<u>7.00</u>
Duplicate license	5.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-32-090 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Agencies:</b>	
Investigation fee	\$100.00
Original application	200.00
Renewal	250.00
Late renewal penalty	250.00
<b>Debt ((Adjustee) Adjuster:</b>	
Investigation fee	100.00
Exam or reexam	150.00
Original application	300.00
Renewal	300.00
Duplicate license	5.00
Late renewal penalty	<u>300.00</u>

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-33-105 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Agencies:</b>	
Original license	\$300.00
Renewal	300.00
Transfer of license	150.00
Duplicate license	5.00
Late renewal penalty	300.00
New/amended contract approval	50.00
New/amended fee schedule approval	<u>50.00</u>
<b>Branch Office:</b>	
Original application	150.00
Renewal	150.00
Transfer of license	75.00
Late renewal penalty	150.00
Duplicate license	5.00
General manager exam fee	50.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-52-315 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Physicians and Surgeons:</b>	
Application	<del>((35.00))</del>
	<u>\$ 25.00</u>
First exam	100.00

<u>Title of Fee</u>	<u>Fee</u>
Retake—Exam	100.00
<del>((Application—))</del> Reciprocity	50.00
License renewal	30.00
Late renewal penalty	10.00
Limited license	55.00
Limited license renewal	15.00
Certification	15.00
Duplicate license	5.00
Disciplinary assessment	30.00
<b>Physician's Assistant:</b>	
Application	25.00
Renewal	10.00
Late renewal penalty	10.00
Duplicate license	5.00

**AMENDATORY SECTION** (Amending Order PL 442, filed 8/10/83)

WAC 308-29-045 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

<u>Title of Fee</u>	<u>Fee</u>
<b>Collection Agency—Main Office:</b>	
Original application	\$300.00
Investigation (nonrefundable)	200.00
Renewal	300.00
Late renewal penalty	300.00
Re-registration fee after 30 days	<u>1,100.00</u>
Duplicate license	5.00
<b>Branch Office:</b>	
Original application	250.00
Renewal	150.00
Late renewal penalty	150.00
Re-registration fee after 30 days	<u>550.00</u>
<del>((Late penalty—After 30 days</del>	<del>750.00))</del>

**REPEALER**

The following section of the Washington Administrative Code is hereby repealed:

WAC 114-12-135 FEES.

**WSR 83-19-070**  
**PROPOSED RULES**  
**DEPARTMENT OF ECOLOGY**  
 [Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning Instream resources protection program—Kennedy—Goldsborough water resource inventory area (WRIA) 14, adopting chapter 173-514 WAC;

that the agency will at 7:00 p.m., Thursday, October 27, 1983, in the Shelton Middle School, 9th and Franklin, Shelton, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 17, 1984.

The authority under which these rules are proposed is chapters 90.54, 90.22 and 75.20 RCW.

The specific statute these rules are intended to implement is chapter 90.54 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 17, 1983.

Dated: September 20, 1983

By: John F. Spencer  
Deputy Director

**STATEMENT OF PURPOSE**

Title: Chapter 173-514 WAC, Instream resources protection program—Kennedy-Goldsborough water resource inventory area (WRIA 14).

Description of Purpose: The purpose of this chapter is to retain perennial streams, rivers and lakes in the Kennedy-Goldsborough WRIA with instream flows and levels necessary to provide protection for wildlife, fish, scenic, aesthetic, and environmental values, recreation, navigation, and water quality.

Statutory Authority: Chapter 90.54 RCW (Water Resource Act of 1971), chapter 90.22 RCW (Minimum Water Flows and Levels Act), chapter 75.20 RCW (State Fisheries Code) in accordance with chapter 173-500 WAC.

Summary of Rule: Year round minimum instream flows are proposed to be established on Shumocher Creek, Sherwood Creek, Deer Creek, Cranberry Creek, Johns Creek, Goldsborough Creek, Mill Creek, Skookum Creek, Kennedy Creek and Perry Creek. A closure to all consumptive uses is proposed to be established from May 1 to October 31 each year on Alderbrook Creek, Campbell Creek, Elson Creek, Fawn Lake Outlet, Jarrell Creek, Little Creek, Melaney Creek, Jones Creek, Shelton Creek, Twahnoh Creek, Uncle John Creek, Perry Creek, Skookum Creek, Schneider Creek and Goldsborough Creek. In addition, a closure to all consumptive uses is proposed to be established from May 1 to November 15 each year on Kennedy Creek, and from September 16 to November 15 each year on Cranberry Creek, Deer Creek, Johns Creek, and Sherwood Creek.

Reasons Supporting Proposed Action: Chapter 90.54 RCW (the Water Resource Act of 1971) authorizes the department to retain perennial rivers and streams with base flows for preservation of wildlife, fish, scenic, aesthetic, and other environmental values and navigational values. The instream resources protection program for the Kennedy-Goldsborough water resource inventory area 14 is proposed to be established in keeping with this statute.

Agency Personnel Responsible for Drafting: Marsha Beery, St. Martin's College Campus, Mailstop PV 11, Olympia, WA, 459-6116; Implementation and Enforcement: Norm Glenn, Southwest Regional Office, 7272 Cleanwater Lane, Olympia, WA, 753-0132.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: N/A.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: State law, RCW 90.54.020(3)(a).

Small Business Economic Impact Statement: N/A.

Chapter 173-514 WAC  
Instream Resources Protection Program—Kennedy-Goldsborough Water Resource Inventory Area (WRIA) 14

NEW SECTION

WAC 173-514-010 GENERAL PROVISION. These rules apply to waters within the Kennedy-Goldsborough Water Resource Inventory Area (WRIA 14), as defined in WAC 173-500-040. This chapter is promulgated pursuant to Chapter 90.54 RCW (Water Resources Act of 1971), Chapter 90.22 RCW (Minimum Water Flows and Levels), Chapter 75.20 RCW (State Fisheries Code) and in accordance with Chapter 173-500 WAC (Water Resources Management Programs).

NEW SECTION

WAC 173-514-020 PURPOSE. The purpose of this chapter is to retain perennial rivers, streams, and lakes in the Kennedy-Goldsborough Water Resource Inventory Area with instream flows and levels necessary to provide protection for wildlife, fish, scenic, aesthetic, and environmental values, recreation, navigation, and water quality.

NEW SECTION

WAC 173-514-030 ESTABLISHMENT OF INSTREAM FLOWS. (1) Stream management units and associated control stations are established as follows:

Stream Management Unit Information

Control Station No. Stream Management Unit Name Reach	Control Station By River Mile and Sec. Township, & Range	Stream Management
12-0740-00 Shumocher Creek	.02 Sec. 7T, 21N, R2 WWM	From Mason Lake to headwaters including all tributaries.
WDOE-0745-50 Sherwood Creek	0.14 Sec.20, T.22N., R1 WWM	From influence of mean annual high tide at low instream flow levels to Mason Lake, including Mason Lake and all tributaries.
12-0750-00 Deer Creek	0.8 Sec.20, T.21N. R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including all tributaries.
12-0755-00 Cranberry Creek	0.5 Sec.36, T.21N., R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including Cranberry Lake, Lake Limerick and all tributaries.
12-0760-00 Johns Creek	2.5 Sec.3, T.20N. R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including all tributaries.
WDOE-0770-50 Goldsborough Creek	0.23 Sec.20, T.20N., R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including all tributaries.
WDOE-0775-50 Mill Creek	3.1 Sec.25, T.20N., R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including Lake Isabella and all tributaries.
12-0780-00	3.0	From influence of

Control Station No. Stream Management Unit Name Reach	Control Station By River Mile and Sec. Township, & Range	Stream Management
Skookum Creek	Sec.19, T.19N., R3 WWM	mean annual high tide at low instream flow levels to headwaters, including all tributaries.
WDOE-0785-50 Kennedy Creek	0.06 Sec.32, T.19N., R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including Summit Lake and all tributaries
WDOE-0787-00 Ferry Creek	1.06 Sec.13, T.18N., R3 WWM	From influence of mean annual high tide at low instream flow levels to headwaters, including all tributaries.

(2) Instream flows are established for the stream management units in WAC 173-514-030(1) as follows:

Instream Flows in the Kennedy-Goldborough WRIA  
(Instantaneous cubic feet per second)

Month	Day	12-0740-00 Shumocher Creek	WDOE 0745-50 Sherwood Creek	12-0750-00 Deer Creek
Jan	1	20	60	55
	15	20	60	55
Feb	1	20	60	55
	15	20	60	55
Mar	1	20	60	55
	15	20	60	55
Apr	1	20	60	55
	15	20	60	46
May	1	17	48	39
	15	14	37	33
Jun	1	12	29	28
	15	10	23	23.5
Jul	1	8.6	17.5	20
	15	7.2	14	20
Aug	1	6	11	20
	15	6	11	20
Sep	1	6	11	20
	15	6	11	20
Oct	1	6	11*	20*
	15	6	19*	20*
Nov	1	11	34*	33*
	15	20	60*	55*
Dec	1	20	60	55
	15	20	60	55

\*Denotes closure period to all consumptive uses

Instream Flows in the Kennedy-Goldborough WRIA (Cont'd)  
(Instantaneous cubic feet per second)

Month	Day	12-0755-00 Cranberry Creek	12-0760-00 Johns Creek	WDOE-0770-50 Goldborough Creek
Jan	1	50	45	50
	15	50	45	50
Feb	1	50	45	50
	15	50	45	85
Mar	1	50	45	85
	15	50	45	85
Apr	1	50	45	85

Month	Day	12-0755-00 Cranberry Creek	12-0760-00 Johns Creek	WDOE-0770-50 Goldborough Creek
May	1	40	45	85
	15	31	34	85*
Jun	1	23.5	26	85*
	15	18	20	85*
Jul	1	14	15.5	69*
	15	10.5	12	55*
Aug	1	8	9	52*
	15	8	7	48*
Sept	1	8	7	45*
	15	8	7	45*
Oct	1	8*	7*	45*
	15	15*	7*	50*
Nov	1	28*	18*	50
	15	50*	45*	50
Dec	1	50	45	50
	15	50	45	50

\*Denotes closure period to all consumptive uses

Instream Flows in the Kennedy-Goldborough WRIA (Cont'd)  
(Instantaneous cubic feet per second)

Month	Day	WDOE 0775-50 Mill Creek	12-0765-00 Skookum Cr.	WDOE-0785-50 Kennedy Creek	WDOE-0787-00 Perry Creek
Jan	1	65	40	60	30
	15	65	40	60	30
Feb	1	65	40	60	30
	15	65	40	60	30
Mar	1	65	40	60	30
	15	65	40	60	30
Apr	1	65	40	60	21
	15	65	40	46	14
May	1	55	26*	35*	10*
	15	46	16.5*	27*	6.8*
Jun	1	40	11*	20*	4.6*
	15	33	7*	16*	3.2*
Jul	1	28	4.6*	12*	2.2*
	15	24	3*	9*	1.5*
Aug	1	20	3*	7*	1*
	15	20	3*	7*	1*
Sep	1	20	3*	7*	1*
	15	20	3*	7*	1*
Oct	1	20	3*	7*	1*
	15	20	5.6*	14*	2.5*
Nov	1	35	15	29*	5.4
	15	65	40	60*	13
Dec	1	65	40	60	30
	15	65	40	60	30

\*Denotes closure period to all consumptive uses

(3) Instream flow hydrographs, as represented in the document entitled "Kennedy-Goldborough Instream Resources Protection Program, figs. 2-7, pgs. 26-28," shall be used for identification of instream flows on those days not specifically identified in WAC 173-514-030(2).

(4) Future consumptive water right permits issued hereafter for diversion of surface water in the Kennedy-Goldborough WRIA and perennial tributaries shall be expressly subject to instream flows established in WAC 173-514-030(1) through (3) as measured at the appropriate gage, preferably the nearest one downstream, except from those exempted uses described in WAC 173-514-060(1) through (3).

(5) Projects that would reduce the flow in a portion of a stream's length (e.g.: hydroelectric diversion projects) will be considered consumptive with respect to the bypassed portion of the stream and will be subject to specific instream flow requirements as specified by the department for the bypassed reach notwithstanding WAC 173-514-030(1) through (3). The department may require detailed, project-specific instream flow studies to determine a specific instream flow for the bypassed reach.

(6) If department investigations determine that withdrawal of ground water from the source aquifers would not interfere significantly with stream flow during the period of stream closure or with maintenance of minimum flows, then applications to appropriate public ground waters may be approved and permits or certificates issued.

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

**NEW SECTION**

WAC 173-514-040 SURFACE WATER SOURCE LIMITATIONS TO FURTHER CONSUMPTIVE APPROPRIATIONS. (1) The department, having determined further consumptive appropriations for all uses would harmfully impact instream values, closes the following streams including tributaries for the period indicated:

(a) Stream Name	Tributary to	Closure Period
Alderbrook Creek	Hood Canal	May 1 - October 31
Campbell Creek	Oakland Bay	May 1 - October 31
Elson Creek	Skookum Inlet	May 1 - October 31
Fawn Lake Outlet	Skookum Inlet	May 1 - October 31
Jones Creek	Pickering Passage	May 1 - October 31
Jarrell Creek	Jarrell Cove	May 1 - October 31
Little Creek	Skookum Creek	May 1 - October 31
Melaney Creek	Oakland Bay	May 1 - October 31
Shelton Creek	Oakland Bay	May 1 - October 31
Twahnoh Creek	Hood Canal	May 1 - October 31
Uncle John Creek	Oakland Bay	May 1 - October 31

The minimum flow during the closure period on the streams listed above is the natural flow. Because insufficient flow data is available to develop instream flows outside the closure period, minimum flows for any water right application for consumptive use will be considered on a case by case basis in consultation with the departments of Fisheries and Game (RCW 75.20.050).

(b) Stream Name	Closure Period
Kennedy Creek	May 1 - November 15
Cranberry Creek	September 16 - November 15
Deer Creek	September 16 - November 15
Johns Creek	September 16 - November 15
Sherwood Creek	September 16 - November 15
Perry Creek	May 1 - October 31

Because sufficient hydrologic data is available for the above streams, a minimum flow is established during the closed and nonclosed period in WAC 173-514-030(2).

(2) Except as noted in the footnotes, the following existing surface water source limitations, previously established administratively under the authority of chapter 90.03 RCW and RCW 75.20.050 are hereby confirmed and adopted for the period indicated:

Stream*/Tributary To	Action	Period
Goldsborough Creek - Oakland Bay	Closure+	May 1 - October 31
Gosnell Creek - Isabella Lake	Low Flow (10 cfs)	All Year
Jarrell Creek - Jarrell Cove	Low flow@ (.30 cfs)	May 1 - October 31
Johns Creek - Oakland Bay	Low flow@ (4 cfs)	Sept. 16 - November 15
Kennedy Creek - Totton Inlet	Low flow@ (3 cfs)	May 1 - November 15
Schneider Creek - Totton Inlet	Closure#	May 1 - October 31
Skookum Creek - Skookum Inlet	Closure+	May 1 - October 31
Summit Lake - Kennedy Creek	Lake Level	All year
Unnamed Stream - Mill Creek Sec.34.T.20N R3 EWM	Low Flow (2 cfs)	All Year

\*Closures and low flow limitations also apply to tributaries of these streams.

@Superseded by a new action in this section.

#The minimum flow during the closure period is the natural flow.

+Minimum flows are specified in section 173-514-030(2).

**NEW SECTION**

WAC 173-514-050 LAKES. In future permitting actions relating to withdrawal of lake waters, lakes and ponds shall be retained substantially in their natural condition. Withdrawals of water which would conflict therewith shall be authorized only in those situations where it is clear that overriding considerations of the public interest will be served.

**NEW SECTION**

WAC 173-514-060 EXEMPTIONS. (1) Nothing in this chapter shall affect existing water rights, riparian, appropriative, or otherwise existing on the effective date of this chapter, nor shall it affect existing rights relating to the operation of any navigation, hydroelectric, or water storage reservoir or related facilities.

(2) Single domestic and stockwatering use, except that related to feedlots, shall be exempt from the provisions established in this chapter. If the cumulative impacts of numerous single domestic diversions would significantly affect the quantity of water available for instream uses, then only single domestic in-house use shall be exempt if no alternative source is available.

(3) Nonconsumptive uses which are compatible with the intent of the chapter may be approved.

**NEW SECTION**

WAC 173-514-070 FUTURE RIGHTS. No rights to divert or store public surface waters of the Kennedy-Goldsborough WRIA 14, shall hereafter be granted which shall conflict with the purpose of this chapter.

**NEW SECTION**

WAC 173-514-080 ENFORCEMENT. In enforcement of this chapter, the Department of Ecology may impose such sanctions as appropriate under authorities vested in it, including but not limited to the issuance of regulatory orders under RCW 43.27A.190 and civil penalties under RCW 43.83B.335.

**NEW SECTION**

WAC 173-514-090 REGULATION REVIEW. Review of the rules in this chapter shall be initiated by the Department of Ecology within five years of the date of adoption.

**WSR 83-19-071  
PROPOSED RULES  
SUPERINTENDENT OF  
PUBLIC INSTRUCTION**

[Filed September 21, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules concerning transportation-replacement and depreciation allocation, chapter 392-142 WAC;

that the agency will at 9:00 a.m., Tuesday, October 25, 1983, in the Old Capitol Building, Washington and Legion, State Board of Education Conference Room, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on October 26, 1983.

The authority under which these rules are proposed is RCW 28A.41.170.



Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 25, 1983.

Dated: September 21, 1983

By: Frank B. Brouillet  
Superintendent of Public Instruction

### STATEMENT OF PURPOSE

Rule: Chapter 392-142 WAC, Transportation—Replacement and depreciation allowance.

Rule Section(s): WAC 392-142-005 Authority; 392-142-010 Purpose; 392-142-015 Definitions; 392-142-020 Vehicle categories; 392-142-025 Vehicle category useful life; 392-142-030 State determined purchase price; 392-142-035 Maintenance and operation; 392-142-040 State payment for school buses; 392-142-045 School buses prior to September 1, 1982; 392-142-050 District-owned school bus; 392-142-055 Contractor owned school bus; 392-142-060 School bus inspection; 392-142-065 School bus operation permit; and 392-142-070 Vehicle transportation fund.

Statutory Authority: RCW 28A.41.170.

Purpose of the Rule(s): To set forth method for allocation of state funds for local school district purchase of school buses.

Summary of the New Rule(s) and/or Amendment(s): WAC 392-142-005, references RCW 28A.41.170 as authority for chapter; 392-142-010, sets forth purposes of new chapter; 392-142-015, defines state determined purchase price, inflation rate replacement factor, state payment, computed interest earnings, state supported specifications, district owned school bus, useful vehicle life, salvage value and vendor bid proposal; 392-142-020, sets forth student transportation vehicle categories and relevant definitions related thereto; 392-142-025, sets forth useful vehicle life for each student transportation vehicle category; 392-142-030, sets forth procedures for computing the state determined purchase price for each vehicle category; 392-142-035, establishes standards for maintenance and operation of school buses and penalty for noncompliance; 392-142-040, establishes procedures for state payment for school buses for future bus purchases and provides grandfather for previously purchased buses; 392-142-045, provides state depreciation payments for school buses issued an operation permit on or after September 1, 1982; 392-142-055, provides state depreciation payments for contractor owned school buses; 392-142-060, requires school bus inspection and operation permit; 392-142-065, authorizes use of the vehicle transportation fund for purchase of school buses by cash or conditional sales contract and for purchase of major repairs; and 392-142-070, sets conditions regarding the vehicle transportation fund.

Reasons Which Support the Proposed Action(s): Results from amendments and new sections passed by the 1981 legislature.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 753-2298; Enforcement: Perry Keithley, SPI, 753-6742; and Implementation: Don Carnahan, SPI, 753-0235.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Implements legislative policy in chapter 265, Laws of 1981.

### Chapter 392-142 WAC TRANSPORTATION—REPLACEMENT AND DEPRECIATION ALLOCATION

#### NEW SECTION

WAC 392-142-005 AUTHORITY. The authority for this chapter is RCW 28A.41.170 which authorizes the superintendent of public instruction to adopt rules and regulations for the proper administration of chapter 28A.41 RCW, which includes student transportation programs.

#### NEW SECTION

WAC 392-142-010 PURPOSE. The purpose of this chapter is to implement RCW 28A.41.540 by establishing:

- (1) Procedures to develop student transportation vehicle categories;
- (2) Procedures to develop state-determined purchase prices for student transportation vehicle categories;
- (3) Standards for operation and maintenance of school buses;
- (4) A replacement schedule (referred to in the statute as reimbursement schedule) and allocation process for district-owned school buses;
- (5) A depreciation schedule and allocation process for school buses contracted from private carriers; and
- (6) Provisions for the continuation of depreciation allocations to school districts for school buses purchased prior to September 1, 1982.

#### NEW SECTION

WAC 392-142-015 DEFINITIONS. As used in this chapter, the terms:

- (1) "State-determined purchase price" shall mean a price annually determined by the superintendent of public instruction in accordance with the method prescribed in WAC 392-142-030;
- (2) "Inflation rate" shall mean the actual change stated in percentage terms in the implicit price deflator for motor vehicles and parts as provided by the office of financial management from the previous state fiscal year to the current state fiscal year;
- (3) "Replacement factor" shall mean a multiplier derived by dividing the years that school bus has a valid operating permit by the expected lifetime of that school bus as defined in WAC 392-142-025 (e.g. a ten-year lifetime school bus operated for four years would have a replacement factor of .4);
- (4) "State payment" for a school bus shall mean the sum of all state payments made to a school districts' vehicle transportation fund for each school bus issued an operation permit on or after September 1, 1982;
- (5) "Imputed interest earnings" shall mean the sum of interest which is assumed to be earned on funds assumed to be available in the vehicle transportation fund from state payments and imputed interest earnings. The rate used shall be the average of the treasury bill rate for ninety-day notes during the previous state fiscal year calculated on the basis of simple interest;
- (6) "State-supported specifications" shall mean the minimum specifications pursuant to chapter 392-143 WAC plus added equipment, components, or requirements judged by the advisory committee formed pursuant to RCW 28A.41.540 to produce minimum long-range operating costs and to accommodate transportation of students with handicapping conditions;
- (7) "District-owned school bus" shall mean a bus which has been purchased by the district or a school bus which is being operated by a district under a contractual obligation by the same district to purchase the bus;
- (8) "Useful vehicle life" shall mean the number of years determined by the superintendent that a school bus is expected to be in use;
- (9) "Salvage value" shall mean ten percent of the state-determined purchase price established at the time the operation permit is issued.

This reduction in state payment or allocation shall be made during the last year of the useful vehicle life;

(10) "Vendor bid proposal" shall mean a set of forms published annually by the superintendent which school districts use to obtain bids for school buses. These forms shall include various bid elements such as type, capacity, engine and transmission; and

(11) "Superintendent" shall mean the superintendent of public instruction.

**NEW SECTION**

WAC 392-142-020 VEHICLE CATEGORIES. (1) By May 1st of each school year, the superintendent of public instruction shall develop preliminary categories of student transportation vehicles. The categories shall include, but not be limited to, variables such as vehicle capacity, type of fuel, engine, transmission, body, chassis, special equipment, and useful vehicle life. The categories shall be determined pursuant to the definitions set forth in WAC 392-142-020 and 392-143-010 and shall be applicable to the following school year.

(2) As used in this section, the terms:

(a) "School bus student capacity" shall mean the maximum allowable number of students that can be seated on a school bus using 21-inch seat spacing from the seating reference point;

(b) "Seating reference point" shall mean the point of intersection of horizontal and vertical axis measured as follows:

(i) The horizontal distance is 5.0 to 5.4 inches from the front surface of the seat back; and

(ii) The vertical distance is 2.5 inches above the top of the seat cushion.

(c) "Gasoline engine" shall mean a spark ignited engine using gasoline, propane, compressed natural gas, gasahol, alcohol, or a combination thereof;

(d) "Diesel engine" shall mean a compression ignited engine using diesel fuel;

(e) "Transmission" shall mean either a clutch actuated, hand shifted manual or a torque converter actuated automatic gear box;

(f) "Engine location" shall mean that the engine is located in the front, midship, or rear section of transit (Type D) school buses; and

(g) "Special handicapped equipment" shall mean wheelchair lifts, passenger tiedowns, or passenger restraints designed for the purpose of transporting students with handicapping conditions.

(3) Replacement vehicle categories are as follows:

- |         |                           |  |
|---------|---------------------------|--|
| TYPE A: | 1. Student Capacity 10-24 | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
| TYPE B: | 1. Student Capacity 18-22 | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
|         | 2. Student Capacity 23-27 | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
|         | 3. Student Capacity 28-32 | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel manual<br>d. Diesel Automatic |
| TYPE C: | 1. Student Capacity 29    | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
|         | 2. Student Capacity 35    | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
|         | 3. Student Capacity 41    | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
|         | 4. Student Capacity 47    | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual                        |

- |         |  |   |
|---------|--|---|
|         | 5. Student Capacity 53                   | d. Diesel Automatic<br>a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic |
|         | 6. Student Capacity 59                   | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic                        |
|         | 7. Student Capacity 65                   | a. Gas Manual<br>b. Gas Automatic<br>c. Diesel Manual<br>d. Diesel Automatic                        |
| TYPE D: | 1. Student Capacity 78<br>Front Engine   | a. Diesel Manual<br>b. Diesel Automatic   |
|         | 2. Student Capacity 78<br>Midship Engine | a. Diesel Manual<br>b. Diesel Automatic   |
|         | 3. Student Capacity 78<br>Rear Engine    | a. Diesel Manual<br>b. Diesel Automatic   |
|         | 4. Student Capacity 90<br>Midship Engine | a. Diesel Manual<br>b. Diesel Automatic   |

Any approved school bus used to transport students with handicapping conditions must have special handicapped equipment affixed to the vehicle. Replacement costs of special handicapped equipment shall be determined annually and added to the state-determined purchase price. The useful life of the special handicapped equipment shall be the same as the useful vehicle life to which the special equipment is affixed.

(4) By June 15th of each school year, the superintendent shall notify school districts of the preliminary vehicle categories for the ensuing school year. By October 15th of each school year, the superintendent shall finalize the student transportation vehicle categories and notify the school districts of any changes which affects that school year.

**NEW SECTION**

WAC 392-142-025 VEHICLE CATEGORY USEFUL LIFE. For each student transportation vehicle category prescribed in WAC 392-142-020 the following useful vehicle life shall apply:

- (1) Type A category school bus shall have a useful vehicle life of six years;
- (2) Type B category school bus shall have a useful vehicle life of eight years;
- (3) Type C category school bus equipped with a gasoline engine shall have a useful vehicle life of ten years;
- (4) Type C category school bus equipped with a diesel engine shall have a useful vehicle life of fifteen years;
- (5) Type D category school bus equipped with a front or rear engine shall have a useful vehicle life of twenty years; and
- (6) Type D category school bus equipped with a midship engine shall have a useful vehicle life of twenty-five years.

**NEW SECTION**

WAC 392-142-030 STATE-DETERMINED PURCHASE PRICE. The superintendent of public instruction shall annually develop preliminary state-determined purchase prices for each student transportation vehicle category. The state-determined purchase price shall be based on the actual bid prices documented in the vendor bid proposals for the comparable category in the state during the preceding twelve months. This cost shall include all applicable sales taxes, freight to the school districts, and all associated costs connected with an assumed full payment within thirty days of delivery. This cost shall not include any cost associated with district specified requirements. The state-determined purchase price is an arithmetic average of the actual bid prices including the additional costs allowed above.

For vehicles used to transport students with handicapping conditions, the cost of approved special handicapped equipment affixed to the vehicle shall be determined annually and added to the state-determined purchase price.

Each school district shall be paid an allocation or state payment based on the amount of the state-determined purchase price and inflation as recognized by the replacement schedule established in this chapter set by the superintendent of public instruction for the category of vehicle purchased.

By June 15th of each school year, the superintendent shall notify school districts of the preliminary state-determined purchase prices for the ensuing school year. By October 15th of each school year, the superintendent shall finalize the state-determined purchase prices and notify the school districts of any changes which affect that school year.

**NEW SECTION**

**WAC 392-142-035 MAINTENANCE AND OPERATION.** (1) To the extent possible, school districts shall operate vehicles not less than the number of years of useful lifetime now, or hereafter, assigned to the category of vehicles by the superintendent of public instruction.

(2) A school bus that continues to possess a valid operation permit and operates its useful vehicle life shall be considered to be properly maintained in accordance with generally accepted maintenance and operation standards. A school bus which does not operate its useful vehicle life shall be considered as not being properly maintained in accordance with generally accepted maintenance and operation standard unless proven otherwise by the school district. Prima facie evidence of such proof shall include required changes in the category of bus, or unforeseen natural events which shorten the useful vehicle life, including but not limited to, fire, flood, explosion, storm, earthquake, or volcanic eruption. Generally accepted maintenance and operation standards are outlined in the School Bus Maintenance Guide published by the superintendent of public instruction.

(3) If a district fails to follow generally accepted standards of maintenance and operation, the superintendent of public instruction shall penalize the school district by deducting from any future allocations or state payments authorized under this chapter an amount equal to the original cost of the vehicle multiplied by the fraction of the useful lifetime the vehicle failed to operate.

**NEW SECTION**

**WAC 392-142-040 STATE PAYMENT FOR SCHOOL BUSES.** School districts that operate a transportation program utilizing school buses which meet the requirements of chapter 392-143 WAC are entitled to state payments for school bus replacement and depreciation. Replacement and depreciation state payments shall be provided for the following transportation groups:

(1) For new school buses having a valid operation permit before September 1, 1982, depreciation allocation payments shall be determined in accordance with the depreciation schedule (WAC 392-142-045) in effect at the time the school bus operation permit was issued, less adjustments for trade-ins and sales;

(2) For new school buses having a valid operation permit on or after September 1, 1982, replacement allocation payments shall be determined in accordance with WAC 392-142-050 less adjustments for salvage;

(3) For school buses contracted from private carriers on or after September 1, 1982, straight line depreciation allocation payments shall be determined in accordance with WAC 392-142-055;

(4) For used school buses issued operation permits before September 1, 1982, depreciation payments shall be determined in accordance with the schedules in effect at the time the school bus was first placed on a depreciation schedule and shall remain on that schedule throughout the useful vehicle life; and

(5) For used school buses issued operation permits and/or licensed on or after September 1, 1982, replacement payments shall be equivalent to buses of similar type, size, and age (e.g., for buses issued an operation permit or licensed in 1978, the replacement payment for 1983 would begin during the fifth year of the replacement schedule).

**NEW SECTION**

**WAC 392-142-045 SCHOOL BUSES PRIOR TO SEPTEMBER 1, 1982.** (1) School districts shall receive state depreciation payments for all district-owned school buses placed on the depreciation schedule between September 1, 1975, and September 1, 1980, at ninety percent of the eligible purchase price multiplied by the base or derived percentage specified in this section, whichever is greater.

(2) School districts shall receive state depreciation payments for all district-owned school buses placed on the depreciation schedule after

August 31, 1980, and through August 31, 1982, at one hundred percent of the eligible purchase price multiplied by the base or the derived percentage specified in this section, whichever is greater.

(3) Calculation of appropriate percentage will be determined by classifying buses according to passenger capacity and miles driven in the following manner:

Vehicle Classification	Base Percentage
Class I 6-22 passengers	25% if annual miles are 18,750 or less
Class II 23-51 passengers	12.5% if annual miles are 15,625 or less
Class III 52-69 passengers	10% if annual miles are 15,000 or less
Class IV 70-up passengers	6.25% if annual miles are 12,500 or less

Vehicle Classification	X =	Derived Percentage Total Miles Driven
Class I 6-22 passengers X ----- 75,000	=	derived % if X is greater than 18,750 mi
Class II 23-51 passengers X ----- 125,000	=	derived % if X is greater than 15,625 mi
Class III 52-69 passengers X ----- 150,000	=	derived % if X is greater than 15,000 mi
Class IV 70-up passengers X ----- 200,000	=	derived % if X is greater than 12,500 mi

(4) Used school buses purchased by a school district may be placed on a district's depreciation schedule under the following circumstances:

(a) A school bus owned by one school district is purchased by another school district. Such a bus shall be placed on the purchasing district's depreciation schedule at its original appreciated price schedule or at the purchase price paid for the used bus, whichever is less.

(b) A school bus (meeting the school bus specifications as now or hereafter amended) is purchased from a private party when the cost established appropriately reflects its depreciable value as determined by the superintendent of public instruction. Such a bus shall be put on the (depreciable) (depreciation) schedule at the purchase price paid for the used bus or the depreciable value, whichever is less.

(5) The following provisions shall apply only to school buses that were rebuilt prior to July 1, 1976:

(a) Rebuilding costs which exceed \$2,500 or more and are charged to budget item No. 540, "Replacement of Buses" may be depreciated by the superintendent of public instruction pursuant to the following schedule:

DISTRICT'S REBUILDING COST CHARGED TO BUDGET ITEM NO. 540	YEARS OF DEPRECIATION
\$2,500 - \$3,000	3
3,001 - 4,000	4
4,001 - 5,000	5
5,001 - 6,000	6
Etc.	

(b) Rebuilding costing \$2,500 or more shall conform with school district bid laws. Any rebuilding costing less than \$2,500 shall be paid from and charged to a school district's current bus operation budget. After a rebuilding job costing \$2,500 or more has been completed and is charged to budget item No. 540, three copies of a bus rebuilding form T-10 shall be completed. Two copies shall be sent to the educational service district superintendent. The superintendent shall retain one copy and forward one copy to the superintendent of public instruction.

(c) When the T-10 form is approved and processed by the superintendent of public instruction, credit for the rebuilding cost shall be allowed the school district and depreciated in accordance with the schedule set forth in this section.

(d) State payment to a district shall follow the same procedure as other bus depreciation payments.

**NEW SECTION**

WAC 392-142-050 DISTRICT-OWNED SCHOOL BUS. State replacement payments shall be allowed on district-owned school buses on or after September 1, 1982 as determined through the following procedure:

- (1) FIRST YEAR REPLACEMENT PAYMENT:  
State-determined purchase price x (100 percentage points + inflation rate) x replacement factor = state payment x monthly proration if applicable = first year state payment
- (2) SECOND AND SUCCEEDING YEAR REPLACEMENT PAYMENT:  
State-determined purchase price x (100 percentage points + inflation rate) x replacement factor - previous state payment - imputed interest earnings = state payment

The monthly proration during the first year is based on the issuance of the school bus operation permit. If the school bus operation permit is issued prior to midnight of the fifteenth of the month, the entire month is included for replacement calculation. If the permit is issued after midnight of the fifteenth of the month, replacement calculation does not begin until the following month. The following monthly prorations shall apply:

September 1 through and including September 15	1.0000
September 16 through and including October 15	.9167
October 16 through and including November 15	.8333
November 16 through and including December 15	.7500
December 16 through and including January 15	.6667
January 16 through and including February 15	.5833
February 16 through and including March 15	.5000
March 16 through and including April 15	.4167
April 16 through and including May 15	.3333
May 16 through and including June 15	.2500
June 16 through and including July 15	.1667
July 16 through and including August 31	.0833

Each school district shall notify the superintendent of public instruction whenever disposition of a school bus occurs regardless of the nature of the disposition. The district shall submit a school bus acquisition and disposition (SPI Form 1020) within thirty days of the disposition.

**NEW SECTION**

WAC 392-142-055 CONTRACTOR-OWNED SCHOOL BUS. State depreciation payments shall be allowed on privately owned, school district contracted buses on or after September 1, 1982.

School districts shall receive state payments for contractor-owned school buses based on the state-determined purchase price for the appropriate category of vehicle for the month the vehicle was issued a school bus operation permit. State payments shall be based on straight line depreciation (e.g., a state-determined purchase price of \$30,000, vehicle lifetime of ten years, each year of depreciation would equal \$3,000).

**NEW SECTION**

WAC 392-142-060 SCHOOL BUS INSPECTION. All vehicles used for transporting school students shall be inspected and approved by a Washington state patrol inspecting officer at the time of purchase. This inspection shall be recorded by the inspecting officer on a school bus inspection report and such results shall be forwarded to the superintendent of the operating or contracting school district. By definition, a vehicle shall not be identified as a school bus unless a valid school bus operation permit has been issued. This permit shall be required before a school district or contractor may operate the school bus. Depreciation and replacement payments allocated by the superintendent of public instruction shall be made only for school buses.

**NEW SECTION**

WAC 392-142-065 SCHOOL BUS OPERATION PERMIT. The superintendent of public instruction shall issue a school bus operation permit for every school bus and place it on the replacement or

depreciation schedule only if the following required documents are submitted:

- (1) The original of the school bus acquisition and disposition (Form SPI 1020 (6/83)) signed by an authorized school district representative;
- (2) One copy of the sellers invoice signed by an authorized dealer representative;
- (3) One copy of the successful bid document signed by an authorized dealer representative;
- (4) One copy of the warrant(s) issued to purchase the bus;
- (5) One copy of the conditional sales contract (if applicable ignore (4) above) signed by both an authorized school district and dealer representative;
- (6) The weight slip for the vehicle; and
- (7) The original school bus inspection report indicating the bus has passed, signed by the inspecting officer.

Recommendation for approval of a school bus operation permit shall be the responsibility of the regional transportation coordinator or his or her designee after the school district has submitted to the educational service district all documentation as required above.

No operating permit shall be issued for the school bus until all above documents have been properly completed and processed by the regional transportation coordinator.

**NEW SECTION**

WAC 392-142-070 VEHICLE TRANSPORTATION FUND. State allocations for the acquisition of approved transportation vehicles by a school district shall be placed in the vehicle transportation fund for the past, current and future purchase of such vehicles. Approved transportation vehicles shall include all vehicles which qualify under the school bus specifications, as now or hereafter amended. State allocations for contracted transportation vehicles shall not be placed in the vehicle transportation fund.

- (1) Purchase. A school district may disburse vehicle transportation funds for the purchase of approved transportation vehicles.
- (2) Major repairs. A school district may disburse vehicle transportation funds to pay for major repairs.
  - (a) "Major repair" shall mean an expenditure of twenty-five percent or more of the current state-determined purchase price for that type and category of vehicle. The expenditure shall occur within one school year.
  - (b) Approval shall be obtained from the superintendent of public instruction for the disbursement of money for any major repair.

**WSR 83-19-072  
PROPOSED RULES  
LOTTERY COMMISSION  
[Filed September 21, 1983]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Lottery Commission intends to adopt, amend, or repeal rules concerning the amending of WAC 315-11-071;

that the agency will at 10:00 a.m., Friday, November 4, 1983, in the Washington Convention and Trade Center, 15th Floor, 720 Olive Way, Seattle, WA 98101, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 67.70.040.

The specific statute these rules are intended to implement is RCW 67.70.040 and 67.70.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 4, 1983.

Dated: September 21, 1983  
By: Kevin M. Ryan

Assistant Attorney General  
for Lawrence G. Waldt  
Chairman

### STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s):  
WAC 315-11-071 Criteria for Instant Game Number 5.

Statutory Authority: RCW 67.70.040.

Specific Statutes that Rule is Intended to Implement:  
RCW 67.70.040 and 67.70.050.

Summary of the Rule(s): This rule is designed to implement a specific ticket redemption procedure for Instant Game Number 5 and establish conditions, criteria, eligibility, entries and the Washington State Lottery's responsibility for the "Magic Bonus Bucks Lottery."

Reasons Supporting the Proposed Rule(s): Certain terms and criteria need to be defined in order to provide consistency and understanding. Licensed agents, the Washington State Lottery and players of Instant Game Number 5 and the "Magic Bonus Bucks Lottery" need to know how the game will function. Specifying this criteria for Instant Game Number 5 and the "Magic Bonus Bucks Lottery" will provide this information.

The Agency Personnel Responsible for Drafting: Frank Edmondson, Contract Specialist, and Colleen Nelson, Contracts Assistant, Office of the Director, Washington State Lottery, P.O. Box 9702, Olympia, WA 98504, (206) 753-1482; Implementation and Enforcement: Washington State Lottery Commission, P.O. Box 9770, Olympia, WA 98504, (206) 753-1412, Robert Boyd, Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3330, C. Peter Eck, Deputy Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3330, N. A. Stussy, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3329, William Robinson, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-1414, and Jamie Bailey, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3384.

Name of the Person or Organization, Whether Private, Public, or Governmental, that is Proposing the Rule: Washington State Lottery Commission.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement, and Fiscal Matters Pertaining to the Rule: None.

The rule is not necessary to comply with federal law or a federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

Small Business Economic Impact Statement: The office of the director, Washington State Lottery, has reviewed the requirements to file a small business economic impact statement and has determined that such a statement is not required for the rules proposed by the Washington State Lottery Commission for the following reason: These rules will only affect those businesses,

large and small, which voluntarily apply to be licensed agents for the sale of lottery tickets or contractors who provide other services to the office of the director, Washington State Lottery or who voluntarily interact with the office of the director, Washington State Lottery. No business or industry will be required to comply with these rules unless they wish to provide services to or interact with the office of the director, Washington State Lottery.

### AMENDATORY SECTION (Amending Order 33, filed 8/5/83).

WAC 315-11-071 CRITERIA FOR INSTANT GAME NUMBER 5. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of Prize Winning Tickets - An instant prize winning ticket is determined in Instant Game Number 5 in the following manner:

(a) A "1 free ticket" prize winning ticket shall have an occurrence of a rabbit as a Play Number in each of 3 separate spots on the ticket;

(b) A \$2 prize winning ticket shall have an occurrence of "10" as a Play Number in each of 3 separate spots on the ticket;

(c) A \$5 prize winning ticket shall have an occurrence of "J" as a Play Number in each of 3 separate spots on the ticket;

(d) A \$50 prize winning ticket shall have an occurrence of "Q" as a Play Number in each of 3 separate spots on the ticket;

(e) A \$1,000 prize winning ticket shall have an occurrence of "K" as a Play Number in each of 3 separate spots on the ticket;

(f) A \$25,000 prize winning ticket shall have an occurrence of "A" as a Play Number of 3 separate spots on the ticket;

(g) In any event, only the highest instant prize amount meeting the standards of (a) through (f) will be paid on a given ticket.

(3) No portion of the display printing nor any extraneous matter whatever shall be usable or playable as a part of the instant game.

(4) The determination of prize winners shall be subject to the general ticket validation requirements, to the particular validation requirements for Instant Game Number 5, and to the requirements set forth on the back of each ticket.

(5) Instant prize winning tickets shall be redeemed in the manner set forth on the back of the ticket. Provided, the bearer of a "1 free ticket" prize winning ticket who submits the ticket to the lottery for redemption shall receive a prize of \$1.00 in lieu of a free ticket.

(6) Participants in the Grand Prize Drawings shall be those validated instant prize winners of exactly \$50 who submit prize claims within 30 days after the announced end of Instant Game Number 5 in the manner prescribed on the back of the instant ticket. One Grand Prize Drawing will be held for Instant Game Number 5 after that game's conclusion, at a time and place and pursuant to the methods to be announced by the director. The prizes to be awarded in the Grand Prize Drawing will be: one 1st prize of \$1,000 a week for life with the weekly prize payments starting at age 18 or older, with a minimum payment of \$1,000,000 guaranteed to the winner; one 2nd prize of \$500,000 paid as \$50,000 per year for ten years; one 3rd prize of \$200,000 paid as \$20,000 per year for ten years; one 4th prize of \$75,000 cash; two 5th prizes of \$50,000 cash each; and four 6th prizes of \$25,000 cash each. The director reserves the right provided by WAC 315-10-030(7)(a) to place any instant prize winner who is entitled to entry in a Grand Prize Drawing whose entry was not entered into the elimination drawing for such Grand Prize Drawing and who is subsequently determined to have been entitled to such entry, into the elimination drawing of a subsequent instant game Grand Prize Drawing having equal (or greater) Grand Prizes available.

(7) Notwithstanding any other provisions of these rules, the director may: (a) vary the length of Instant Game Number 5 not to exceed 15 weeks, and/or (b) vary the number of tickets sold in Instant Game Number 5 and the number of Grand Prize Drawing winners in a manner that will maintain the estimated average odds of winning a Grand Prize Drawing.

(8) "Magic Bonus Bucks Lottery" For Instant Game Number 5:

(a) There will be weekly drawings from entries containing three valid nonwinning "Magic Card" tickets conducted at times, places and in a manner to be announced by the director.

(b) It is anticipated that there will be nine "Magic Bonus Bucks Lottery" drawings and that 250 prizes of \$100 each will be awarded in each of the drawings.

(c) To be eligible for entry into a "Magic Bonus Bucks Lottery" drawing, a person must:

(i) Be eligible to win a prize pursuant to chapter 67.70 RCW and Title 315 WAC.

(ii) Collect three valid nonwinning "Magic Cards" instant game tickets. A valid nonwinning ticket is a ticket which meets all the requirements of these rules and regulations but which does not otherwise qualify for any other prize established in this section.

(iii) Write or print legibly, the entrant's name and address on the back of at least one of the three tickets or on a separate sheet of paper. An entry containing more than one name and/or address shall be disqualified.

(iv) Place the three tickets in a single envelope, no larger than 4-1/2" x 10-3/8". An envelope which contains extraneous material or which has had the exterior altered for the apparent sole purpose of making the envelope more prominent shall be disqualified.

(v) Mail the envelope with proper postage and a legible return address of the entrant to:

Magic Bonus Bucks Lottery  
Tumwater, WA. 98502

or deliver it in person during normal business hours to:

Office of the Director  
Washington State Lottery  
600 Park Village Plaza  
1200 Cooper Point Road S.W.  
Olympia, Washington

(d) There is no limit to the number of entries a person may submit but each entry must be submitted in a separate envelope and both the entry and the entrant of each must meet the qualifications set forth above.

(e) Entries received by the lottery by noon of each Friday following the start of sales of "Magic Cards" instant game tickets shall be entitled to participation in the "Magic Bonus Bucks Lottery" drawing to be held from all entries received by that same deadline. Entries received after that deadline except those received after the deadline for the final "Magic Bonus Bucks Lottery" drawing, shall be entitled to participation in the next "Magic Bonus Bucks Lottery" drawing. The deadline for entry and the date of the final "Magic Bonus Bucks Lottery" drawing may be varied at the discretion of the director. The director reserves the right to place an entry which was entitled to, but which was not entered into a "Magic Bonus Bucks Lottery" drawing into a subsequent "Magic Bonus Bucks Lottery" drawing.

(f) An entry which contains one or more stolen tickets may be disqualified by the director.

(g) A nonconforming entry, at the sole discretion of the director, may be disqualified.

(h) Notwithstanding any other provisions of these rules, the director may vary the number of "Magic Bonus Bucks Lottery" drawings and/or "Magic Bonus Bucks Lottery" drawing winners.

(i) The lottery will not be responsible for any other material, including winning tickets, mailed or delivered to the "Magic Bonus Bucks Lottery." All mail not drawn will be incinerated unopened.

**Table of WAC Sections Affected**

**KEY TO TABLE**

**Symbols:**

- AMD = Amendment of existing section
- NEW = New section not previously codified
- REP = Repeal of existing section
- READOPT = Readoption of existing section
- REVIEW = Review of previously adopted rule

**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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4-04-200	REP-P	83-15-066	4-16-311	NEW-E	83-14-032	4-24-131	NEW-P	83-15-066
4-04-210	REP-E	83-14-032	4-16-320	REP-P	83-15-066	4-25-010	NEW-P	83-15-066
4-04-210	REP-P	83-15-066	4-16-325	REP-P	83-15-066	4-25-020	NEW-P	83-15-066
4-04-211	NEW-E	83-14-032	4-16-330	REP-P	83-15-066	4-25-020	NEW-C	83-19-007
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4-04-220	REP-P	83-15-066	4-16-340	REP-P	83-15-066	4-25-040	NEW-P	83-15-066
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4-04-250	REP-P	83-15-066	4-16-370	REP-P	83-15-066	4-25-130	NEW-C	83-19-007
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4-04-280	REP-P	83-15-066	4-16-385	REP-P	83-15-066	4-25-180	NEW-C	83-19-007
4-04-290	REP-E	83-14-032	4-16-390	REP-P	83-15-066	4-25-220	NEW-P	83-15-066
4-04-290	REP-P	83-15-066	4-16-395	REP-P	83-15-066	4-25-260	NEW-P	83-15-066
4-04-300	REP-E	83-14-032	4-16-400	REP-E	83-14-032	4-25-270	NEW-P	83-15-066
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4-04-301	NEW-E	83-14-032	4-16-401	NEW-E	83-14-032	4-25-320	NEW-P	83-15-066
4-04-310	REP-E	83-14-032	4-16-405	REP-P	83-15-066	4-25-360	NEW-P	83-15-066
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16-125-210	NEW-P	83-17-105	16-228-240	NEW-P	83-12-044	16-400-003	REP	83-06-048
16-212-010	AMD-P	83-03-047	16-228-240	NEW	83-16-045	16-400-004	REP-P	83-03-058
16-212-010	AMD	83-06-063	16-228-245	NEW-P	83-12-044	16-400-004	REP	83-06-048
16-212-030	AMD-P	83-03-047	16-228-245	NEW	83-16-045	16-400-005	REP-P	83-03-058
16-212-030	AMD	83-06-063	16-228-250	NEW-P	83-12-044	16-400-005	REP	83-06-048
16-212-040	REP-P	83-03-047	16-228-250	NEW	83-16-045	16-400-006	REP-P	83-03-058
16-212-040	REP	83-06-063	16-228-255	NEW-P	83-12-044	16-400-006	REP	83-06-048
16-212-050	AMD-P	83-03-047	16-228-255	NEW	83-16-045	16-400-00601	REP-P	83-03-058
16-212-050	AMD	83-06-063	16-228-260	NEW-P	83-12-044	16-400-00601	REP	83-06-048
16-212-060	AMD-P	83-03-047	16-228-260	NEW	83-16-045	16-400-150	AMD-P	83-03-058
16-212-060	AMD	83-06-063	16-228-265	NEW-P	83-12-044	16-400-150	AMD	83-06-048
16-212-065	AMD-P	83-03-047	16-228-265	NEW	83-16-045	16-409-001	REP-P	83-03-059
16-212-065	AMD	83-06-063	16-228-270	NEW-P	83-12-044	16-409-001	REP	83-06-049
16-212-070	AMD-P	83-03-047	16-228-270	NEW	83-16-045	16-409-010	REP-P	83-03-059
16-212-070	AMD	83-06-063	16-228-275	NEW-P	83-12-044	16-409-010	REP	83-06-049
16-212-080	AMD-P	83-03-047	16-228-275	NEW	83-16-045	16-409-015	NEW-P	83-03-059
16-212-080	AMD	83-06-063	16-228-280	NEW-P	83-12-044	16-409-015	NEW	83-06-049
16-212-085	REP-P	83-03-047	16-228-280	NEW	83-16-045	16-409-020	AMD-P	83-03-059
16-212-085	REP	83-06-063	16-228-282	NEW-P	83-12-044	16-409-020	AMD	83-06-049
16-212-090	AMD-P	83-03-047	16-228-285	NEW	83-16-045	16-409-030	AMD-P	83-03-059
16-212-090	AMD	83-06-063	16-228-900	NEW-P	83-12-044	16-409-030	AMD	83-06-049
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16-212-110	AMD-E	83-13-010	16-230-001	REP-E	83-13-076	16-409-035	NEW	83-06-049
16-212-110	AMD	83-15-036	16-230-010	AMD-E	83-13-076	16-409-040	REP-P	83-03-059
16-212-120	AMD-P	83-03-047	16-230-015	AMD-E	83-13-076	16-409-040	REP	83-06-049
16-212-120	AMD	83-06-063	16-230-020	REP-E	83-13-076	16-409-050	REP-P	83-03-059
16-212-130	AMD-P	83-12-063	16-230-030	AMD-E	83-13-076	16-409-050	REP	83-06-049
16-212-130	AMD-E	83-13-010	16-230-030	AMD-E	83-14-005	16-409-060	AMD-P	83-03-059
16-212-130	AMD	83-15-036	16-230-040	REP-E	83-13-076	16-409-060	AMD	83-06-049
16-212-140	REP-P	83-03-047	16-230-050	REP-E	83-13-076	16-409-065	NEW-P	83-03-059
16-212-140	REP	83-06-063	16-230-060	REP-E	83-13-076	16-409-065	NEW	83-06-049
16-212-150	REP-P	83-03-047	16-230-075	AMD-E	83-13-076	16-409-070	AMD-P	83-03-059
16-212-150	REP	83-06-063	16-230-080	REP-E	83-13-076	16-409-070	AMD	83-06-049
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16-212-160	AMD-E	83-13-010	16-230-082	NEW-E	83-16-039	16-409-075	NEW	83-06-049
16-212-160	AMD	83-15-036	16-230-083	NEW-E	83-13-076	16-409-080	REP-P	83-03-059
16-212-170	AMD-P	83-12-063	16-230-084	NEW-E	83-16-039	16-409-080	REP	83-06-049
16-212-170	AMD-E	83-13-010	16-230-085	REP-E	83-13-076	16-409-085	NEW-P	83-03-059
16-212-170	AMD	83-15-036	16-230-086	NEW-E	83-16-039	16-409-085	NEW	83-06-049
16-212-180	AMD-P	83-12-063	16-230-088	NEW-E	83-16-039	16-409-090	REP-P	83-03-059
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16-409-110	REP	83-06-049	67-40-026	NEW	83-10-035
16-409-130	REP-P	83-03-059	67-40-051	NEW-E	83-05-014
16-409-130	REP	83-06-049	67-40-051	NEW-P	83-06-067
16-409-140	REP-P	83-03-059	67-40-051	NEW-E	83-10-034
16-409-140	REP	83-06-049	67-40-051	NEW	83-10-035
16-461-005	REP-P	83-03-060	67-40-061	NEW-E	83-05-014
16-461-005	REP	83-06-050	67-40-061	NEW-P	83-06-067
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16-461-010	AMD	83-06-050	67-40-061	NEW	83-10-035
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16-520-040	AMD-P	83-15-052	67-40-090	AMD-P	83-06-067
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50-48-030	NEW-P	83-16-072	82-50-021	NEW	83-17-118
50-48-040	NEW-E	83-10-037	82-50-030	REP-P	83-15-049
50-48-040	NEW-P	83-16-072	82-50-030	REP	83-17-118
50-48-050	NEW-E	83-10-037	82-50-031	NEW-P	83-15-049
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50-48-060	NEW-P	83-16-072	82-50-032	NEW	83-17-118
50-48-070	NEW-E	83-10-037	82-50-040	REP-P	83-15-049
50-48-070	NEW-P	83-16-072	82-50-040	REP	83-17-118
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51-10	AMD	83-15-033	98-14-080	NEW	83-02-063
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132E-160-300	REP	83-10-025	132L-112-010	REP-P	83-03-072	132L-116-010	REP	83-07-067
132E-160-310	REP-P	83-05-020	132L-112-010	REP	83-07-067	132L-116-020	REP-P	83-03-072
132E-160-310	REP	83-10-025	132L-112-020	REP-P	83-03-072	132L-116-020	REP	83-07-067
132E-160-320	REP-P	83-05-020	132L-112-020	REP	83-07-067	132L-116-030	REP-P	83-03-072
132E-160-320	REP	83-10-025	132L-112-030	REP-P	83-03-072	132L-116-030	REP	83-07-067
132E-160-330	REP-P	83-05-020	132L-112-030	REP	83-07-067	132L-116-040	REP-P	83-03-072
132E-160-330	REP	83-10-025	132L-112-040	REP-P	83-03-072	132L-116-040	REP	83-07-067
132E-160-340	REP-P	83-05-020	132L-112-040	REP	83-07-067	132L-116-050	REP-P	83-03-072
132E-160-340	REP	83-10-025	132L-112-200	REP-P	83-03-072	132L-116-050	REP	83-07-067
132E-160-350	REP-P	83-05-020	132L-112-200	REP	83-07-067	132L-128-010	REP-P	83-03-072
132E-160-350	REP	83-10-025	132L-112-205	REP-P	83-03-072	132L-128-010	REP	83-07-067
132E-160-360	REP-P	83-05-020	132L-112-205	REP	83-07-067	132L-128-025	REP-P	83-03-072
132E-160-360	REP	83-10-025	132L-112-210	REP-P	83-03-072	132L-128-025	REP	83-07-067
132E-161-010	NEW-P	83-05-037	132L-112-210	REP	83-07-067	132L-128-030	REP-P	83-03-072
132F-01-010	NEW	83-10-026	132L-112-220	REP-P	83-03-072	132L-128-030	REP	83-07-067
132F-01-010	NEW-P	83-09-044	132L-112-220	REP	83-07-067	132L-128-040	REP-P	83-03-072
132F-01-010	NEW	83-13-058	132L-112-230	REP-P	83-03-072	132L-128-040	REP	83-07-067
132F-01-020	NEW-P	83-09-044	132L-112-230	REP	83-07-067	132L-128-050	REP-P	83-03-072
132F-01-020	NEW	83-13-058	132L-112-240	REP-P	83-03-072	132L-128-050	REP	83-07-067
132F-104	AMD-P	83-09-044	132L-112-240	REP	83-07-067	132L-128-060	REP-P	83-03-072
132F-104	AMD	83-13-058	132L-112-250	REP-P	83-03-072	132L-128-060	REP	83-07-067
132F-104-030	AMD-P	83-09-044	132L-112-250	REP	83-07-067	132L-128-070	REP-P	83-03-072
132F-104-030	AMD	83-13-058	132L-112-270	REP-P	83-03-072	132L-128-070	REP	83-07-067
132F-104-100	REP-P	83-09-044	132L-112-270	REP	83-07-067	132L-128-080	REP-P	83-03-072
132F-104-100	REP	83-13-058	132L-112-280	REP-P	83-03-072	132L-128-080	REP	83-07-067
132F-104-110	REP-P	83-09-044	132L-112-280	REP	83-07-067	132L-128-090	REP-P	83-03-072
132F-104-110	REP	83-13-058	132L-112-290	REP-P	83-03-072	132L-128-090	REP	83-07-067
132F-104-120	REP-P	83-09-044	132L-112-290	REP	83-07-067	132L-140-020	AMD-P	83-12-043
132F-104-120	REP	83-13-058	132L-112-900	REP-P	83-03-072	132L-140-020	AMD	83-17-022
132F-104-811	AMD-P	83-09-044	132L-112-900	REP	83-07-067	132Q-276	NEW-C	83-07-004
132F-104-811	AMD	83-13-058	132L-112-901	REP-P	83-03-072	132Q-276-010	NEW-P	83-06-009
132F-104-812	AMD-P	83-09-044	132L-112-901	REP	83-07-067	132Q-276-010	NEW	83-10-004
132F-104-812	AMD	83-13-058	132L-112-902	REP-P	83-03-072	132Q-276-020	NEW-P	83-06-009
132F-104-813	AMD-P	83-09-044	132L-112-902	REP	83-07-067	132Q-276-020	NEW	83-10-004
132F-104-813	AMD	83-13-058	132L-112-903	REP-P	83-03-072	132Q-276-030	NEW-P	83-06-009
132F-104-814	AMD-P	83-09-044	132L-112-903	REP	83-07-067	132Q-276-030	NEW	83-10-004

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132Q-276-040	NEW-P	83-06-009	133-30-060	NEW-P	83-03-061	137-36-030	NEW-E	83-15-004
132Q-276-040	NEW	83-10-004	133-30-060	NEW	83-10-041	137-36-030	NEW-P	83-17-136
132Q-276-050	NEW-P	83-06-009	133-30-070	NEW-P	83-03-061	137-36-040	NEW-P	83-02-049
132Q-276-050	NEW	83-10-004	133-30-070	NEW	83-10-041	137-36-040	NEW-E	83-02-051
132Q-276-060	NEW-P	83-06-009	133-30-080	NEW-P	83-03-061	137-36-040	NEW-W	83-08-007
132Q-276-060	NEW	83-10-004	133-30-080	NEW	83-10-041	137-36-040	NEW-E	83-08-063
132Q-276-070	NEW-P	83-06-009	133-40	NEW-C	83-07-003	137-36-040	NEW-E	83-15-004
132Q-276-070	NEW	83-10-004	133-40	NEW	83-10-041	137-36-040	NEW-P	83-17-136
132Q-276-080	NEW-P	83-06-009	133-40-010	NEW-P	83-03-061	137-36-050	NEW-P	83-02-049
132Q-276-080	NEW	83-10-004	133-40-010	NEW	83-10-041	137-36-050	NEW-E	83-02-051
132Q-276-090	NEW-P	83-06-009	133-40-020	NEW-P	83-03-061	137-36-050	NEW-W	83-08-007
132Q-276-090	NEW	83-10-004	133-40-020	NEW	83-10-041	137-36-050	NEW-E	83-08-063
132Q-276-100	NEW-P	83-06-009	133-40-030	NEW-P	83-03-061	137-36-050	NEW-E	83-15-004
132Q-276-100	NEW	83-10-004	133-40-030	NEW	83-10-041	137-36-050	NEW-P	83-17-136
132Q-276-110	NEW-P	83-06-009	133-40-040	NEW-P	83-03-061	137-36-060	NEW-P	83-02-049
132Q-276-110	NEW	83-10-004	133-40-040	NEW	83-10-041	137-36-060	NEW-E	83-02-051
132Q-276-120	NEW-P	83-06-009	133-40-050	NEW-P	83-03-061	137-36-060	NEW-W	83-08-007
132Q-276-120	NEW	83-10-004	133-40-050	NEW	83-10-041	137-36-060	NEW-E	83-08-063
132Q-276-130	NEW-P	83-06-009	133-40-060	NEW-P	83-03-061	137-36-060	NEW-E	83-15-004
132Q-276-130	NEW	83-10-004	133-40-060	NEW	83-10-041	137-36-060	NEW-P	83-17-136
132Q-276-140	NEW-P	83-06-009	133-50	NEW-C	83-07-003	137-36-070	NEW-P	83-02-049
132Q-276-140	NEW	83-10-004	133-50	NEW	83-10-041	137-36-070	NEW-E	83-02-051
132Y-100-008	AMD-P	83-16-056	133-50-010	NEW-P	83-03-061	137-36-070	NEW-W	83-08-007
132Y-100-020	AMD-P	83-16-056	133-50-010	NEW	83-10-041	137-36-070	NEW-E	83-08-063
132Y-100-032	AMD-P	83-16-056	133-50-020	NEW-P	83-03-061	137-36-070	NEW-E	83-15-004
132Y-100-072	AMD-P	83-16-056	133-50-020	NEW	83-10-041	137-36-070	NEW-P	83-17-136
132Y-100-080	AMD-P	83-16-056	136-110-010	NEW-E	83-19-042	137-37	NEW-C	83-11-021
132Y-100-096	AMD-P	83-16-056	136-110-020	NEW-E	83-19-042	137-37-010	NEW-P	83-08-006
132Y-100-104	AMD-P	83-16-056	136-110-030	NEW-E	83-19-042	137-37-010	NEW-W	83-16-017
132Y-100-108	AMD-P	83-16-056	136-110-040	NEW-E	83-19-042	137-37-020	NEW-P	83-08-006
132Y-100-112	AMD-P	83-16-056	136-110-050	NEW-E	83-19-042	137-37-020	NEW-W	83-16-017
133-10	NEW-C	83-07-003	136-130-010	NEW-E	83-19-038	137-37-030	NEW-P	83-08-006
133-10	NEW	83-10-041	136-130-020	NEW-E	83-19-038	137-37-030	NEW-W	83-16-017
133-10-010	NEW-P	83-03-061	136-130-030	NEW-E	83-19-038	137-37-040	NEW-P	83-08-006
133-10-010	NEW	83-10-041	136-130-040	NEW-E	83-19-038	137-37-040	NEW-W	83-16-017
133-10-020	NEW-P	83-03-061	136-130-050	NEW-E	83-19-038	137-37-050	NEW-P	83-08-006
133-10-020	NEW	83-10-041	136-130-060	NEW-E	83-19-038	137-37-050	NEW-W	83-16-017
133-10-030	NEW-P	83-03-061	136-130-070	NEW-E	83-19-038	137-37-060	NEW-P	83-08-006
133-10-030	NEW	83-10-041	136-150-010	NEW-E	83-15-039	137-37-060	NEW-W	83-16-017
133-20	NEW-C	83-07-003	136-150-020	NEW-E	83-15-039	137-48	NEW-C	83-06-011
133-20	NEW	83-10-041	136-150-030	NEW-E	83-15-039	137-48	NEW-W	83-08-007
133-20-010	NEW-P	83-03-061	136-150-040	NEW-E	83-15-039	137-48	NEW-E	83-08-063
133-20-010	NEW	83-10-041	136-150-050	NEW-E	83-15-039	137-48-010	NEW-P	83-02-048
133-20-020	NEW-P	83-03-061	136-150-090	NEW-E	83-15-039	137-48-010	NEW-E	83-02-050
133-20-020	NEW	83-10-041	136-150-100	NEW-E	83-15-039	137-48-010	NEW-W	83-08-007
133-20-030	NEW-P	83-03-061	136-160-010	NEW-E	83-19-039	137-48-010	NEW-E	83-08-063
133-20-030	NEW	83-10-041	136-160-020	NEW-E	83-19-039	137-48-010	NEW-E	83-15-004
133-20-040	NEW-P	83-03-061	136-160-030	NEW-E	83-19-039	137-48-010	NEW-P	83-17-135
133-20-040	NEW	83-10-041	136-160-040	NEW-E	83-19-039	137-48-020	NEW-P	83-02-048
133-20-050	NEW-P	83-03-061	136-160-050	NEW-E	83-19-039	137-48-020	NEW-E	83-02-050
133-20-050	NEW	83-10-041	136-160-060	NEW-E	83-19-039	137-48-020	NEW-W	83-08-007
133-20-060	NEW-P	83-03-061	136-170-010	NEW-E	83-19-040	137-48-020	NEW-E	83-08-063
133-20-060	NEW	83-10-041	136-170-020	NEW-E	83-19-040	137-48-020	NEW-E	83-15-004
133-20-070	NEW-P	83-03-061	136-170-030	NEW-E	83-19-040	137-48-020	NEW-P	83-17-135
133-20-070	NEW	83-10-041	136-170-040	NEW-E	83-19-040	137-48-030	NEW-P	83-02-048
133-20-080	NEW-P	83-03-061	136-220-010	NEW-E	83-19-041	137-48-030	NEW-E	83-02-050
133-20-080	NEW	83-10-041	136-220-020	NEW-E	83-19-041	137-48-030	NEW-W	83-08-007
133-20-090	NEW-P	83-03-061	136-220-030	NEW-E	83-19-041	137-48-030	NEW-E	83-08-063
133-20-090	NEW	83-10-041	137-36	NEW-C	83-06-011	137-48-030	NEW-E	83-15-004
133-20-100	NEW-P	83-03-061	137-36	NEW-W	83-08-007	137-48-030	NEW-P	83-17-135
133-20-100	NEW	83-10-041	137-36	NEW-E	83-08-063	137-48-040	NEW-P	83-02-048
133-20-110	NEW-P	83-03-061	137-36-010	NEW-P	83-02-049	137-48-040	NEW-E	83-02-050
133-20-110	NEW	83-10-041	137-36-010	NEW-E	83-02-051	137-48-040	NEW-W	83-08-007
133-20-120	NEW-P	83-03-061	137-36-010	NEW-W	83-08-007	137-48-040	NEW-E	83-08-063
133-20-120	NEW	83-10-041	137-36-010	NEW-E	83-08-063	137-48-040	NEW-E	83-15-004
133-30	NEW-C	83-07-003	137-36-010	NEW-E	83-15-004	137-48-040	NEW-P	83-17-135
133-30	NEW	83-10-041	137-36-010	NEW-P	83-17-136	137-48-050	NEW-P	83-02-048
133-30-010	NEW-P	83-03-061	137-36-020	NEW-P	83-02-049	137-48-050	NEW-E	83-02-050
133-30-010	NEW	83-10-041	137-36-020	NEW-E	83-02-051	137-48-050	NEW-W	83-08-007
133-30-020	NEW-P	83-03-061	137-36-020	NEW-W	83-08-007	137-48-050	NEW-E	83-08-063
133-30-020	NEW	83-10-041	137-36-020	NEW-E	83-08-063	137-48-050	NEW-E	83-15-004
133-30-030	NEW-P	83-03-061	137-36-020	NEW-E	83-15-004	137-48-050	NEW-P	83-17-135
133-30-030	NEW	83-10-041	137-36-020	NEW-P	83-17-136	137-48-060	NEW-P	83-02-048
133-30-040	NEW-P	83-03-061	137-36-030	NEW-P	83-02-049	137-48-060	NEW-E	83-02-050
133-30-040	NEW	83-10-041	137-36-030	NEW-E	83-02-051	137-48-060	NEW-W	83-08-007
133-30-050	NEW-P	83-03-061	137-36-030	NEW-W	83-08-007	137-48-060	NEW-E	83-08-063
133-30-050	NEW	83-10-041	137-36-030	NEW-E	83-08-063	137-48-060	NEW-E	83-15-004

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
137-48-060	NEW-P	83-17-135	140-12-080	NEW	83-06-035	154-16-010	AMD	83-13-044
137-48-070	NEW-P	83-02-048	140-12-090	NEW-P	83-02-054	154-16-020	AMD-E	83-09-020
137-48-070	NEW-E	83-02-050	140-12-090	NEW	83-06-035	154-16-020	AMD-P	83-09-021
137-48-070	NEW-W	83-08-007	140-12-100	NEW-P	83-02-054	154-16-020	AMD-C	83-10-050
137-48-070	NEW-E	83-08-063	140-12-100	NEW	83-06-035	154-16-020	AMD	83-13-044
137-48-070	NEW-E	83-15-004	140-12-110	NEW-P	83-02-054	154-20-010	AMD-E	83-09-020
137-48-070	NEW-P	83-17-135	140-12-110	NEW	83-06-035	154-20-010	AMD-P	83-09-021
137-48-080	NEW-P	83-02-048	142-30-010	AMD-P	83-04-048	154-20-010	AMD-C	83-10-050
137-48-080	NEW-E	83-02-050	142-30-010	AMD-E	83-08-018	154-20-010	AMD	83-13-044
137-48-080	NEW-W	83-08-007	142-30-010	AMD	83-08-019	154-20-020	AMD-E	83-09-020
137-48-080	NEW-E	83-08-063	154-04-010	AMD-E	83-09-020	154-20-020	AMD-P	83-09-021
137-48-080	NEW-E	83-15-004	154-04-010	AMD-P	83-09-021	154-20-020	AMD-C	83-10-050
137-48-080	NEW-P	83-17-135	154-04-010	AMD-C	83-10-050	154-20-020	AMD	83-13-044
137-48-090	NEW-E	83-08-063	154-04-010	AMD	83-13-044	154-48-010	AMD-E	83-09-020
137-48-090	NEW-E	83-15-004	154-04-035	NEW-E	83-09-020	154-48-010	AMD-P	83-09-021
137-48-090	NEW-P	83-17-135	154-04-035	NEW-P	83-09-021	154-48-010	AMD-C	83-10-050
137-49-010	REP-E	83-07-006	154-04-035	NEW-C	83-10-050	154-48-010	AMD	83-13-044
137-49-010	NEW-W	83-07-007	154-04-035	NEW	83-13-044	154-68-020	AMD-E	83-09-020
137-50	NEW-C	83-06-011	154-04-040	AMD-E	83-09-020	154-68-020	AMD-P	83-09-021
137-50	NEW-W	83-08-007	154-04-040	AMD-P	83-09-021	154-68-020	AMD-C	83-10-050
137-50-010	NEW-W	83-08-007	154-04-040	AMD-C	83-10-050	154-68-020	AMD	83-13-044
137-54-010	NEW-E	83-13-015	154-04-040	AMD	83-13-044	167-04-010	REP	83-06-052
137-54-020	NEW-E	83-13-015	154-04-050	AMD-E	83-09-020	167-04-030	REP	83-06-052
137-54-030	NEW-E	83-13-015	154-04-050	AMD-P	83-09-021	167-04-050	REP	83-06-052
137-54-040	NEW-E	83-13-015	154-04-050	AMD-C	83-10-050	167-06-010	REP	83-06-052
137-54-050	NEW-E	83-13-015	154-04-050	AMD	83-13-044	167-06-020	REP	83-06-052
137-54-060	NEW-E	83-13-015	154-04-070	AMD-E	83-09-020	167-08-010	REP	83-06-052
137-54-070	NEW-E	83-13-015	154-04-070	AMD-P	83-09-021	172-129-010	REP-P	83-14-021
137-56-190	AMD	83-05-009	154-04-070	AMD-C	83-10-050	172-129-020	REP-P	83-14-021
137-56-250	AMD-P	83-07-049	154-04-070	AMD	83-13-044	172-129-030	REP-P	83-14-021
137-56-250	AMD	83-10-042	154-04-075	NEW-E	83-09-020	172-129-031	REP-P	83-14-021
139-14-010	AMD-C	83-04-009	154-04-075	NEW-P	83-09-021	172-129-035	REP-P	83-14-021
139-14-010	AMD-E	83-04-014	154-04-075	NEW-C	83-10-050	172-129-036	REP-P	83-14-021
139-14-010	AMD	83-07-046	154-04-075	NEW	83-13-044	172-129-037	REP-P	83-14-021
139-20-010	REP-C	83-04-008	154-04-090	AMD-E	83-09-020	172-129-040	REP-P	83-14-021
139-20-010	REP-E	83-04-012	154-04-090	AMD-P	83-09-021	172-129-050	REP-P	83-14-021
139-20-010	REP	83-07-044	154-04-090	AMD-C	83-10-050	172-129-060	REP-P	83-14-021
139-20-020	NEW-C	83-04-007	154-04-090	AMD	83-13-044	172-129-070	REP-P	83-14-021
139-20-020	NEW-E	83-04-013	154-04-100	AMD-E	83-09-020	172-129-080	REP-P	83-14-021
139-20-020	NEW	83-07-045	154-04-100	AMD-P	83-09-021	172-129-090	REP-P	83-14-021
140-08-010	NEW-P	83-02-053	154-04-100	AMD-C	83-10-050	172-129-100	REP-P	83-14-021
140-08-010	NEW	83-06-034	154-04-100	AMD	83-13-044	172-129-110	REP-P	83-14-021
140-08-020	NEW-P	83-02-053	154-12-010	AMD-E	83-09-020	172-129-120	REP-P	83-14-021
140-08-020	NEW	83-06-034	154-12-010	AMD-P	83-09-021	172-129-130	REP-P	83-14-021
140-08-030	NEW-P	83-02-053	154-12-010	AMD-C	83-10-050	172-129-140	REP-P	83-14-021
140-08-030	NEW	83-06-034	154-12-010	AMD	83-13-044	172-129-145	REP-P	83-14-021
140-08-040	NEW-P	83-02-053	154-12-015	NEW-E	83-09-020	172-129-150	REP-P	83-14-021
140-08-040	NEW	83-06-034	154-12-015	NEW-P	83-09-021	172-129-160	REP-P	83-14-021
140-08-050	NEW-P	83-02-053	154-12-015	NEW-C	83-10-050	173-19-1104	AMD-P	83-10-061
140-08-050	NEW	83-06-034	154-12-015	NEW	83-13-044	173-19-1104	AMD	83-14-003
140-08-060	NEW-P	83-02-053	154-12-020	AMD-E	83-09-020	173-19-120	AMD-P	83-17-114
140-08-060	NEW	83-06-034	154-12-020	AMD-P	83-09-021	173-19-130	AMD	83-02-066
140-08-070	NEW-P	83-02-053	154-12-020	AMD-C	83-10-050	173-19-190	AMD-P	83-10-061
140-08-070	NEW	83-06-034	154-12-020	AMD	83-13-044	173-19-190	AMD-C	83-14-010
140-08-080	NEW-P	83-02-053	154-12-030	AMD-E	83-09-020	173-19-190	AMD	83-17-032
140-08-080	NEW	83-06-034	154-12-030	AMD-P	83-09-021	173-19-2208	AMD-P	83-14-085
140-08-090	NEW-P	83-02-053	154-12-030	AMD-C	83-10-050	173-19-2208	AMD-C	83-17-113
140-08-090	NEW	83-06-034	154-12-030	AMD	83-13-044	173-19-240	AMD-P	83-11-048
140-08-100	NEW-P	83-02-053	154-12-090	AMD-E	83-09-020	173-19-240	AMD	83-14-086
140-08-100	NEW	83-06-034	154-12-090	AMD-P	83-09-021	173-19-2503	AMD-P	83-02-065
140-08-110	NEW-P	83-02-053	154-12-090	AMD-C	83-10-050	173-19-2503	AMD	83-07-080
140-08-110	NEW	83-06-034	154-12-090	AMD	83-13-044	173-19-2505	AMD-P	83-02-064
140-12-010	NEW-P	83-02-054	154-12-100	AMD-E	83-09-020	173-19-2505	AMD-P	83-03-069
140-12-010	NEW	83-06-035	154-12-100	AMD-P	83-09-021	173-19-2505	AMD	83-07-019
140-12-020	NEW-P	83-02-054	154-12-100	AMD-C	83-10-050	173-19-2521	AMD-P	83-02-065
140-12-020	NEW	83-06-035	154-12-100	AMD	83-13-044	173-19-2521	AMD	83-07-081
140-12-030	NEW-P	83-02-054	154-12-105	NEW-E	83-09-020	173-19-2521	AMD-P	83-09-052
140-12-030	NEW	83-06-035	154-12-105	NEW-P	83-09-021	173-19-2521	AMD-P	83-11-047
140-12-040	NEW-P	83-02-054	154-12-105	NEW-C	83-10-050	173-19-2521	AMD-C	83-12-016
140-12-040	NEW	83-06-035	154-12-105	NEW	83-13-044	173-19-2521	AMD	83-13-029
140-12-050	NEW-P	83-02-054	154-12-110	AMD-E	83-09-020	173-19-2521	AMD-C	83-14-011
140-12-050	NEW	83-06-035	154-12-110	AMD-P	83-09-021	173-19-2521	AMD	83-15-014
140-12-060	NEW-P	83-02-054	154-12-110	AMD-C	83-10-050	173-19-2521	AMD-P	83-17-114
140-12-060	NEW	83-06-035	154-12-110	AMD	83-13-044	173-19-260	AMD-C	83-03-067
140-12-070	NEW-P	83-02-054	154-16-010	AMD-E	83-09-020	173-19-260	AMD	83-08-002
140-12-070	NEW	83-06-035	154-16-010	AMD-P	83-09-021	173-19-310	AMD-P	83-18-058
140-12-080	NEW-P	83-02-054	154-16-010	AMD-C	83-10-050	173-19-3508	AMD-P	83-08-072

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173-19-3514	AMD-P	83-08-072	173-134A-090	NEW	83-12-060	173-400-010	AMD	83-09-036
173-19-3514	AMD	83-12-018	173-134A-100	NEW-P	83-07-079	173-400-020	AMD-P	83-03-070
173-19-370	AMD-P	83-02-065	173-134A-100	NEW	83-12-060	173-400-020	AMD	83-09-036
173-19-370	AMD	83-07-082	173-134A-110	NEW-P	83-07-079	173-400-030	AMD-P	83-03-070
173-19-3701	AMD-P	83-17-115	173-134A-110	NEW	83-12-060	173-400-030	AMD	83-09-036
173-19-390	AMD-P	83-13-119	173-134A-120	NEW-P	83-07-079	173-400-040	AMD-P	83-03-070
173-19-390	AMD	83-18-005	173-134A-120	NEW	83-12-060	173-400-040	AMD	83-09-036
173-19-4005	AMD-P	83-02-065	173-134A-130	NEW-P	83-07-079	173-400-050	AMD-P	83-03-070
173-19-4005	AMD	83-07-083	173-134A-130	NEW	83-12-060	173-400-050	AMD	83-09-036
173-44	NEW-C	83-17-112	173-134A-140	NEW-P	83-07-079	173-400-060	AMD-P	83-03-070
173-44-010	NEW-P	83-15-044	173-134A-140	NEW	83-12-060	173-400-060	AMD	83-09-036
173-44-010	NEW	83-18-020	173-134A-150	NEW-P	83-07-079	173-400-070	AMD-P	83-03-070
173-44-020	NEW-P	83-15-044	173-134A-150	NEW	83-12-060	173-400-070	AMD	83-09-036
173-44-020	NEW	83-18-020	173-134A-160	NEW-P	83-07-079	173-400-075	AMD-P	83-03-070
173-44-030	NEW-P	83-15-044	173-134A-160	NEW	83-12-060	173-400-075	AMD	83-09-036
173-44-030	NEW	83-18-020	173-134A-170	NEW-P	83-07-079	173-400-080	REP-P	83-03-070
173-44-040	NEW-P	83-15-044	173-134A-170	NEW	83-12-060	173-400-080	REP	83-09-036
173-44-040	NEW	83-18-020	173-202-020	AMD	83-15-045	173-400-090	REP-P	83-03-070
173-44-050	NEW-P	83-15-044	173-216-010	NEW-P	83-17-111	173-400-090	REP	83-09-036
173-44-050	NEW	83-18-020	173-216-020	NEW-P	83-17-111	173-400-100	AMD-P	83-03-070
173-44-060	NEW-P	83-15-044	173-216-030	NEW-P	83-17-111	173-400-100	AMD	83-09-036
173-44-060	NEW	83-18-020	173-216-040	NEW-P	83-17-111	173-400-110	AMD-P	83-03-070
173-44-070	NEW-P	83-15-044	173-216-050	NEW-P	83-17-111	173-400-110	AMD	83-09-036
173-44-070	NEW	83-18-020	173-216-060	NEW-P	83-17-111	173-400-115	AMD-P	83-03-070
173-60-020	AMD	83-15-046	173-216-070	NEW-P	83-17-111	173-400-115	AMD	83-09-036
173-60-050	AMD	83-15-046	173-216-080	NEW-P	83-17-111	173-400-120	AMD-P	83-03-070
173-134-010	REP-P	83-07-079	173-216-090	NEW-P	83-17-111	173-400-120	AMD	83-09-036
173-134-010	REP	83-12-060	173-216-100	NEW-P	83-17-111	173-400-130	REP-P	83-03-070
173-134-020	REP-P	83-07-079	173-216-110	NEW-P	83-17-111	173-400-130	REP	83-09-036
173-134-020	REP	83-12-060	173-216-120	NEW-P	83-17-111	173-400-135	REP-P	83-03-070
173-134-030	REP-P	83-07-079	173-216-130	NEW-P	83-17-111	173-400-135	REP	83-09-036
173-134-030	REP	83-12-060	173-216-140	NEW-P	83-17-111	173-400-140	REP-P	83-03-070
173-134-040	REP-P	83-07-079	173-220	REVIEW	83-13-028	173-400-140	REP	83-09-036
173-134-040	REP	83-12-060	173-220-090	AMD-P	83-07-078	173-400-150	REP-P	83-03-070
173-134-050	REP-P	83-07-079	173-220-090	AMD	83-10-063	173-400-150	REP	83-09-036
173-134-050	REP	83-12-060	173-240-010	AMD-P	83-17-134	173-400-160	REP-P	83-03-070
173-134-055	REP-P	83-07-079	173-240-020	AMD-P	83-17-134	173-400-160	REP	83-09-036
173-134-055	REP	83-12-060	173-240-030	AMD-P	83-17-134	173-400-170	REP-P	83-03-070
173-134-060	REP-P	83-07-079	173-240-035	NEW-P	83-17-134	173-400-170	REP	83-09-036
173-134-060	REP	83-12-060	173-240-040	AMD-P	83-17-134	173-402	REVIEW	83-13-028
173-134-070	REP-P	83-07-079	173-240-050	AMD-P	83-17-134	173-403	REVIEW	83-13-028
173-134-070	REP	83-12-060	173-240-060	AMD-P	83-17-134	173-403	AMD-C	83-16-020
173-134-080	REP-P	83-07-079	173-240-070	AMD-P	83-17-134	173-403-010	NEW-P	83-03-070
173-134-080	REP	83-12-060	173-240-075	NEW-P	83-17-134	173-403-010	NEW	83-09-013
173-134-085	REP-P	83-07-079	173-240-080	AMD-P	83-17-134	173-403-020	NEW-P	83-03-070
173-134-085	REP	83-12-060	173-240-090	AMD-P	83-17-134	173-403-020	NEW	83-09-013
173-134-090	REP-P	83-07-079	173-240-095	NEW-P	83-17-134	173-403-030	NEW-P	83-03-070
173-134-090	REP	83-12-060	173-240-100	AMD-P	83-17-134	173-403-030	NEW	83-09-013
173-134-100	REP-P	83-07-079	173-240-104	NEW-P	83-17-134	173-403-030	AMD-P	83-13-118
173-134-100	REP	83-12-060	173-240-105	REP-P	83-17-134	173-403-030	AMD	83-18-010
173-134-110	REP-P	83-07-079	173-240-110	AMD-P	83-17-134	173-403-050	NEW-P	83-03-070
173-134-110	REP	83-12-060	173-240-120	AMD-P	83-17-134	173-403-050	NEW	83-09-013
173-134-120	REP-P	83-07-079	173-240-130	AMD-P	83-17-134	173-403-050	AMD-P	83-13-118
173-134-120	REP	83-12-060	173-240-140	AMD-P	83-17-134	173-403-050	AMD	83-18-010
173-134-130	REP-P	83-07-079	173-240-150	AMD-P	83-17-134	173-403-060	NEW-P	83-13-118
173-134-130	REP	83-12-060	173-240-160	AMD-P	83-17-134	173-403-060	NEW	83-18-010
173-134-140	REP-P	83-07-079	173-240-170	AMD-P	83-17-134	173-403-070	NEW-P	83-13-118
173-134-140	REP	83-12-060	173-240-180	AMD-P	83-17-134	173-403-070	NEW	83-18-010
173-134-160	REP-P	83-07-079	173-301	AMD-C	83-03-068	173-403-075	NEW-P	83-13-118
173-134-160	REP	83-12-060	173-301	AMD	83-09-017	173-403-075	NEW	83-18-010
173-134A-010	NEW-P	83-07-079	173-301	REVIEW	83-13-028	173-403-080	NEW-P	83-13-118
173-134A-010	NEW	83-12-060	173-301-110	AMD	83-09-017	173-403-080	NEW	83-18-010
173-134A-020	NEW-P	83-07-079	173-301-180	AMD	83-09-017	173-403-090	NEW-P	83-13-118
173-134A-020	NEW	83-12-060	173-301-181	AMD	83-09-017	173-403-090	NEW	83-18-010
173-134A-030	NEW-P	83-07-079	173-301-320	NEW	83-09-017	173-403-100	NEW-P	83-03-070
173-134A-030	NEW	83-12-060	173-303	REVIEW	83-13-028	173-403-100	NEW	83-09-013
173-134A-040	NEW-P	83-07-079	173-310	REVIEW	83-13-028	173-403-110	NEW-P	83-03-070
173-134A-040	NEW	83-12-060	173-320-010	NEW	83-12-062	173-403-110	NEW	83-09-013
173-134A-050	NEW-P	83-07-079	173-320-020	NEW	83-12-062	173-403-110	AMD-P	83-13-118
173-134A-050	NEW	83-12-060	173-320-030	NEW	83-12-062	173-403-110	AMD	83-18-010
173-134A-060	NEW-P	83-07-079	173-320-040	NEW	83-12-062	173-403-120	NEW-P	83-03-070
173-134A-060	NEW	83-12-060	173-320-050	NEW	83-12-062	173-403-120	NEW	83-09-013
173-134A-070	NEW-P	83-07-079	173-320-060	NEW	83-12-062	173-403-130	NEW-P	83-03-070
173-134A-070	NEW	83-12-060	173-320-070	NEW	83-12-062	173-403-130	NEW	83-09-013
173-134A-080	NEW-P	83-07-079	173-320-080	NEW	83-12-062	173-403-140	NEW-P	83-03-070
173-134A-080	NEW	83-12-060	173-400	REVIEW	83-13-028	173-403-140	NEW	83-09-013

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173-403-150	NEW	83-09-013	173-422-175	NEW-P	83-18-059	174-107-280	NEW	83-16-009
173-403-160	NEW-P	83-03-070	173-490	REVIEW	83-13-028	174-107-290	NEW-P	83-11-018
173-403-160	NEW	83-09-013	173-508	REVIEW	83-13-028	174-107-290	NEW	83-16-009
173-403-170	NEW-P	83-03-070	173-509	REVIEW	83-13-028	174-107-300	NEW-P	83-11-018
173-403-170	NEW	83-09-013	173-510	REVIEW	83-13-028	174-107-300	NEW	83-16-009
173-403-180	NEW-P	83-03-070	173-512	REVIEW	83-13-028	174-107-310	NEW-P	83-11-018
173-403-180	NEW	83-09-013	173-513	REVIEW	83-13-028	174-107-310	NEW	83-16-009
173-403-190	NEW-P	83-03-070	173-514-010	NEW-P	83-19-070	174-107-320	NEW-P	83-11-018
173-403-190	NEW	83-09-013	173-514-020	NEW-P	83-19-070	174-107-320	NEW	83-16-009
173-405	REVIEW	83-13-028	173-514-030	NEW-P	83-19-070	174-107-330	NEW-P	83-11-018
173-405	AMD-C	83-16-020	173-514-040	NEW-P	83-19-070	174-107-330	NEW	83-16-009
173-405-021	AMD-P	83-03-070	173-514-050	NEW-P	83-19-070	174-107-340	NEW-P	83-11-018
173-405-021	AMD	83-09-036	173-514-060	NEW-P	83-19-070	174-107-340	NEW	83-16-009
173-405-033	AMD-P	83-03-070	173-514-070	NEW-P	83-19-070	174-107-350	NEW-P	83-11-018
173-405-033	AMD	83-09-036	173-514-080	NEW-P	83-19-070	174-107-350	NEW	83-16-009
173-405-035	NEW-P	83-13-118	173-514-090	NEW-P	83-19-070	174-107-360	NEW-P	83-11-018
173-405-035	NEW	83-18-010	173-531A	REVIEW	83-13-028	174-107-360	NEW	83-16-009
173-405-040	AMD-P	83-03-070	173-545	NEW-C	83-10-062	174-107-370	NEW-P	83-11-018
173-405-040	AMD	83-09-036	173-545-010	NEW-P	83-09-053	174-107-370	NEW	83-16-009
173-405-061	AMD-P	83-03-070	173-545-010	NEW	83-13-016	174-107-380	NEW-P	83-11-018
173-405-061	AMD	83-09-036	173-545-020	NEW-P	83-09-053	174-107-380	NEW	83-16-009
173-405-077	AMD-P	83-03-070	173-545-020	NEW	83-13-016	174-107-400	NEW-P	83-11-018
173-405-077	AMD	83-09-036	173-545-030	NEW-P	83-09-053	174-107-400	NEW	83-16-009
173-405-078	AMD-P	83-03-070	173-545-030	NEW	83-13-016	174-107-410	NEW-P	83-11-018
173-405-078	AMD	83-09-036	173-545-040	NEW-P	83-09-053	174-107-410	NEW	83-16-009
173-405-086	AMD-P	83-03-070	173-545-040	NEW	83-13-016	174-107-420	NEW-P	83-11-018
173-405-086	AMD	83-09-036	173-545-050	NEW-P	83-09-053	174-107-420	NEW	83-16-009
173-405-090	REP-P	83-03-070	173-545-050	NEW	83-13-016	174-107-430	NEW-P	83-11-018
173-405-090	REP	83-09-036	173-545-060	NEW-P	83-09-053	174-107-430	NEW	83-16-009
173-405-101	REP-P	83-03-070	173-545-060	NEW	83-13-016	174-107-440	NEW-P	83-11-018
173-405-101	REP	83-09-036	173-545-070	NEW-P	83-09-053	174-107-440	NEW	83-16-009
173-410	REVIEW	83-13-028	173-545-070	NEW	83-13-016	174-107-450	NEW-P	83-11-018
173-410	AMD-C	83-16-020	173-545-080	NEW-P	83-09-053	174-107-450	NEW	83-16-009
173-410-021	AMD-P	83-03-070	173-545-080	NEW	83-13-016	174-107-460	NEW-P	83-11-018
173-410-021	AMD	83-09-036	173-545-090	NEW-P	83-09-053	174-107-460	NEW	83-16-009
173-410-035	NEW-P	83-13-118	173-545-090	NEW	83-13-016	174-107-470	NEW-P	83-11-018
173-410-035	NEW	83-18-010	173-545-100	NEW-P	83-09-053	174-107-470	NEW	83-16-009
173-410-040	AMD-P	83-03-070	173-545-100	NEW	83-13-016	174-107-500	NEW-P	83-11-018
173-410-040	AMD	83-09-036	173-563	REVIEW	83-13-028	174-107-500	NEW	83-16-009
173-410-067	AMD-P	83-03-070	173-801	REVIEW	83-13-028	174-107-510	NEW-P	83-11-018
173-410-067	AMD	83-09-036	174-107-100	NEW-P	83-11-018	174-107-510	NEW	83-16-009
173-410-071	AMD-P	83-03-070	174-107-100	NEW	83-16-009	174-107-520	NEW-P	83-11-018
173-410-071	AMD	83-09-036	174-107-110	NEW-P	83-11-018	174-107-520	NEW	83-16-009
173-410-086	AMD-P	83-03-070	174-107-110	NEW	83-16-009	174-107-530	NEW-P	83-11-018
173-410-086	AMD	83-09-036	174-107-120	NEW-P	83-11-018	174-107-530	NEW	83-16-009
173-410-090	REP-P	83-03-070	174-107-120	NEW	83-16-009	174-107-540	NEW-P	83-11-018
173-410-090	REP	83-09-036	174-107-130	NEW-P	83-11-018	174-107-540	NEW	83-16-009
173-410-091	REP-P	83-03-070	174-107-130	NEW	83-16-009	174-107-550	NEW-P	83-11-018
173-410-091	REP	83-09-036	174-107-140	NEW-P	83-11-018	174-107-550	NEW	83-16-009
173-415	REVIEW	83-13-028	174-107-140	NEW	83-16-009	174-108-010	REP-P	83-16-022
173-415-020	AMD-P	83-03-070	174-107-150	NEW-P	83-11-018	174-108-020	REP-P	83-16-022
173-415-020	AMD	83-09-036	174-107-150	NEW	83-16-009	174-108-030	REP-P	83-16-022
173-415-030	AMD-P	83-03-070	174-107-160	NEW-P	83-11-018	174-108-041	REP-P	83-16-022
173-415-030	AMD	83-09-036	174-107-160	NEW	83-16-009	174-108-051	REP-P	83-16-022
173-415-050	AMD-P	83-03-070	174-107-170	NEW-P	83-11-018	174-108-06001	REP-P	83-16-022
173-415-050	AMD	83-09-036	174-107-170	NEW	83-16-009	174-108-06003	REP-P	83-16-022
173-415-070	AMD-P	83-03-070	174-107-180	NEW-P	83-11-018	174-108-06005	REP-P	83-16-022
173-415-070	AMD	83-09-036	174-107-180	NEW	83-16-009	174-108-06007	REP-P	83-16-022
173-415-080	AMD-P	83-03-070	174-107-190	NEW-P	83-11-018	174-108-06009	REP-P	83-16-022
173-415-080	AMD	83-09-036	174-107-190	NEW	83-16-009	174-108-06011	REP-P	83-16-022
173-415-090	REP-P	83-03-070	174-107-200	NEW-P	83-11-018	174-108-07001	REP-P	83-16-022
173-415-090	REP	83-09-036	174-107-200	NEW	83-16-009	174-109-010	NEW-P	83-17-137
173-422-010	AMD-P	83-18-059	174-107-210	NEW-P	83-11-018	174-109-020	NEW-P	83-17-137
173-422-020	AMD-P	83-18-059	174-107-210	NEW	83-16-009	174-109-030	NEW-P	83-17-137
173-422-030	AMD-P	83-18-059	174-107-220	NEW-P	83-11-018	174-109-040	NEW-P	83-17-137
173-422-040	AMD-P	83-18-059	174-107-220	NEW	83-16-009	174-109-050	NEW-P	83-17-137
173-422-050	AMD-P	83-18-059	174-107-230	NEW-P	83-11-018	174-109-060	NEW-P	83-17-137
173-422-060	AMD-P	83-18-059	174-107-230	NEW	83-16-009	174-109-070	NEW-P	83-17-137
173-422-070	AMD-P	83-18-059	174-107-240	NEW-P	83-11-018	174-109-080	NEW-P	83-17-137
173-422-080	AMD-P	83-18-059	174-107-240	NEW	83-16-009	174-109-090	NEW-P	83-17-137
173-422-090	AMD-P	83-18-059	174-107-250	NEW-P	83-11-018	174-109-100	NEW-P	83-17-137
173-422-100	AMD-P	83-18-059	174-107-250	NEW	83-16-009	174-109-200	NEW-P	83-17-137
173-422-120	AMD-P	83-18-059	174-107-260	NEW-P	83-11-018	174-109-300	NEW-P	83-17-137
173-422-140	AMD-P	83-18-059	174-107-260	NEW	83-16-009	174-109-400	NEW-P	83-17-137
173-422-145	NEW-P	83-18-059	174-107-270	NEW-P	83-11-018	174-109-500	NEW-P	83-17-137
173-422-160	AMD-P	83-18-059	174-107-270	NEW	83-16-009	174-109-600	NEW-P	83-17-137

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
174-116	AMD-P 83-16-083	180-22-265	AMD-P 83-13-097	180-29-135	NEW-P 83-17-128
174-116-010	AMD-P 83-16-083	180-22-270	AMD-P 83-13-097	180-29-140	NEW-P 83-17-128
174-116-011	NEW-P 83-16-083	180-22-275	AMD-P 83-13-097	180-29-145	NEW-P 83-17-128
174-116-020	AMD-P 83-16-083	180-22-285	AMD-P 83-13-097	180-29-150	NEW-P 83-17-128
174-116-030	AMD-P 83-16-083	180-22-290	AMD-P 83-13-097	180-29-155	NEW-P 83-17-128
174-116-040	AMD-P 83-16-083	180-22-295	AMD-P 83-13-097	180-29-160	NEW-P 83-17-128
174-116-041	NEW-P 83-16-083	180-25-005	NEW-P 83-17-125	180-29-165	NEW-P 83-17-128
174-116-042	NEW-P 83-16-083	180-25-010	NEW-P 83-17-125	180-29-170	NEW-P 83-17-128
174-116-043	NEW-P 83-16-083	180-25-015	NEW-P 83-17-125	180-30-003	NEW-P 83-17-129
174-116-044	NEW-P 83-16-083	180-25-020	NEW-P 83-17-125	180-31-005	NEW-P 83-17-130
174-116-045	NEW-P 83-16-083	180-25-025	NEW-P 83-17-125	180-31-010	NEW-P 83-17-130
174-116-046	NEW-P 83-16-083	180-25-030	NEW-P 83-17-125	180-31-015	NEW-P 83-17-130
174-116-050	AMD-P 83-16-083	180-25-035	NEW-P 83-17-125	180-31-020	NEW-P 83-17-130
174-116-060	AMD-P 83-16-083	180-25-040	NEW-P 83-17-125	180-31-025	NEW-P 83-17-130
174-116-070	AMD-P 83-16-083	180-25-045	NEW-P 83-17-125	180-31-030	NEW-P 83-17-130
174-116-071	NEW-P 83-16-083	180-25-050	NEW-P 83-17-125	180-31-035	NEW-P 83-17-130
174-116-072	NEW-P 83-16-083	180-26-005	NEW-P 83-17-126	180-31-040	NEW-P 83-17-130
174-116-080	AMD-P 83-16-083	180-26-010	NEW-P 83-17-126	180-32-005	NEW-P 83-17-131
174-116-090	REP-P 83-16-083	180-26-015	NEW-P 83-17-126	180-32-010	NEW-P 83-17-131
174-116-091	NEW-P 83-16-083	180-26-020	NEW-P 83-17-126	180-32-015	NEW-P 83-17-131
174-116-092	NEW-P 83-16-083	180-26-025	NEW-P 83-17-126	180-32-020	NEW-P 83-17-131
174-116-105	REP-P 83-16-083	180-26-030	NEW-P 83-17-126	180-32-025	NEW-P 83-17-131
174-116-115	REP-P 83-16-083	180-26-035	NEW-P 83-17-126	180-32-030	NEW-P 83-17-131
174-116-119	NEW-P 83-16-083	180-26-040	NEW-P 83-17-126	180-32-035	NEW-P 83-17-131
174-116-121	NEW-P 83-16-083	180-27-005	NEW-P 83-17-127	180-32-040	NEW-P 83-17-131
174-116-122	NEW-P 83-16-083	180-27-010	NEW-P 83-17-127	180-32-045	NEW-P 83-17-131
174-116-123	NEW-P 83-16-083	180-27-015	NEW-P 83-17-127	180-32-050	NEW-P 83-17-131
174-116-124	NEW-P 83-16-083	180-27-020	NEW-P 83-17-127	180-32-055	NEW-P 83-17-131
174-116-125	AMD-P 83-16-083	180-27-025	NEW-P 83-17-127	180-32-060	NEW-P 83-17-131
174-116-126	NEW-P 83-16-083	180-27-030	NEW-P 83-17-127	180-32-065	NEW-P 83-17-131
174-116-127	NEW-P 83-16-083	180-27-035	NEW-P 83-17-127	180-32-070	NEW-P 83-17-131
174-116-135	REP-P 83-16-083	180-27-040	NEW-P 83-17-127	180-33-005	AMD-P 83-17-132
174-116-140	REP-P 83-16-083	180-27-045	NEW-P 83-17-127	180-33-007	NEW-P 83-17-132
174-116-150	REP-P 83-16-083	180-27-050	NEW-P 83-17-127	180-33-010	AMD-P 83-17-132
174-116-160	REP-P 83-16-083	180-27-055	NEW-P 83-17-127	180-33-015	AMD-P 83-17-132
174-116-170	REP-P 83-16-083	180-27-057	NEW-P 83-17-127	180-33-020	AMD-P 83-17-132
174-116-180	REP-P 83-16-083	180-27-060	NEW-P 83-17-127	180-33-025	AMD-P 83-17-132
174-116-260	NEW-P 83-16-083	180-27-065	NEW-P 83-17-127	180-33-030	AMD-P 83-17-132
174-124-020	REP-P 83-16-022	180-27-070	NEW-P 83-17-127	180-33-035	AMD-P 83-17-132
174-124-030	REP-P 83-16-022	180-27-075	NEW-P 83-17-127	180-33-040	AMD-P 83-17-132
174-124-040	REP-P 83-16-022	180-27-080	NEW-P 83-17-127	180-33-045	AMD-P 83-17-132
174-124-050	REP-P 83-16-022	180-27-085	NEW-P 83-17-127	180-33-050	AMD-P 83-17-132
174-124-120	REP-P 83-16-022	180-27-090	NEW-P 83-17-127	180-33-055	AMD-P 83-17-132
174-136-015	AMD 83-05-034	180-27-095	NEW-P 83-17-127	180-33-060	AMD-P 83-17-132
174-136-016	AMD 83-05-034	180-27-100	NEW-P 83-17-127	180-36-005	AMD-P 83-08-044
174-136-018	AMD 83-05-034	180-27-105	NEW-P 83-17-127	180-36-005	AMD 83-13-001
174-136-019	AMD 83-05-034	180-27-110	NEW-P 83-17-127	180-39-005	NEW 83-13-004
174-148-010	REP-P 83-17-137	180-27-115	NEW-P 83-17-127	180-39-010	NEW 83-13-004
174-148-015	REP-P 83-17-137	180-27-120	NEW-P 83-17-127	180-39-015	NEW 83-13-004
174-148-030	REP-P 83-17-137	180-27-125	NEW-P 83-17-127	180-39-020	NEW 83-13-004
174-148-040	REP-P 83-17-137	180-29-005	NEW-P 83-17-128	180-39-025	NEW 83-13-004
174-148-050	REP-P 83-17-137	180-29-010	NEW-P 83-17-128	180-39-030	NEW 83-13-004
174-148-060	REP-P 83-17-137	180-29-015	NEW-P 83-17-128	180-39-035	NEW 83-13-004
174-148-070	REP-P 83-17-137	180-29-020	NEW-P 83-17-128	180-42	NEW-C 83-05-023
174-148-080	REP-P 83-17-137	180-29-025	NEW-P 83-17-128	180-42	NEW-C 83-08-042
174-148-085	REP-P 83-17-137	180-29-030	NEW-P 83-17-128	180-42-005	NEW-C 83-08-042
174-148-090	REP-P 83-17-137	180-29-035	NEW-P 83-17-128	180-42-010	NEW-C 83-08-042
174-148-100	REP-P 83-17-137	180-29-040	NEW-P 83-17-128	180-42-015	NEW-C 83-08-042
174-148-110	REP-P 83-17-137	180-29-045	NEW-P 83-17-128	180-42-020	NEW-C 83-08-042
174-148-120	REP-P 83-17-137	180-29-050	NEW-P 83-17-128	180-42-025	NEW-C 83-08-042
174-162-300	AMD-P 83-08-004	180-29-055	NEW-P 83-17-128	180-42-030	NEW-C 83-08-042
174-162-300	AMD 83-12-001	180-29-060	NEW-P 83-17-128	180-42-035	NEW-C 83-08-042
174-162-305	AMD-P 83-08-004	180-29-065	NEW-P 83-17-128	180-52-015	AMD-P 83-13-096
174-162-305	AMD 83-12-001	180-29-070	NEW-P 83-17-128	180-52-015	AMD 83-16-049
180-08-003	NEW-P 83-17-124	180-29-075	NEW-P 83-17-128	180-52-040	AMD-P 83-13-096
180-08-005	AMD-P 83-17-124	180-29-080	NEW-P 83-17-128	180-52-050	AMD-P 83-13-096
180-10-003	AMD-P 83-05-038	180-29-085	NEW-P 83-17-128	180-52-050	AMD 83-16-049
180-10-003	AMD 83-08-016	180-29-090	NEW-P 83-17-128	180-52-060	AMD-P 83-13-096
180-16-166	REP-C 83-05-023	180-29-095	NEW-P 83-17-128	180-52-060	AMD 83-16-049
180-16-166	REP-C 83-08-042	180-29-100	NEW-P 83-17-128	180-52-065	AMD-P 83-13-096
180-16-166	REP 83-13-004	180-29-105	NEW-P 83-17-128	180-52-065	AMD 83-16-049
180-16-195	AMD-P 83-08-043	180-29-107	NEW-P 83-17-128	180-56-023	NEW-P 83-08-061
180-16-195	AMD 83-13-002	180-29-110	NEW-P 83-17-128	180-56-023	NEW 83-13-005
180-16-225	AMD-P 83-08-043	180-29-115	NEW-P 83-17-128	180-90-125	NEW-P 83-17-133
180-16-225	AMD 83-13-002	180-29-120	NEW-P 83-17-128	180-90-160	AMD-P 83-17-133
180-22-250	AMD-P 83-13-097	180-29-125	NEW-P 83-17-128	180-100-020	REP-P 83-08-045
180-22-255	AMD-P 83-13-097	180-29-130	NEW-P 83-17-128		







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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
197-11-939	NEW-P	83-17-116	204-66-140	AMD	83-11-028	212-45-055	NEW	83-06-022
197-11-940	NEW-P	83-17-116	204-76-030	AMD-P	83-17-078	212-45-060	NEW-P	83-03-027
197-11-942	NEW-P	83-17-116	204-76-040	AMD-P	83-17-078	212-45-060	NEW	83-06-022
197-11-945	NEW-P	83-17-116	204-76-050	AMD-P	83-17-078	212-45-065	NEW-P	83-03-027
197-11-947	NEW-P	83-17-116	204-76-060	AMD-P	83-17-078	212-45-065	NEW	83-06-022
197-11-950	NEW-P	83-17-116	204-76-070	AMD-P	83-17-078	212-45-070	NEW-P	83-03-027
197-11-955	NEW-P	83-17-116	204-90	NEW-C	83-05-001	212-45-070	NEW	83-06-022
197-11-960	NEW-P	83-17-116	204-90-010	NEW	83-11-028	212-45-075	NEW-P	83-03-027
197-11-965	NEW-P	83-17-116	204-90-020	NEW	83-11-028	212-45-075	NEW	83-06-022
197-11-970	NEW-P	83-17-116	204-90-030	NEW	83-11-028	212-45-080	NEW-P	83-03-027
197-11-975	NEW-P	83-17-116	204-90-040	NEW	83-11-028	212-45-080	NEW	83-06-022
197-11-980	NEW-P	83-17-116	204-90-050	NEW	83-11-028	212-45-085	NEW-P	83-03-027
197-11-985	NEW-P	83-17-116	204-90-060	NEW	83-11-028	212-45-085	NEW	83-06-022
197-11-988	NEW-P	83-17-116	204-90-070	NEW	83-11-028	212-45-090	NEW-P	83-03-027
197-11-99001	NEW-P	83-17-116	204-90-080	NEW	83-11-028	212-45-090	NEW	83-06-022
197-11-99010	NEW-P	83-17-116	204-90-090	NEW	83-11-028	212-45-095	NEW-P	83-03-027
197-11-99020	NEW-P	83-17-116	204-90-100	NEW	83-11-028	212-45-095	NEW	83-06-022
197-11-99025	NEW-P	83-17-116	204-90-110	NEW	83-11-028	212-45-100	NEW-P	83-03-027
197-11-99030	NEW-P	83-17-116	204-90-120	NEW	83-11-028	212-45-100	NEW	83-06-022
197-11-99035	NEW-P	83-17-116	204-90-130	NEW	83-11-028	212-45-105	NEW-P	83-03-027
197-11-99040	NEW-P	83-17-116	204-90-140	NEW	83-11-028	212-45-105	NEW	83-06-022
197-11-99045	NEW-P	83-17-116	204-92-010	NEW-P	83-17-079	212-45-110	NEW-P	83-03-027
197-11-99050	NEW-P	83-17-116	204-92-020	NEW-P	83-17-079	212-45-110	NEW	83-06-022
197-11-99055	NEW-P	83-17-116	204-92-030	NEW-P	83-17-079	212-45-115	NEW-P	83-03-027
197-11-99060	NEW-P	83-17-116	204-92-040	NEW-P	83-17-079	212-45-115	NEW	83-06-022
197-11-99065	NEW-P	83-17-116	204-92-050	NEW-P	83-17-079	220-16-07500A	NEW-E	83-18-052
197-11-99070	NEW-P	83-17-116	212-43-001	NEW	83-03-028	220-20-010001	NEW-E	83-13-027
197-11-99075	NEW-P	83-17-116	212-43-005	NEW	83-03-028	220-20-02000A	NEW-E	83-18-050
197-11-99080	NEW-P	83-17-116	212-43-010	NEW	83-03-028	220-24-02000T	NEW-E	83-10-022
197-11-99090	NEW-P	83-17-116	212-43-015	NEW	83-03-028	220-24-02000T	REP-E	83-10-040
197-11-99101	NEW-P	83-17-116	212-43-020	NEW	83-03-028	220-24-02000U	NEW-E	83-10-040
197-11-99110	NEW-P	83-17-116	212-43-025	NEW	83-03-028	220-24-02000U	REP-E	83-14-037
197-11-99120	NEW-P	83-17-116	212-43-030	NEW	83-03-028	220-24-02000V	NEW-E	83-14-037
197-11-99122	NEW-P	83-17-116	212-43-035	NEW	83-03-028	220-24-02000V	REP-E	83-17-013
197-11-99125	NEW-P	83-17-116	212-43-040	NEW	83-03-028	220-24-02000W	NEW-E	83-17-013
197-11-99130	NEW-P	83-17-116	212-43-045	NEW	83-03-028	220-24-02000W	REP-E	83-17-044
197-11-99140	NEW-P	83-17-116	212-43-050	NEW	83-03-028	220-24-02000X	NEW-E	83-17-044
197-11-99150	NEW-P	83-17-116	212-43-055	NEW	83-03-028	220-24-02000X	REP-E	83-18-007
197-11-99160	NEW-P	83-17-116	212-43-060	NEW	83-03-028	220-24-02000Y	NEW-E	83-18-007
197-11-99170	NEW-P	83-17-116	212-43-065	NEW	83-03-028	220-28-003GOG	NEW-E	83-15-027
197-11-99190	NEW-P	83-17-116	212-43-070	NEW	83-03-028	220-28-073E0F	NEW-E	83-07-070
197-11-99201	NEW-P	83-17-116	212-43-075	NEW	83-03-028	220-28-073E0F	REP-E	83-11-015
197-11-99203	NEW-P	83-17-116	212-43-080	NEW	83-03-028	220-28-301	NEW-E	83-09-035
197-11-99205	NEW-P	83-17-116	212-43-085	NEW	83-03-028	220-28-301	REP-E	83-10-007
197-11-99210	NEW-P	83-17-116	212-43-090	NEW	83-03-028	220-28-302	NEW-E	83-10-007
197-11-99215	NEW-P	83-17-116	212-43-095	NEW	83-03-028	220-28-302	REP-E	83-13-008
197-11-99220	NEW-P	83-17-116	212-43-100	NEW	83-03-028	220-28-303	NEW-E	83-13-008
197-11-99222	NEW-P	83-17-116	212-43-105	NEW	83-03-028	220-28-303	REP-E	83-14-064
197-11-99225	NEW-P	83-17-116	212-43-110	NEW	83-03-028	220-28-304	NEW-E	83-14-064
197-11-99230	NEW-P	83-17-116	212-43-115	NEW	83-03-028	220-28-304	REP-E	83-15-028
197-11-99235	NEW-P	83-17-116	212-43-120	NEW	83-03-028	220-28-305	NEW-E	83-15-028
197-11-99240	NEW-P	83-17-116	212-43-125	NEW	83-03-028	220-28-305	REP-E	83-16-012
197-11-99245	NEW-P	83-17-116	212-43-130	NEW	83-03-028	220-28-306	NEW-E	83-16-012
197-11-99260	NEW-P	83-17-116	212-43-135	NEW	83-03-028	220-28-306	REP-E	83-16-027
197-11-99270	NEW-P	83-17-116	212-45-001	NEW-P	83-03-027	220-28-307	NEW-E	83-16-027
197-11-99280	NEW-P	83-17-116	212-45-001	NEW	83-06-022	220-28-307	REP-E	83-16-044
197-11-99290	NEW-P	83-17-116	212-45-005	NEW-P	83-03-027	220-28-308	NEW-E	83-16-044
197-11-99325	NEW-P	83-17-116	212-45-005	NEW	83-06-022	220-28-308	REP-E	83-17-002
197-11-99340	NEW-P	83-17-116	212-45-010	NEW-P	83-03-027	220-28-308	REP-E	83-17-002
197-11-99350	NEW-P	83-17-116	212-45-010	NEW	83-06-022	220-28-309	NEW-E	83-17-017
197-11-99360	NEW-P	83-17-116	212-45-015	NEW-P	83-03-027	220-28-309	REP-E	83-17-017
197-11-99370	NEW-P	83-17-116	212-45-015	NEW	83-06-022	220-28-310	NEW-E	83-17-017
197-11-99380	NEW-P	83-17-116	212-45-020	NEW-P	83-03-027	220-28-310	REP-E	83-17-042
197-11-99444	NEW-P	83-17-116	212-45-020	NEW	83-06-022	220-28-311	NEW-E	83-17-042
204-10-020	AMD-P	83-07-013	212-45-025	NEW-P	83-03-027	220-28-311	REP-E	83-17-052
204-10-020	AMD	83-11-028	212-45-025	NEW	83-06-022	220-28-312	NEW-E	83-17-052
204-10-055	NEW-P	83-17-079	212-45-030	NEW-P	83-03-027	220-28-312	REP-E	83-17-076
204-24-030	AMD-E	83-03-014	212-45-030	NEW	83-06-022	220-28-313	NEW-E	83-17-076
204-24-030	AMD-P	83-17-079	212-45-035	NEW-P	83-03-027	220-28-313	REP-E	83-17-087
204-24-040	AMD-E	83-03-014	212-45-035	NEW	83-06-022	220-28-314	NEW-E	83-17-087
204-24-040	AMD-P	83-17-079	212-45-040	NEW-P	83-03-027	220-28-314	REP-E	83-18-003
204-24-050	AMD-E	83-03-014	212-45-040	NEW	83-06-022	220-28-315	NEW-E	83-18-003
204-24-050	AMD-P	83-17-079	212-45-045	NEW-P	83-03-027	220-28-315	REP-E	83-18-054
204-24-070	AMD-E	83-03-014	212-45-045	NEW	83-06-022	220-28-316	NEW-E	83-18-054
204-24-070	AMD-P	83-17-079	212-45-050	NEW-P	83-03-027	220-28-316	REP-E	83-19-004
204-39-030	AMD-P	83-17-078	212-45-050	NEW	83-06-022	220-28-317	NEW-E	83-19-004
204-66-140	AMD-P	83-07-084	212-45-055	NEW-P	83-03-027	220-28-317	REP-E	83-19-010
						220-28-318	NEW-E	83-19-010

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-28-318	REP-E	83-19-027	220-47-411	AMD	83-14-020	220-56-19000V	NEW-E	83-14-042
220-28-319	NEW-E	83-19-027	220-47-412	AMD-P	83-11-039	220-56-19000V	REP-E	83-15-015
220-28-319	REP-E	83-19-053	220-47-412	AMD	83-14-020	220-56-19000W	NEW-E	83-15-015
220-28-320	NEW-E	83-19-053	220-47-413	AMD-P	83-11-039	220-56-19000W	REP-E	83-16-042
220-32-02200I	NEW-E	83-04-005	220-47-413	AMD	83-14-020	220-56-19000X	NEW-E	83-15-019
220-32-03000G	NEW-E	83-05-025	220-47-414	AMD-P	83-11-039	220-56-19000Y	NEW-E	83-16-042
220-32-03000H	NEW-E	83-13-023	220-47-414	AMD	83-14-020	220-56-19000Y	REP-E	83-17-014
220-32-04000Q	NEW-E	83-03-030	220-47-800	NEW-E	83-15-029	220-56-1900Z	NEW-E	83-17-014
220-32-04000Q	REP-E	83-04-053	220-47-800	REP-E	83-16-013	220-56-1900Z	REP-E	83-17-086
220-32-04000R	NEW-E	83-04-053	220-47-801	NEW-E	83-16-013	220-56-191	NEW-P	83-03-071
220-32-04100F	NEW-E	83-11-035	220-47-801	REP-E	83-16-043	220-56-195	AMD-P	83-03-071
220-32-05100U	NEW-E	83-05-008	220-47-802	NEW-E	83-16-043	220-56-195	AMD	83-07-043
220-32-05100U	NEW-E	83-15-008	220-47-802	REP-E	83-17-016	220-56-195	REP-E	83-08-040
220-32-05100U	REP-E	83-15-016	220-47-803	NEW-E	83-17-016	220-56-19500B	NEW-E	83-08-040
220-32-05100V	NEW-E	83-15-016	220-47-803	REP-E	83-17-043	220-56-196	NEW-P	83-03-071
220-32-05100W	NEW-E	83-15-026	220-47-804	NEW-E	83-17-043	220-56-196	NEW	83-07-043
220-32-05100W	REP-E	83-18-025	220-47-804	REP-E	83-17-077	220-56-198	NEW-P	83-03-071
220-32-05100X	NEW-E	83-18-025	220-47-805	NEW-E	83-17-077	220-56-198	NEW	83-07-043
220-32-05100X	NEW-E	83-11-013	220-47-805	REP-E	83-17-140	220-56-198	NEW	83-07-043
220-32-05500G	NEW-E	83-03-030	220-47-806	NEW-E	83-17-140	220-56-235	AMD-P	83-03-071
220-32-05700P	NEW-E	83-03-030	220-47-806	REP-E	83-18-008	220-56-235	AMD	83-07-043
220-32-05700P	REP-E	83-04-053	220-47-807	NEW-E	83-18-008	220-56-23500A	NEW-E	83-08-040
220-32-05700Q	NEW-E	83-04-053	220-47-807	REP-E	83-18-035	220-56-250	AMD-P	83-03-071
220-32-05700Q	REP-E	83-06-023	220-47-808	NEW-E	83-18-035	220-56-250	AMD	83-07-043
220-32-05700R	NEW-E	83-06-023	220-47-808	REP-E	83-18-035	220-56-25000B	NEW-E	83-08-040
220-32-05800K	NEW-E	83-18-025	220-47-809	NEW-E	83-18-053	220-56-25000C	NEW-E	83-13-045
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220-32-05900D	REP-E	83-13-072	220-47-810	REP-E	83-19-011	220-56-285	AMD-P	83-03-071
220-32-05900E	NEW-E	83-13-035	220-47-810	NEW-E	83-19-011	220-56-285	AMD	83-07-043
220-32-05900E	REP-E	83-13-072	220-47-811	REP-E	83-19-026	220-56-300	REP-P	83-03-071
220-32-05900F	NEW-E	83-13-072	220-47-811	REP-E	83-19-026	220-56-300	REP	83-07-043
220-32-05900F	REP-E	83-18-026	220-47-812	NEW-E	83-19-052	220-56-310	AMD	83-04-027
220-32-05900G	NEW-E	83-18-026	220-48-015	AMD	83-19-052	220-56-32500E	NEW-E	83-10-019
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220-36-022	AMD	83-13-054	220-48-01500C	NEW-E	83-07-071	220-56-350	AMD	83-07-043
220-36-024	AMD-P	83-10-080	220-49-020	AMD	83-10-014	220-56-35000A	NEW-E	83-08-040
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220-36-025	AMD-P	83-07-055	220-49-02000L	REP-E	83-04-036	220-56-360	AMD	83-04-026
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220-40-021	AMD	83-13-054	220-52-04600K	NEW-E	83-18-024	220-56-372	AMD-P	83-03-071
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220-40-02100B	NEW-E	83-19-043	220-52-053	AMD-P	83-06-044	220-56-390	AMD-P	83-03-071
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220-44-04000A	REP-E	83-03-007	220-52-07300A	NEW-E	83-09-027	220-57-13000E	NEW-E	83-18-049
220-44-04000B	REP-E	83-03-007	220-52-074	AMD	83-04-025	220-57-135	AMD-P	83-03-071
220-44-04000C	NEW-E	83-03-007	220-52-075	AMD-P	83-06-044	220-57-135	AMD	83-07-043
220-44-04000C	REP-E	83-06-032	220-52-075	AMD	83-09-014	220-57-135	AMD	83-16-002
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220-44-050	NEW-P	83-07-069	220-56-11500C	NEW-E	83-15-019	220-57-13500D	NEW-E	83-18-049
220-44-050	NEW	83-10-016	220-56-116	AMD-P	83-03-071	220-57-138	AMD-P	83-03-071
220-44-050	AMD-P	83-14-093	220-56-116	AMD	83-07-043	220-57-138	AMD	83-07-043
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220-44-05000A	NEW-E	83-18-051	220-56-180	AMD-P	83-03-071	220-57-155	AMD-P	83-03-071
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220-44-05000C	NEW-E	83-19-003	220-56-18000J	NEW-E	83-08-046	220-57-160	AMD-P	83-03-071
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220-57-220	AMD-P	83-03-071	220-57A-082	AMD	83-07-043	220-110-270	NEW	83-09-019
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220-57-230	AMD	83-07-043	220-57A-085	AMD	83-07-043	220-110-290	NEW-P	83-06-062
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220-57-260	AMD	83-07-043	220-57A-112	AMD	83-07-043	220-110-310	NEW-P	83-06-062
220-57-270	AMD-P	83-03-071	220-57A-120	AMD-P	83-03-071	220-110-310	NEW	83-09-019
220-57-270	AMD	83-07-043	220-57A-120	AMD	83-07-043	220-110-320	NEW-P	83-06-062
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220-57-27000K	REP-E	83-16-016	220-57A-152	AMD	83-07-043	220-110-330	NEW-P	83-06-062
220-57-27000L	NEW-E	83-16-016	220-57A-165	AMD-P	83-03-071	220-110-330	NEW	83-09-019
220-57-27000L	REP-E	83-18-049	220-57A-165	AMD	83-07-043	220-110-340	NEW-P	83-06-062
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220-57-280	AMD	83-07-043	220-57A-17500H	NEW-E	83-16-036	220-110-350	NEW	83-09-019
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220-57-320	REP	83-10-023	220-110-040	NEW	83-09-019	230-04-145	AMD-P	83-17-122
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220-57-327	NEW	83-07-043	220-110-050	NEW	83-09-019	230-04-340	AMD	83-19-024
220-57-330	AMD-P	83-03-071	220-110-060	NEW-P	83-06-062	230-04-452	REP	83-06-077
220-57-330	AMD	83-07-043	220-110-060	NEW	83-09-019	230-08-010	AMD-P	83-10-001
220-57-340	AMD-P	83-03-071	220-110-070	NEW-P	83-06-062	230-08-010	AMD	83-13-050
220-57-340	AMD	83-07-043	220-110-070	NEW	83-09-019	230-08-010	AMD-P	83-19-023
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220-57-350	AMD	83-07-043	220-110-080	NEW	83-09-019	230-08-020	REP-P	83-06-072
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220-57-38500F	NEW-E	83-16-002	220-110-090	NEW	83-09-019	230-08-025	NEW-P	83-06-072
220-57-38500F	REP-E	83-18-049	220-110-100	NEW-P	83-06-062	230-08-025	NEW	83-10-002
220-57-38500G	NEW-E	83-18-049	220-110-100	NEW	83-09-019	230-08-030	REP-P	83-06-072
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220-57-390	AMD	83-07-043	220-110-110	NEW	83-09-019	230-08-070	NEW-P	83-08-048
220-57-415	AMD-P	83-03-071	220-110-120	NEW-P	83-06-062	230-08-070	NEW	83-11-034
220-57-415	AMD	83-07-043	220-110-120	NEW	83-09-019	230-08-080	AMD-P	83-10-001
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220-57-46000K	REP-E	83-18-049	220-110-140	NEW	83-09-019	230-08-125	NEW	83-06-077
220-57-46000L	NEW-E	83-18-049	220-110-150	NEW-P	83-06-062	230-08-160	AMD	83-06-077
220-57-47300A	NEW-E	83-18-048	220-110-150	NEW	83-09-019	230-12-020	NEW-P	83-04-067
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220-57-495	AMD	83-07-043	220-110-170	NEW	83-09-019	230-20-010	AMD-P	83-08-048
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220-57-520	AMD	83-07-043	220-110-200	NEW	83-09-019	230-20-060	NEW-E	83-08-050
220-57-525	AMD-P	83-03-071	220-110-210	NEW-P	83-06-062	230-20-060	AMD-E	83-09-033
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220-57A-012	AMD	83-07-043	220-110-220	NEW	83-09-019	230-20-061	NEW	83-19-024
220-57A-015	AMD-P	83-03-071	220-110-230	NEW-P	83-06-062	230-20-070	AMD-P	83-19-023
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230-20-170	AMD	83-13-050	232-16-640	NEW	83-18-043	236-12-011	AMD-P	83-13-108
230-20-170	AMD-P	83-17-122	232-16-650	NEW-P	83-14-079	236-12-011	AMD-E	83-13-109
230-20-180	REP-P	83-16-008	232-16-650	NEW	83-18-043	236-12-011	AMD	83-16-026
230-20-180	REP	83-19-024	232-16-660	NEW-P	83-14-079	236-12-014	NEW-P	83-13-108
230-20-200	REP-P	83-16-008	232-16-660	NEW	83-18-043	236-12-014	NEW-E	83-13-109
230-20-200	REP	83-19-024	232-16-670	NEW-P	83-14-079	236-12-014	NEW	83-16-026
230-20-205	REP-P	83-16-008	232-16-670	NEW	83-18-043	236-48-004	AMD-P	83-15-053
230-20-205	REP	83-19-024	232-16-680	NEW-P	83-14-079	236-48-004	AMD	83-18-004
230-20-240	NEW-P	83-10-001	232-16-680	NEW	83-18-043	236-48-005	AMD-P	83-15-053
230-20-240	NEW	83-13-050	232-16-690	NEW-P	83-14-079	236-48-005	AMD	83-18-004
230-20-245	REP-P	83-16-008	232-16-690	NEW	83-18-043	236-48-011	AMD-P	83-15-053
230-20-245	REP	83-19-024	232-28-105	REP-P	83-12-052	236-48-011	AMD	83-18-004
230-20-246	NEW-P	83-16-008	232-28-105	REP	83-17-021	236-48-012	AMD-P	83-15-053
230-20-246	NEW	83-19-024	232-28-106	NEW-P	83-12-052	236-48-012	AMD	83-18-004
230-20-310	REP-P	83-08-048	232-28-106	NEW	83-17-021	236-48-022	REP-P	83-15-053
230-20-310	REP	83-11-034	232-28-10601	NEW-E	83-17-101	236-48-022	REP	83-18-004
230-20-320	REP-P	83-08-048	232-28-205	REP-P	83-08-078	236-48-024	AMD-P	83-15-053
230-20-320	REP	83-11-034	232-28-205	REP	83-15-058	236-48-024	AMD	83-18-004
230-20-325	NEW-P	83-08-048	232-28-20502	NEW-E	83-06-030	236-48-041	AMD-P	83-15-053
230-20-325	NEW	83-11-034	232-28-206	NEW-P	83-06-058	236-48-041	AMD	83-18-004
230-20-330	REP-P	83-08-048	232-28-206	NEW-P	83-08-078	236-48-051	AMD-P	83-15-053
230-20-330	REP	83-11-034	232-28-206	NEW	83-09-023	236-48-051	AMD	83-18-004
230-20-340	REP-P	83-08-048	232-28-207	NEW	83-15-058	236-48-071	AMD-P	83-15-053
230-20-340	REP	83-11-034	232-28-405	REP-P	83-14-080	236-48-071	AMD	83-18-004
230-20-605	AMD	83-06-077	232-28-405	REP	83-18-040	236-48-079	AMD-P	83-15-053
230-30-080	AMD-P	83-16-008	232-28-406	NEW-P	83-14-080	236-48-079	AMD	83-18-004
230-30-080	AMD	83-19-024	232-28-406	NEW	83-18-040	236-48-082	AMD-P	83-15-053
230-40-050	AMD-P	83-19-023	232-28-407	NEW	83-17-102	236-48-082	AMD	83-18-004
230-40-062	REP-P	83-08-048	232-28-505	REP-P	83-12-050	236-48-085	NEW-P	83-15-053
230-40-062	REP	83-11-034	232-28-505	REP	83-18-042	236-48-085	NEW	83-18-004
230-40-063	NEW-P	83-08-048	232-28-506	NEW-P	83-12-050	236-48-093	AMD-P	83-15-053
230-40-063	NEW	83-11-034	232-28-506	NEW	83-18-042	236-48-093	AMD	83-18-004
230-40-450	NEW	83-06-077	232-28-60416	REP-P	83-14-081	236-48-096	AMD-P	83-15-053
230-60-070	REP-P	83-16-008	232-28-60416	REP-E	83-17-050	236-48-096	AMD	83-18-004
230-60-070	REP	83-19-024	232-28-60416	REP	83-18-041	236-48-097	AMD-P	83-15-053
232-12-019	AMD-P	83-14-082	232-28-60420	NEW-E	83-15-018	236-48-097	AMD	83-18-004
232-12-044	AMD-E	83-08-055	232-28-60420	REP-E	83-18-039	236-48-098	AMD-P	83-15-053
232-12-044	AMD-P	83-08-076	232-28-60421	NEW-P	83-14-081	236-48-098	AMD	83-18-004
232-12-044	AMD	83-12-055	232-28-605	AMD-E	83-06-038	236-48-099	AMD-P	83-15-053
232-12-04501	NEW-E	83-03-017	232-28-605	AMD-P	83-06-057	236-48-099	AMD	83-18-004
232-12-047	AMD-P	83-08-077	232-28-605	AMD-P	83-08-088	236-48-123	AMD-P	83-15-053
232-12-051	AMD-P	83-12-004	232-28-605	AMD-E	83-09-024	236-48-123	AMD	83-18-004
232-12-137	AMD-P	83-12-053	232-28-605	AMD	83-09-025	236-48-124	NEW-P	83-15-053
232-12-137	AMD	83-15-060	232-28-605	AMD	83-12-005	236-48-124	NEW	83-18-004
232-12-157	AMD-P	83-14-082	232-28-605	AMD-E	83-12-006	236-48-131	AMD-P	83-15-053
232-12-181	AMD-P	83-08-075	232-28-605	AMD-E	83-12-039	236-48-131	AMD	83-18-004
232-12-24401	NEW-P	83-06-056	232-28-60501	NEW-E	83-02-043	236-48-166	AMD-P	83-15-053
232-12-24401	NEW	83-09-022	232-28-60503	NEW-E	83-04-039	236-48-166	AMD	83-18-004
232-12-294	REP-P	83-06-060	232-28-60504	NEW-E	83-07-001	236-48-167	AMD-P	83-15-053
232-12-294	REP	83-09-026	232-28-60505	NEW-E	83-07-005	236-48-167	AMD	83-18-004
232-12-297	NEW-P	83-17-121	232-28-60506	NEW-E	83-08-053	236-48-192	AMD-P	83-15-053
232-14	NEW-W	83-04-040	232-28-60507	NEW-E	83-08-054	236-48-192	AMD	83-18-004
232-14-010	NEW-P	83-06-060	232-28-60508	NEW-P	83-12-054	236-48-197	AMD-P	83-15-053
232-14-010	NEW	83-09-026	232-28-60508	NEW	83-15-056	236-48-197	AMD	83-18-004
232-16-150	REP-P	83-12-051	232-28-60509	NEW-E	83-16-048	236-48-198	AMD-P	83-15-053
232-16-150	REP	83-15-059	232-28-606	NEW-P	83-14-083	236-48-198	AMD	83-18-004
232-16-170	REP-P	83-12-051	232-28-607	NEW-P	83-14-083	236-48-240	AMD-P	83-15-053
232-16-170	REP	83-15-059	232-28-608	NEW-P	83-14-083	236-48-240	AMD	83-18-004
232-16-190	REP-P	83-12-051	232-28-609	NEW-P	83-14-083	236-48-250	NEW-P	83-15-053
232-16-190	REP	83-15-059	232-28-610	NEW-P	83-14-083	236-48-250	NEW	83-18-004
232-16-230	REP-P	83-12-051	232-28-611	NEW-P	83-14-083	236-48-251	NEW-P	83-15-053
232-16-230	REP	83-15-059	232-28-612	NEW-P	83-14-083	236-48-251	NEW	83-18-004
232-16-240	REP-P	83-12-051	232-28-613	NEW-P	83-14-083	236-48-252	NEW-P	83-15-053
232-16-240	REP	83-15-059	232-28-704	REP	83-06-061	236-48-252	NEW	83-18-004
232-16-260	REP-P	83-12-051	232-28-705	NEW	83-06-061	236-48-253	NEW-P	83-15-053
232-16-260	REP	83-15-059	232-28-804	REP-P	83-06-059	236-48-253	NEW	83-18-004
232-16-350	REP-P	83-12-051	232-28-804	REP	83-15-057	236-48-254	NEW-P	83-15-053
232-16-350	REP	83-15-059	232-28-805	NEW-P	83-06-059	236-48-254	NEW	83-18-004
232-16-390	REP-P	83-12-051	232-28-805	NEW	83-15-057	236-49-060	NEW-P	83-15-053
232-16-390	REP	83-15-059	232-32-145	NEW-E	83-03-048	236-49-060	NEW	83-18-004
232-16-500	REP-P	83-12-051	232-32-146	NEW-E	83-03-049	236-49-061	NEW-P	83-15-053
232-16-500	REP	83-15-059	232-32-147	NEW-E	83-03-057	236-49-061	NEW	83-18-004
232-16-510	REP-P	83-12-051	232-32-148	NEW-E	83-04-024	248-16-001	AMD-P	83-09-001
232-16-510	REP	83-15-059	232-32-149	NEW-E	83-05-026	248-16-001	AMD	83-13-068
232-16-630	NEW-P	83-14-079	232-32-150	NEW-E	83-06-003	248-16-035	AMD-P	83-09-001

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248-16-040	AMD-P	83-09-001	248-18-240	AMD	83-19-058	248-54-025	NEW	83-19-002
248-16-040	AMD	83-13-068	248-18-330	AMD-P	83-10-056	248-54-035	NEW-P	83-07-060
248-16-045	AMD-P	83-09-001	248-18-335	NEW-P	83-10-058	248-54-035	NEW	83-19-002
248-16-045	AMD	83-13-068	248-18-335	NEW	83-13-061	248-54-045	NEW-P	83-07-060
248-16-050	AMD-P	83-09-001	248-18-336	NEW-P	83-10-058	248-54-045	NEW	83-19-002
248-16-050	AMD	83-13-068	248-18-336	NEW	83-13-061	248-54-055	NEW-P	83-07-060
248-16-052	REP-P	83-09-001	248-18-500	AMD-P	83-14-022	248-54-055	NEW	83-19-002
248-16-052	REP	83-13-068	248-18-500	AMD	83-19-058	248-54-065	NEW-P	83-07-060
248-16-055	AMD-P	83-09-001	248-18-520	AMD-P	83-14-022	248-54-065	NEW	83-19-002
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248-16-056	AMD-P	83-09-001	248-18-525	AMD-P	83-14-022	248-54-085	NEW	83-19-002
248-16-056	AMD	83-13-068	248-18-525	AMD	83-19-058	248-54-095	NEW-P	83-07-060
248-16-058	REP-P	83-09-001	248-18-539	AMD-P	83-14-022	248-54-095	NEW	83-19-002
248-16-058	REP	83-13-068	248-18-539	AMD	83-19-058	248-54-105	NEW-P	83-07-060
248-16-060	AMD-P	83-09-001	248-18-555	AMD-P	83-16-021	248-54-105	NEW	83-19-002
248-16-060	AMD	83-13-068	248-18-555	AMD	83-19-056	248-54-115	NEW-P	83-07-060
248-16-070	AMD-P	83-09-001	248-18-560	AMD-P	83-14-022	248-54-115	NEW	83-19-002
248-16-070	AMD	83-13-068	248-18-560	AMD	83-19-058	248-54-125	NEW-P	83-07-060
248-16-090	AMD-P	83-09-001	248-18-565	AMD-P	83-14-022	248-54-125	NEW	83-19-002
248-16-090	AMD	83-13-068	248-18-565	AMD	83-19-058	248-54-135	NEW-P	83-07-060
248-16-105	NEW-P	83-09-001	248-18-600	AMD-P	83-14-022	248-54-135	NEW	83-19-002
248-16-105	NEW	83-13-068	248-18-600	AMD	83-19-058	248-54-145	NEW-P	83-07-060
248-16-110	AMD-P	83-09-001	248-18-605	AMD-P	83-14-022	248-54-145	NEW	83-19-002
248-16-110	AMD	83-13-068	248-18-605	AMD	83-19-058	248-54-155	NEW-P	83-07-060
248-16-115	NEW-P	83-09-001	248-18-607	AMD-P	83-14-022	248-54-155	NEW	83-19-002
248-16-115	NEW	83-13-068	248-18-607	AMD	83-19-058	248-54-165	NEW-P	83-07-060
248-16-120	AMD-P	83-09-001	248-18-615	AMD-P	83-14-022	248-54-165	NEW	83-19-002
248-16-120	AMD	83-13-068	248-18-615	AMD	83-19-058	248-54-175	NEW-P	83-07-060
248-16-130	AMD-P	83-09-001	248-18-636	AMD-P	83-14-022	248-54-175	NEW	83-19-002
248-16-130	AMD	83-13-068	248-18-636	AMD	83-19-058	248-54-185	NEW-P	83-07-060
248-16-140	AMD-P	83-09-001	248-18-640	AMD-P	83-14-022	248-54-185	NEW	83-19-002
248-16-140	AMD	83-13-068	248-18-640	AMD	83-19-058	248-54-195	NEW-P	83-07-060
248-16-150	AMD-P	83-09-001	248-18-645	AMD-P	83-14-022	248-54-195	NEW	83-19-002
248-16-150	AMD	83-13-068	248-18-645	AMD	83-19-058	248-54-205	NEW-P	83-07-060
248-16-160	AMD-P	83-09-001	248-18-650	AMD-P	83-14-022	248-54-205	NEW	83-19-002
248-16-160	AMD	83-13-068	248-18-650	AMD	83-19-058	248-54-215	NEW-P	83-07-060
248-16-162	REP-P	83-09-001	248-18-655	AMD-P	83-14-022	248-54-215	NEW	83-19-002
248-16-162	REP	83-13-068	248-18-655	AMD	83-19-058	248-54-225	NEW-P	83-07-060
248-16-170	AMD-P	83-09-001	248-18-660	AMD-P	83-14-022	248-54-225	NEW	83-19-002
248-16-170	AMD	83-13-068	248-18-660	AMD	83-19-058	248-54-235	NEW-P	83-07-060
248-16-180	AMD-P	83-09-001	248-18-670	AMD-P	83-10-057	248-54-235	NEW	83-19-002
248-16-180	AMD	83-13-068	248-18-670	AMD	83-13-067	248-54-245	NEW-P	83-07-060
248-16-190	AMD-P	83-09-001	248-18-675	AMD-P	83-14-022	248-54-245	NEW	83-19-002
248-16-190	AMD	83-13-068	248-18-675	AMD	83-19-058	248-54-255	NEW-P	83-07-060
248-16-202	AMD-P	83-09-001	248-18-680	AMD-P	83-14-022	248-54-255	NEW	83-19-002
248-16-202	AMD	83-13-068	248-18-680	AMD	83-19-058	248-54-265	NEW-P	83-07-060
248-16-213	AMD-P	83-09-001	248-18-685	AMD-P	83-04-059	248-54-265	NEW	83-19-002
248-16-213	AMD	83-13-068	248-18-685	AMD	83-07-048	248-54-275	NEW-P	83-07-060
248-16-215	AMD-P	83-09-001	248-18-690	AMD-P	83-14-022	248-54-275	NEW	83-19-002
248-16-215	AMD	83-13-068	248-18-690	AMD	83-19-058	248-54-285	NEW-P	83-07-060
248-16-222	AMD-P	83-09-001	248-18-695	AMD-P	83-14-022	248-54-285	NEW	83-19-002
248-16-222	AMD	83-13-068	248-18-695	AMD	83-19-058	248-54-550	REP-P	83-07-060
248-16-223	AMD-P	83-09-001	248-18-718	AMD	83-03-026	248-54-550	REP	83-19-002
248-16-223	AMD	83-13-068	248-21-035	AMD-P	83-03-042	248-54-560	REP-P	83-07-060
248-16-226	AMD-P	83-09-001	248-21-035	AMD	83-07-015	248-54-560	REP	83-19-002
248-16-226	AMD	83-13-068	248-22-036	AMD-P	83-06-010	248-54-570	REP-P	83-07-060
248-16-227	AMD-P	83-09-001	248-22-036	AMD	83-10-079	248-54-570	REP	83-19-002
248-16-227	AMD	83-13-068	248-23-050	AMD-P	83-06-010	248-54-575	REP-P	83-07-060
248-16-228	AMD-P	83-09-001	248-23-050	AMD	83-10-079	248-54-575	REP	83-19-002
248-16-228	AMD	83-13-068	248-29-020	AMD-P	83-03-043	248-54-580	REP-P	83-07-060
248-16-230	AMD-P	83-09-001	248-29-020	AMD	83-07-016	248-54-580	REP	83-19-002
248-16-230	AMD	83-13-068	248-29-050	AMD-P	83-03-044	248-54-590	REP-P	83-07-060
248-16-235	NEW-P	83-09-001	248-29-050	AMD	83-07-017	248-54-590	REP	83-19-002
248-16-235	NEW	83-13-068	248-30-080	AMD-P	83-13-102	248-54-600	REP-P	83-07-060
248-18-001	AMD-P	83-14-022	248-30-080	AMD	83-18-002	248-54-600	REP	83-19-002
248-18-001	AMD	83-19-058	248-30-100	AMD-P	83-13-102	248-54-610	REP-P	83-07-060
248-18-180	AMD-P	83-04-059	248-30-100	AMD	83-18-002	248-54-610	REP	83-19-002
248-18-180	AMD	83-07-048	248-30-110	AMD-P	83-13-102	248-54-620	REP-P	83-07-060
248-18-215	AMD-P	83-14-022	248-30-110	AMD	83-18-002	248-54-620	REP	83-19-002
248-18-215	AMD	83-19-058	248-30-130	NEW-P	83-13-102	248-54-630	REP-P	83-07-060
248-18-220	AMD-P	83-14-022	248-30-130	NEW	83-18-002	248-54-630	REP	83-19-002
248-18-220	AMD	83-19-058	248-54	AMD-C	83-13-101	248-54-640	REP-P	83-07-060
248-18-222	AMD-P	83-14-022	248-54-005	NEW-P	83-07-060	248-54-640	REP	83-19-002
248-18-222	AMD	83-19-058	248-54-005	NEW	83-19-002	248-54-650	REP-P	83-07-060
248-18-223	AMD-P	83-14-022	248-54-015	NEW-P	83-07-060	248-54-650	REP	83-19-002
248-18-223	AMD	83-19-058	248-54-015	NEW	83-19-002	248-54-660	REP-P	83-07-060

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248-54-670	REP-P	83-07-060	248-96-095	AMD	83-13-014	251-18-350	AMD-P	83-18-064
248-54-670	REP	83-19-002	248-96-096	AMD-P	83-07-061	251-18-361	NEW-P	83-18-064
248-54-680	REP-P	83-07-060	248-96-096	AMD	83-13-014	251-18-380	REP-P	83-04-065
248-54-680	REP	83-19-002	248-96-100	AMD-P	83-07-061	251-18-380	REP-C	83-06-079
248-54-690	REP-P	83-07-060	248-96-100	AMD	83-13-014	251-18-380	REP	83-10-029
248-54-690	REP	83-19-002	248-96-110	AMD-P	83-07-061	251-18-381	NEW-P	83-04-065
248-54-700	REP-P	83-07-060	248-96-110	AMD	83-13-014	251-18-381	NEW-C	83-06-079
248-54-700	REP	83-19-002	248-96-130	AMD-P	83-07-061	251-18-381	NEW	83-10-029
248-54-710	REP-P	83-07-060	248-96-130	AMD	83-13-014	251-18-381	AMD-P	83-16-077
248-54-710	REP	83-19-002	248-96-140	AMD-P	83-07-061	251-18-381	AMD-P	83-16-077
248-54-720	REP-P	83-07-060	248-96-140	AMD	83-13-014	251-22-040	AMD-P	83-04-065
248-54-720	REP	83-19-002	248-96-150	NEW-P	83-07-061	251-22-040	AMD	83-10-029
248-54-730	REP-P	83-07-060	248-96-150	NEW	83-13-014	251-22-040	AMD-P	83-16-077
248-54-730	REP	83-19-002	248-96-160	AMD-P	83-07-061	251-22-040	AMD-P	83-16-077
248-54-740	REP-P	83-07-060	248-96-160	AMD	83-13-014	251-22-056	AMD-P	83-16-077
248-54-740	REP	83-19-002	248-96-160	AMD-P	83-07-061	251-22-059	AMD-P	83-16-077
248-54-750	REP-P	83-07-060	248-96-175	AMD	83-13-014	251-22-060	AMD-P	83-04-065
248-54-750	REP	83-19-002	248-96-180	AMD-P	83-07-061	251-22-060	AMD	83-10-029
248-54-760	REP-P	83-07-060	248-96-180	AMD	83-13-014	251-22-060	AMD-P	83-16-077
248-54-760	REP	83-19-002	248-160-010	NEW-P	83-07-073	251-22-070	AMD-P	83-16-077
248-54-770	REP-P	83-07-060	248-160-010	NEW	83-12-049	251-22-080	AMD-E	83-16-019
248-54-770	REP	83-19-002	248-160-020	NEW-P	83-07-073	251-22-080	AMD-P	83-16-077
248-54-780	REP-P	83-07-060	248-160-020	NEW	83-12-049	251-22-090	AMD-P	83-16-077
248-54-780	REP	83-19-002	248-160-030	NEW-P	83-07-073	251-22-091	AMD-P	83-16-077
248-54-790	REP-P	83-07-060	248-160-030	NEW	83-12-049	251-22-165	AMD-P	83-16-077
248-54-790	REP	83-19-002	248-160-040	NEW-P	83-07-073	251-22-170	AMD-P	83-16-077
248-54-800	REP-P	83-07-060	248-160-040	NEW	83-12-049	251-22-200	AMD-P	83-04-065
248-54-800	REP	83-19-002	248-990-990	AMD	83-04-011	251-22-200	AMD	83-10-029
248-54-810	REP-P	83-07-060	248-990-990	AMD-P	83-16-084	251-22-200	AMD-P	83-16-077
248-54-810	REP	83-19-002	248-990-990	AMD	83-19-057	251-22-240	AMD-P	83-16-077
248-54-820	REP-P	83-07-060	250-18-020	AMD-P	83-10-065	251-22-245	AMD-P	83-16-077
248-54-820	REP	83-19-002	250-18-020	AMD	83-13-092	260-14-010	AMD-P	83-16-074
248-54-830	REP-P	83-07-060	250-18-025	AMD-P	83-10-065	260-14-010	AMD	83-19-054
248-54-830	REP	83-19-002	250-18-025	AMD	83-13-092	260-32-360	AMD-P	83-05-027
248-54-840	REP-P	83-07-060	250-18-030	AMD-E	83-09-010	260-32-360	AMD	83-08-057
248-54-840	REP	83-19-002	250-18-030	AMD-P	83-09-043	260-40-200	AMD-P	83-13-115
248-54-850	REP-P	83-07-060	250-18-030	AMD	83-13-092	260-40-200	AMD	83-16-075
248-54-850	REP	83-19-002	250-44-050	AMD-P	83-10-064	260-48-110	AMD-P	83-13-115
248-96-010	AMD-P	83-07-061	250-44-050	AMD	83-14-041	260-70-100	AMD-P	83-13-115
248-96-010	AMD	83-13-014	250-44-110	AMD-P	83-10-064	260-70-100	AMD-P	83-16-074
248-96-011	AMD-P	83-07-061	250-44-110	AMD	83-14-041	260-70-100	AMD	83-19-054
248-96-011	AMD	83-13-014	250-44-130	AMD	83-14-041	261-02-010	AMD	83-06-036
248-96-012	REP-P	83-07-061	250-44-150	AMD-P	83-10-064	261-02-020	AMD	83-06-036
248-96-012	REP	83-13-014	250-55-030	AMD-P	83-16-080	261-02-040	AMD	83-06-036
248-96-015	REP-P	83-07-061	250-60-010	NEW-E	83-19-017	261-06-020	AMD	83-06-036
248-96-015	REP	83-13-014	250-60-020	NEW-E	83-19-017	261-06-030	AMD	83-06-036
248-96-016	REP-P	83-07-061	250-60-030	NEW-E	83-19-017	261-06-050	AMD	83-06-036
248-96-016	REP	83-13-014	250-60-040	NEW-E	83-19-017	261-06-060	AMD	83-06-036
248-96-018	AMD-P	83-07-061	250-60-050	NEW-E	83-19-017	261-06-070	AMD	83-06-036
248-96-018	AMD	83-13-014	250-60-060	NEW-E	83-19-017	261-06-080	AMD	83-06-036
248-96-020	AMD-P	83-07-061	250-60-070	NEW-E	83-19-017	261-06-090	AMD	83-06-036
248-96-020	AMD	83-13-014	250-60-080	NEW-E	83-19-017	261-06-100	AMD	83-06-036
248-96-025	NEW-P	83-07-061	250-60-090	NEW-E	83-19-017	261-08-010	REP	83-06-036
248-96-025	NEW	83-13-014	250-60-100	NEW-E	83-19-017	261-10-020	AMD	83-06-036
248-96-040	AMD-P	83-07-061	250-60-110	NEW-E	83-19-017	261-10-030	AMD	83-06-036
248-96-040	AMD	83-13-014	250-60-120	NEW-E	83-19-017	261-10-040	AMD	83-06-036
248-96-045	REP-P	83-07-061	251-04-020	AMD-E	83-04-016	261-10-060	AMD	83-06-036
248-96-045	REP	83-13-014	251-04-020	AMD-P	83-04-065	261-10-070	REP	83-06-036
248-96-046	AMD-P	83-07-061	251-04-020	AMD-C	83-04-066	261-12	AMD	83-06-036
248-96-046	AMD	83-13-014	251-04-020	AMD	83-07-056	261-12-030	REP	83-06-036
248-96-047	NEW-P	83-07-061	251-04-020	AMD	83-10-029	261-12-040	AMD	83-06-036
248-96-047	NEW	83-13-014	251-04-020	AMD-P	83-18-064	261-12-050	AMD	83-06-036
248-96-050	AMD-P	83-07-061	251-04-040	AMD-P	83-18-064	261-12-055	AMD	83-06-036
248-96-050	AMD	83-13-014	251-08-100	AMD-P	83-04-065	261-20	AMD	83-04-032
248-96-060	AMD-P	83-07-061	251-08-100	AMD	83-10-029	261-20	AMD	83-06-036
248-96-060	AMD	83-13-014	251-09-020	AMD-E	83-14-058	261-20	AMD-P	83-15-009
248-96-070	REP-P	83-07-061	251-09-020	AMD-P	83-16-077	261-20	AMD	83-19-049
248-96-070	REP	83-13-014	251-09-090	AMD-P	83-16-077	261-20-010	AMD	83-06-036
248-96-075	AMD-P	83-07-061	251-10-060	AMD-P	83-16-077	261-20-020	AMD	83-06-036
248-96-075	AMD	83-13-014	251-10-120	AMD-C	83-06-079	261-20-030	AMD	83-06-036
248-96-080	AMD-P	83-07-061	251-10-120	AMD	83-10-029	261-20-040	AMD	83-06-036
248-96-080	AMD	83-13-014	251-10-140	AMD-P	83-16-077	261-20-045	NEW	83-06-036
248-96-090	AMD-P	83-07-061	251-12-100	AMD-C	83-06-079	261-20-050	AMD	83-06-036
248-96-090	AMD	83-13-014	251-12-100	AMD	83-10-029	261-20-060	AMD	83-06-036
248-96-094	NEW-P	83-07-061	251-12-260	AMD-P	83-16-077	261-20-065	REP	83-06-036
248-96-094	NEW	83-13-014	251-12-285	REP-C	83-06-079	261-20-070	AMD	83-06-036

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
261-20-074	NEW	83-06-036	275-19-550	NEW-P	83-15-006	275-36-190	AMD	83-06-013
261-20-080	AMD	83-06-036	275-19-550	NEW	83-18-027	275-36-210	REP	83-06-013
261-20-090	NEW	83-06-036	275-19-610	AMD-P	83-18-034	275-36-211	NEW	83-06-013
261-30-010	REP	83-06-036	275-19-630	NEW-P	83-18-034	275-36-260	NEW	83-06-013
261-30-020	REP	83-06-036	275-19-700	AMD-P	83-18-034	275-36-270	NEW	83-06-013
261-30-030	REP	83-06-036	275-19-750	NEW-P	83-18-034	275-36-275	NEW	83-06-013
261-30-040	REP	83-06-036	275-19-760	NEW-P	83-18-034	275-36-280	NEW	83-06-013
261-30-042	REP	83-06-036	275-19-770	NEW-P	83-18-034	275-36-285	NEW	83-06-013
261-30-050	REP	83-06-036	275-19-810	AMD-P	83-18-034	275-36-290	NEW	83-06-013
261-30-060	REP	83-06-036	275-19-820	AMD-P	83-18-034	275-36-295	NEW	83-06-013
261-30-070	REP	83-06-036	275-19-830	AMD-P	83-18-034	275-36-300	NEW	83-06-013
261-30-072	REP	83-06-036	275-20-030	AMD-E	83-15-010	275-36-305	NEW	83-06-013
261-30-074	REP	83-06-036	275-20-030	AMD-P	83-15-011	275-36-310	NEW	83-06-013
261-30-080	REP	83-06-036	275-20-030	AMD	83-18-028	275-38-630	REP-P	83-14-044
261-30-090	REP	83-06-036	275-25-010	AMD	83-03-011	275-38-630	REP-E	83-14-057
261-30-100	REP	83-06-036	275-25-020	AMD	83-03-011	275-38-630	REP	83-17-074
261-30-110	REP	83-06-036	275-25-030	AMD	83-03-011	275-38-635	REP-P	83-14-044
261-40-015	AMD	83-06-036	275-25-340	AMD	83-03-011	275-38-635	REP-E	83-14-057
261-40-020	AMD	83-06-036	275-25-530	AMD	83-03-011	275-38-635	REP	83-17-074
261-40-025	REP	83-06-036	275-25-700	REP	83-03-011	275-38-640	REP-P	83-14-044
261-40-030	AMD	83-06-036	275-25-710	REP	83-03-011	275-38-640	REP-E	83-14-057
261-40-100	AMD	83-06-036	275-25-720	REP	83-03-011	275-38-640	REP	83-17-074
261-40-115	AMD	83-06-036	275-25-730	REP	83-03-011	275-38-642	REP-P	83-14-044
261-40-120	AMD	83-06-036	275-25-740	REP	83-03-011	275-38-642	REP-E	83-14-057
261-40-125	AMD	83-06-036	275-25-750	REP	83-03-011	275-38-642	REP	83-17-074
261-40-130	AMD	83-06-036	275-25-760	REP	83-03-011	275-38-830	REP-P	83-14-044
261-40-135	AMD	83-06-036	275-25-770	REP	83-03-011	275-38-830	REP-E	83-14-057
261-40-140	AMD	83-06-036	275-25-810	AMD	83-03-011	275-38-830	REP	83-17-074
261-40-145	AMD	83-06-036	275-25-820	REP	83-03-011	275-38-831	NEW-P	83-14-044
261-40-150	AMD	83-06-036	275-25-830	REP	83-03-011	275-38-831	NEW-E	83-14-057
261-40-160	AMD	83-06-036	275-25-840	AMD	83-03-011	275-38-831	NEW	83-17-074
261-40-165	REP	83-06-036	275-26-005	NEW	83-05-017	275-38-845	AMD-P	83-14-044
261-40-200	AMD	83-06-036	275-26-010	NEW	83-05-017	275-38-845	AMD-E	83-14-057
261-40-201	NEW	83-06-036	275-26-012	NEW	83-05-017	275-38-845	AMD	83-17-074
261-40-202	NEW	83-06-036	275-26-015	NEW	83-05-017	275-38-846	NEW-P	83-14-044
261-40-203	NEW	83-06-036	275-26-020	NEW	83-05-017	275-38-846	NEW-E	83-14-057
261-40-210	AMD	83-06-036	275-26-022	NEW	83-05-017	275-38-846	NEW	83-17-074
261-40-220	AMD	83-06-036	275-26-025	NEW	83-05-017	275-38-855	REP-P	83-14-044
261-40-225	AMD	83-06-036	275-26-030	NEW	83-05-017	275-38-855	REP-E	83-14-057
261-40-230	AMD	83-06-036	275-26-032	NEW	83-05-017	275-38-855	REP	83-17-074
261-40-300	AMD	83-06-036	275-26-050	NEW	83-05-017	275-38-860	AMD-P	83-14-044
261-40-310	AMD	83-06-036	275-26-055	NEW	83-05-017	275-38-860	AMD-E	83-14-057
261-40-400	AMD	83-06-036	275-26-060	NEW	83-05-017	275-38-860	AMD	83-17-074
261-40-405	AMD	83-06-036	275-26-065	NEW	83-05-017	275-38-865	AMD-P	83-14-044
261-40-415	REP	83-06-036	275-26-070	NEW	83-05-017	275-38-865	AMD-E	83-14-057
261-40-420	REP	83-06-036	275-26-075	NEW	83-05-017	275-38-865	AMD	83-17-074
261-40-425	REP	83-06-036	275-26-080	NEW	83-05-017	275-38-870	AMD-P	83-14-044
261-40-430	AMD	83-06-036	275-26-085	NEW	83-05-017	275-38-870	AMD-E	83-14-057
261-40-440	REP	83-06-036	275-26-090	NEW	83-05-017	275-38-870	AMD	83-17-074
261-40-445	REP	83-06-036	275-26-095	NEW	83-05-017	275-38-875	AMD-P	83-14-044
261-40-450	AMD	83-06-036	275-26-097	NEW	83-05-017	275-38-875	AMD-E	83-14-057
261-40-455	REP	83-06-036	275-26-500	NEW	83-05-017	275-38-875	AMD	83-17-074
261-40-460	AMD	83-06-036	275-26-520	NEW	83-05-017	275-38-880	AMD-P	83-14-044
261-40-465	REP	83-06-036	275-26-530	NEW	83-05-017	275-38-880	AMD-E	83-14-057
261-40-475	AMD	83-06-036	275-26-540	NEW	83-05-017	275-38-880	AMD	83-17-074
261-40-485	AMD	83-06-036	275-26-550	NEW	83-05-017	275-38-886	NEW-P	83-14-044
262-01-010	NEW-E	83-14-069	275-26-560	NEW	83-05-017	275-38-886	NEW-E	83-14-057
262-01-020	NEW-E	83-14-069	275-26-570	NEW	83-05-017	275-38-886	NEW	83-17-074
262-01-030	NEW-E	83-14-069	275-36-010	AMD	83-06-013	275-55-293	AMD	83-03-010
262-01-040	NEW-E	83-14-069	275-36-020	AMD	83-06-013	275-56-005	NEW-P	83-03-065
262-01-050	NEW-E	83-14-069	275-36-030	AMD	83-06-013	275-56-005	NEW-E	83-03-066
262-01-060	NEW-E	83-14-069	275-36-040	AMD	83-06-013	275-56-005	NEW	83-09-002
262-01-060	NEW-E	83-14-069	275-36-061	AMD	83-06-013	275-56-010	NEW-P	83-03-065
262-01-060	NEW-P	83-19-061	275-36-065	NEW	83-06-013	275-56-010	NEW-E	83-03-066
262-01-070	NEW-P	83-19-061	275-36-065	NEW	83-06-013	275-56-010	NEW	83-09-002
262-01-080	NEW-P	83-19-061	275-36-071	AMD	83-06-013	275-56-010	NEW	83-09-002
262-01-090	NEW-P	83-19-061	275-36-081	AMD	83-06-013	275-56-015	NEW-P	83-03-065
262-01-100	NEW-P	83-19-061	275-36-091	AMD	83-06-013	275-56-015	NEW-E	83-03-066
263-12-160	NEW-E	83-16-014	275-36-101	AMD	83-06-013	275-56-015	NEW	83-09-002
275-16-030	AMD-E	83-15-001	275-36-110	AMD	83-06-013	275-56-020	NEW-P	83-03-065
275-16-030	AMD-P	83-15-007	275-36-120	AMD	83-06-013	275-56-020	NEW-E	83-03-066
275-16-030	AMD	83-18-029	275-36-130	AMD	83-06-013	275-56-020	NEW	83-09-002
275-19-020	AMD-P	83-18-034	275-36-140	AMD	83-06-013	275-56-025	NEW-P	83-03-065
275-19-030	AMD-P	83-18-034	275-36-150	AMD	83-06-013	275-56-025	NEW-E	83-03-066
275-19-145	NEW-P	83-18-034	275-36-153	NEW	83-06-013	275-56-025	NEW	83-09-002
275-19-170	AMD-P	83-18-034	275-36-160	AMD	83-06-013	275-56-030	NEW-P	83-03-065
275-19-185	NEW-P	83-18-034	275-36-170	AMD	83-06-013	275-56-030	NEW-E	83-03-066
275-19-550	NEW-E	83-15-002	275-36-180	AMD	83-06-013	275-56-030	NEW	83-09-002







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275-56-420	NEW-E	83-03-066	275-96-021	REP-P	83-17-135	284-60-040	NEW-P	83-10-060
275-56-420	NEW	83-09-002	275-96-022	REP-P	83-02-048	284-60-040	NEW	83-14-002
275-56-425	NEW-P	83-03-065	275-96-022	REP-E	83-02-050	284-60-050	NEW-P	83-10-060
275-56-425	NEW-E	83-03-066	275-96-022	REP-W	83-08-007	284-60-050	NEW	83-14-002
275-56-425	NEW	83-09-002	275-96-022	REP-E	83-08-063	284-60-060	NEW-P	83-10-060
275-56-430	NEW-P	83-03-065	275-96-022	REP-E	83-15-004	284-60-060	NEW	83-14-002
275-56-430	NEW-E	83-03-066	275-96-022	REP-P	83-17-135	284-60-070	NEW-P	83-10-060
275-56-430	NEW	83-09-002	275-96-025	REP-P	83-02-048	284-60-070	NEW	83-14-002
275-56-435	NEW-P	83-03-065	275-96-025	REP-E	83-02-050	284-60-080	NEW-P	83-10-060
275-56-435	NEW-E	83-03-066	275-96-025	REP-W	83-08-007	284-60-080	NEW	83-14-002
275-56-435	NEW	83-09-002	275-96-025	REP-E	83-08-063	284-60-090	NEW-P	83-10-060
275-56-440	NEW-P	83-03-065	275-96-025	REP-E	83-15-004	284-60-090	NEW	83-14-002
275-56-440	NEW-E	83-03-066	275-96-025	REP-P	83-17-135	284-60-100	NEW-P	83-10-060
275-56-440	NEW	83-09-002	275-96-030	REP-P	83-02-048	284-60-100	NEW	83-14-002
275-56-445	NEW-P	83-03-065	275-96-030	REP-E	83-02-050	289-02-040	NEW-P	83-17-139
275-56-445	NEW-E	83-03-066	275-96-030	REP-W	83-08-007	289-02-040	NEW-C	83-19-065
275-56-445	NEW	83-09-002	275-96-030	REP-E	83-08-063	289-13-235	NEW-C	83-04-003
275-56-450	NEW	83-09-002	275-96-030	REP-E	83-15-004	289-13-235	NEW	83-07-059
275-87	REP-C	83-06-011	275-96-030	REP-P	83-17-135	289-15-225	AMD	83-04-004
275-87	REP-W	83-08-007	275-96-045	REP-P	83-02-048	289-15-225	AMD-P	83-11-046
275-87	REP-E	83-08-063	275-96-045	REP-E	83-02-050	289-15-225	AMD-P	83-16-081
275-87-005	REP-P	83-02-049	275-96-045	REP-W	83-08-007	296-15-044	REP-P	83-04-057
275-87-005	REP-E	83-02-051	275-96-045	REP-E	83-08-063	296-15-044	REP	83-07-075
275-87-005	REP-W	83-08-007	275-96-045	REP-E	83-15-004	296-15-045	NEW-P	83-04-057
275-87-005	REP-E	83-08-063	275-96-045	REP-P	83-17-135	296-15-045	NEW	83-07-075
275-87-005	REP-E	83-15-004	275-96-050	REP-P	83-02-048	296-15-200	AMD-E	83-04-002
275-87-005	REP-P	83-17-136	275-96-050	REP-E	83-02-050	296-15-200	AMD-P	83-04-058
275-87-010	REP-P	83-02-049	275-96-050	REP-W	83-08-007	296-15-200	AMD	83-07-009
275-87-010	REP-E	83-02-051	275-96-050	REP-E	83-08-063	296-15-250	NEW-P	83-15-050
275-87-010	REP-W	83-08-007	275-96-050	REP-E	83-15-004	296-15-250	NEW	83-18-038
275-87-010	REP-E	83-08-063	275-96-055	REP-P	83-17-135	296-17-345	NEW-E	83-04-038
275-87-010	REP-E	83-15-004	275-96-055	REP-P	83-02-048	296-17-345	NEW-E	83-10-038
275-87-010	REP-P	83-17-136	275-96-055	REP-E	83-02-050	296-17-345	REP-E	83-13-018
275-87-015	REP-P	83-02-049	275-96-055	REP-W	83-08-007	296-17-346	NEW-E	83-08-056
275-87-015	REP-E	83-02-051	275-96-055	REP-E	83-08-063	296-17-411	NEW	83-05-019
275-87-015	REP-W	83-08-007	275-96-055	REP-E	83-15-004	296-17-470	NEW	83-05-019
275-87-015	REP-E	83-08-063	275-96-055	REP-P	83-17-135	296-17-480	NEW	83-05-019
275-87-015	REP-E	83-15-004	275-96-060	REP-P	83-02-048	296-17-612	AMD	83-05-019
275-87-015	REP-P	83-17-136	275-96-060	REP-E	83-02-050	296-17-911	AMD	83-05-018
275-87-020	REP-P	83-02-049	275-96-060	REP-W	83-08-007	296-17-914	AMD	83-05-018
275-87-020	REP-E	83-02-051	275-96-060	REP-E	83-08-063	296-17-915	AMD	83-05-018
275-87-020	REP-W	83-08-007	275-96-060	REP-E	83-15-004	296-17-916	AMD	83-05-018
275-87-020	REP-E	83-08-063	275-96-060	REP-P	83-17-135	296-17-917	AMD	83-05-018
275-87-020	REP-E	83-15-004	275-96-065	REP-P	83-02-048	296-17-919	AMD	83-05-018
275-87-020	REP-P	83-17-136	275-96-065	REP-E	83-02-050	296-17-91901	AMD	83-05-018
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296-62-09033	AMD-P	83-18-062	296-305-06001	AMD-P	83-18-062	306-16-217	REP-E	83-11-011
296-62-09035	AMD-P	83-18-062	296-305-06003	AMD-P	83-18-062	306-16-220	REP-E	83-11-011
296-62-09039	AMD-P	83-18-062	296-305-06005	AMD-P	83-18-062	306-16-370	REP-E	83-11-011
296-62-09041	AMD-P	83-18-062	296-305-06007	AMD-P	83-18-062	308-08-030	REP-P	83-06-028
296-62-09043	AMD-P	83-18-062	296-305-06009	AMD-P	83-18-062	308-08-030	REP	83-09-050
296-62-09045	AMD-P	83-18-062	296-305-06011	AMD-P	83-18-062	308-11-001	REP-P	83-13-116
296-62-09047	AMD-P	83-18-062	296-305-063	AMD-P	83-18-062	308-11-001	REP	83-17-031
296-62-09051	AMD-P	83-18-062	296-305-06301	AMD-P	83-18-062	308-11-030	NEW-P	83-13-116
296-62-09053	AMD-P	83-18-062	296-305-06305	AMD-P	83-18-062	308-11-030	NEW	83-17-031
296-62-09055	NEW-P	83-18-062	296-305-06307	AMD-P	83-18-062	308-12-010	AMD	83-04-071
296-62-14515	AMD-P	83-05-024	296-305-06309	AMD-P	83-18-062	308-12-030	REP	83-04-071
296-62-14515	AMD-C	83-13-007	296-305-06313	NEW-P	83-18-062	308-12-031	NEW	83-04-071
296-62-14515	AMD	83-15-017	296-305-06501	AMD-P	83-18-062	308-12-040	AMD	83-04-071
296-78-770	AMD-P	83-05-024	296-305-06503	AMD-P	83-18-062	308-12-050	AMD	83-04-071
296-78-770	AMD-C	83-13-007	296-305-06505	AMD-P	83-18-062	308-12-080	AMD	83-04-071
296-79-050	AMD-P	83-18-062	296-305-06509	AMD-P	83-18-062	308-12-081	NEW	83-04-071
296-93-010	NEW-P	83-18-063	296-305-06517	AMD-P	83-18-062	308-12-082	NEW	83-04-071
296-93-030	NEW-P	83-18-063	296-305-07001	AMD-P	83-18-062	308-12-110	AMD	83-04-071
296-93-040	NEW-P	83-18-063	296-305-07003	AMD-P	83-18-062	308-12-120	AMD	83-04-071
296-93-050	NEW-P	83-18-063	296-305-07005	AMD-P	83-18-062	308-12-130	AMD	83-04-071

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
308-12-311	REP	83-05-006	308-26-040	NEW-P	83-13-116	308-49-160	NEW	83-04-021
308-12-312	NEW	83-05-006	308-26-040	NEW	83-17-031	308-49-170	NEW	83-04-021
308-12-320	AMD	83-04-071	308-29-040	REP-P	83-13-116	308-49-180	NEW	83-04-021
308-13-120	REP-P	83-13-116	308-29-040	REP	83-17-031	308-50-340	REP-P	83-13-116
308-13-120	REP	83-17-031	308-29-045	NEW-P	83-13-116	308-50-340	REP	83-17-031
308-13-150	NEW-P	83-13-116	308-29-045	NEW	83-17-031	308-50-350	NEW-P	83-17-117
308-13-150	NEW	83-17-031	308-29-045	AMD-P	83-19-069	308-50-375	NEW-P	83-13-116
308-16-205	NEW-E	83-11-011	308-31-010	AMD	83-03-032	308-50-375	NEW	83-17-031
308-16-205	NEW-P	83-11-045	308-31-030	NEW	83-03-032	308-51-030	REP-P	83-13-116
308-16-205	NEW-C	83-14-031	308-31-040	NEW	83-03-032	308-51-030	REP	83-17-031
308-16-205	NEW	83-15-013	308-31-050	NEW	83-03-032	308-51-120	AMD-P	83-18-061
308-16-21001	REP-E	83-11-025	308-31-055	NEW-P	83-13-116	308-51-200	NEW-P	83-13-116
308-16-21001	REP-P	83-11-045	308-31-055	NEW	83-17-031	308-51-200	NEW	83-17-031
308-16-21001	REP-C	83-14-031	308-31-055	AMD-E	83-19-008	308-51-200	AMD-E	83-19-008
308-16-21001	REP	83-15-013	308-31-055	AMD-P	83-19-069	308-51-200	AMD-P	83-19-069
308-16-211	REP-E	83-11-025	308-31-060	NEW	83-03-032	308-52-135	AMD-P	83-03-045
308-16-211	REP-P	83-11-045	308-31-310	REP-P	83-13-116	308-52-135	AMD	83-07-014
308-16-211	REP-C	83-14-031	308-31-310	REP	83-17-031	308-52-138	AMD	83-03-031
308-16-211	REP	83-15-013	308-32-090	NEW-P	83-13-116	308-52-140	AMD-P	83-03-045
308-16-212	REP-E	83-11-025	308-32-090	NEW	83-17-031	308-52-140	AMD	83-07-014
308-16-212	REP-P	83-11-045	308-32-090	AMD-E	83-19-008	308-52-150	NEW	83-03-031
308-16-212	REP-C	83-14-031	308-32-090	AMD-P	83-19-069	308-52-310	REP-P	83-13-116
308-16-212	REP	83-15-013	308-32-310	REP-P	83-13-116	308-52-310	REP	83-17-031
308-16-213	AMD-E	83-11-011	308-32-310	REP	83-17-031	308-52-315	NEW-P	83-13-116
308-16-213	AMD-P	83-11-045	308-33-100	REP-P	83-13-116	308-52-315	NEW	83-17-031
308-16-213	AMD-C	83-14-031	308-33-100	REP	83-17-031	308-52-315	AMD-E	83-19-008
308-16-213	AMD	83-15-013	308-33-105	NEW-P	83-13-116	308-52-315	AMD-P	83-19-069
308-16-214	NEW-E	83-11-011	308-33-105	NEW	83-17-031	308-52-500	AMD-P	83-03-045
308-16-214	NEW-P	83-11-045	308-33-105	AMD-E	83-19-008	308-52-500	AMD	83-07-014
308-16-214	NEW-C	83-14-031	308-33-105	AMD-P	83-19-069	308-52-502	NEW-P	83-03-045
308-16-214	NEW	83-15-013	308-36-080	REP-P	83-13-116	308-52-502	NEW	83-07-014
308-16-217	REP-E	83-11-025	308-37-115	NEW-P	83-08-020	308-52-504	AMD-P	83-03-045
308-16-217	REP-P	83-11-045	308-37-130	AMD	83-04-050	308-52-504	AMD	83-07-014
308-16-217	REP-C	83-14-031	308-37-135	NEW	83-04-050	308-52-520	REP-P	83-03-045
308-16-217	REP	83-15-013	308-40-102	AMD-P	83-04-049	308-52-520	REP	83-07-014
308-16-220	REP-E	83-11-025	308-40-102	AMD	83-08-021	308-52-550	REP-P	83-03-045
308-16-220	REP-P	83-11-045	308-40-110	AMD-P	83-04-049	308-52-550	REP	83-07-014
308-16-220	REP-C	83-14-031	308-40-110	AMD	83-08-021	308-52-560	REP-P	83-03-045
308-16-220	REP	83-15-013	308-40-120	REP-P	83-13-116	308-52-560	REP	83-07-014
308-16-240	AMD-E	83-11-011	308-40-120	REP	83-17-031	308-53-020	NEW-P	83-13-116
308-16-240	AMD-P	83-11-045	308-40-125	NEW-P	83-13-116	308-53-020	NEW	83-17-031
308-16-240	AMD-C	83-14-031	308-40-125	NEW	83-17-031	308-53-080	AMD-P	83-06-073
308-16-240	AMD	83-15-013	308-40-120	REP-P	83-13-116	308-53-080	AMD	83-10-052
308-16-280	REP-P	83-11-045	308-41-020	REP	83-17-031	308-53-085	AMD-P	83-06-073
308-16-280	REP-C	83-14-031	308-41-025	NEW-P	83-13-116	308-53-085	AMD	83-10-052
308-16-280	REP	83-15-013	308-41-025	NEW	83-17-031	308-53-310	REP-P	83-13-116
308-16-310	AMD-E	83-11-011	308-42-025	REP	83-05-032	308-53-310	REP	83-17-031
308-16-310	AMD-P	83-11-045	308-42-030	AMD	83-05-032	308-54-310	REP-P	83-13-116
308-16-310	AMD-C	83-14-031	308-42-040	AMD	83-05-032	308-54-310	REP	83-17-031
308-16-310	AMD	83-15-013	308-42-045	AMD	83-05-032	308-54-315	NEW-P	83-13-116
308-16-370	REP-E	83-11-025	308-42-060	AMD	83-05-032	308-54-315	NEW	83-17-031
308-16-370	REP-P	83-11-045	308-42-070	NEW	83-05-032	308-55-010	REP-P	83-13-116
308-16-370	REP-C	83-14-031	308-42-075	NEW-P	83-13-116	308-55-010	REP	83-17-031
308-16-370	REP	83-15-013	308-42-075	NEW	83-17-031	308-55-025	NEW-P	83-13-116
308-16-420	REP-P	83-13-116	308-42-100	REP-P	83-13-116	308-55-025	NEW	83-17-031
308-16-420	REP	83-17-031	308-42-100	REP	83-17-031	308-90-010	NEW-E	83-10-051
308-16-500	NEW-P	83-13-116	308-48-010	AMD	83-04-020	308-90-010	NEW-P	83-11-044
308-16-500	NEW	83-17-031	308-48-020	REP	83-04-021	308-90-010	NEW	83-14-061
308-16-500	AMD-E	83-19-008	308-48-030	AMD	83-04-020	308-90-020	NEW-E	83-10-051
308-16-500	AMD-P	83-19-069	308-48-090	REP	83-04-021	308-90-020	NEW-P	83-11-044
308-24-485	NEW-P	83-13-116	308-48-110	AMD	83-04-020	308-90-020	NEW	83-14-061
308-24-485	NEW	83-17-031	308-48-115	REP	83-04-021	308-90-030	NEW-E	83-10-051
308-24-485	AMD-E	83-19-008	308-48-165	NEW	83-04-020	308-90-030	NEW-P	83-11-044
308-24-485	AMD-P	83-19-069	308-48-170	REP	83-04-021	308-90-030	NEW	83-14-061
308-24-490	REP-P	83-13-116	308-48-175	REP	83-04-021	308-90-040	NEW-E	83-10-051
308-24-490	REP	83-17-031	308-48-190	AMD	83-04-020	308-90-040	NEW-P	83-11-044
308-25-020	AMD-P	83-04-070	308-48-19001	REP	83-04-021	308-90-040	NEW	83-14-061
308-25-020	AMD	83-07-051	308-48-200	AMD	83-04-020	308-90-050	NEW-E	83-10-051
308-25-020	AMD-E	83-17-063	308-48-250	NEW-P	83-13-116	308-90-050	NEW-P	83-11-044
308-25-030	AMD-E	83-17-063	308-48-250	NEW	83-17-031	308-90-050	NEW	83-14-061
308-25-060	REP-P	83-13-116	308-48-310	REP-P	83-13-116	308-90-060	NEW-E	83-10-051
308-25-060	REP	83-17-031	308-48-310	REP	83-17-031	308-90-060	NEW-P	83-11-044
308-25-065	NEW-P	83-13-116	308-49-100	NEW	83-04-021	308-90-060	NEW	83-14-061
308-25-065	NEW	83-17-031	308-49-120	NEW	83-04-021	308-90-070	NEW-E	83-10-051
308-25-070	AMD-E	83-17-063	308-49-130	NEW	83-04-021	308-90-070	NEW-P	83-11-044
308-26-020	REP-P	83-13-116	308-49-140	NEW	83-04-021	308-90-070	NEW	83-14-061
308-26-020	REP	83-17-031	308-49-150	NEW	83-04-021	308-90-080	NEW-E	83-10-051

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-90-080	NEW-P	83-11-044	308-93-170	NEW-W	83-13-105	308-116-295	AMD	83-05-033
308-90-080	NEW	83-14-061	308-93-170	NEW-E	83-19-062	308-116-310	REP-P	83-13-116
308-90-090	NEW-E	83-10-051	308-93-180	NEW-E	83-19-062	308-116-310	REP	83-17-031
308-90-090	NEW-P	83-11-044	308-93-190	NEW-E	83-19-062	308-116-325	NEW-P	83-13-116
308-90-090	NEW	83-14-061	308-93-200	NEW-E	83-19-062	308-116-325	NEW	83-17-031
308-90-100	NEW-E	83-10-051	308-93-210	NEW-E	83-19-062	308-120-180	AMD-P	83-12-031
308-90-100	NEW-P	83-11-044	308-93-220	NEW-E	83-19-062	308-120-260	REP-P	83-13-116
308-90-100	NEW	83-14-061	308-93-230	NEW-E	83-19-062	308-120-260	REP	83-17-031
308-90-110	NEW-E	83-10-051	308-93-240	NEW-E	83-19-062	308-120-270	NEW-P	83-08-073
308-90-110	NEW-P	83-11-044	308-93-250	NEW-E	83-19-062	308-120-270	NEW	83-12-026
308-90-110	NEW	83-14-061	308-93-260	NEW-E	83-19-062	308-120-275	NEW-P	83-13-116
308-93-010	NEW-E	83-10-021	308-93-270	NEW-E	83-19-062	308-120-275	NEW	83-17-031
308-93-010	NEW-P	83-11-043	308-93-280	NEW-E	83-19-062	308-120-345	NEW	83-04-051
308-93-010	NEW-E	83-19-062	308-93-290	NEW-E	83-19-062	308-120-400	AMD-P	83-12-031
308-93-010	NEW-W	83-13-105	308-93-300	NEW-E	83-19-062	308-120-400	AMD	83-16-065
308-93-020	NEW-E	83-10-021	308-93-310	NEW-E	83-19-062	308-120-600	NEW-P	83-12-031
308-93-020	NEW-P	83-11-043	308-93-320	NEW-E	83-19-062	308-120-601	NEW-P	83-12-031
308-93-020	NEW-E	83-19-062	308-93-330	NEW-E	83-19-062	308-120-602	NEW-P	83-12-031
308-93-020	NEW-W	83-13-105	308-93-340	NEW-E	83-19-062	308-120-603	NEW-P	83-12-031
308-93-030	NEW-E	83-10-021	308-93-350	NEW-E	83-19-062	308-120-604	NEW-P	83-12-031
308-93-030	NEW-P	83-11-043	308-93-360	NEW-E	83-19-062	308-120-605	NEW-P	83-12-031
308-93-030	NEW-E	83-19-062	308-93-370	NEW-E	83-19-062	308-120-606	NEW-P	83-12-031
308-93-030	NEW-W	83-13-105	308-93-380	NEW-E	83-19-062	308-120-607	NEW-P	83-12-031
308-93-040	NEW-E	83-10-021	308-93-390	NEW-E	83-19-062	308-120-608	NEW-P	83-12-031
308-93-040	NEW-P	83-11-043	308-93-400	NEW-E	83-19-062	308-120-609	NEW-P	83-12-031
308-93-040	NEW-E	83-19-062	308-93-410	NEW-E	83-19-062	308-122-275	NEW-P	83-13-116
308-93-040	NEW-W	83-13-105	308-93-420	NEW-E	83-19-062	308-122-275	NEW	83-17-031
308-93-050	NEW-E	83-10-021	308-93-430	NEW-E	83-19-062	308-122-460	REP-P	83-13-116
308-93-050	NEW-P	83-11-043	308-93-440	NEW-E	83-19-062	308-122-460	REP	83-17-031
308-93-050	NEW-E	83-19-062	308-93-450	NEW-E	83-19-062	308-122-500	AMD-P	83-11-042
308-93-050	NEW-W	83-13-105	308-93-460	NEW-E	83-19-062	308-122-505	AMD-P	83-11-042
308-93-060	NEW-E	83-10-021	308-93-470	NEW-E	83-19-062	308-138-060	REP-P	83-13-116
308-93-060	NEW-P	83-11-043	308-93-480	NEW-E	83-19-062	308-138-060	REP	83-17-031
308-93-060	NEW-E	83-19-062	308-93-490	NEW-E	83-19-062	308-138-080	NEW-P	83-13-116
308-93-060	NEW-W	83-13-105	308-93-500	NEW-E	83-19-062	308-138-080	NEW	83-17-031
308-93-070	NEW-E	83-10-021	308-93-510	NEW-E	83-19-062	308-138A-020	AMD-P	83-12-048
308-93-070	NEW-P	83-11-043	308-93-520	NEW-E	83-19-062	308-138A-020	AMD	83-16-024
308-93-070	NEW-E	83-19-062	308-93-530	NEW-E	83-19-062	308-138A-025	AMD-P	83-12-048
308-93-070	NEW-W	83-13-105	308-93-540	NEW-E	83-19-062	308-138A-025	AMD	83-16-024
308-93-080	NEW-E	83-10-021	308-93-550	NEW-E	83-19-062	308-138B-100	AMD-P	83-12-048
308-93-080	NEW-P	83-11-043	308-93-560	NEW-E	83-19-062	308-138B-100	AMD	83-16-024
308-93-080	NEW-E	83-19-062	308-93-570	NEW-E	83-19-062	308-138B-105	NEW-P	83-12-048
308-93-080	NEW-W	83-13-105	308-93-580	NEW-E	83-19-062	308-138B-105	NEW	83-16-024
308-93-090	NEW-E	83-10-021	308-93-590	NEW-E	83-19-062	308-138B-165	NEW-P	83-12-048
308-93-090	NEW-P	83-11-043	308-93-600	NEW-E	83-19-062	308-138B-170	AMD-P	83-12-048
308-93-090	NEW-E	83-19-062	308-93-610	NEW-E	83-19-062	308-138B-170	AMD	83-16-024
308-93-090	NEW-W	83-13-105	308-93-620	NEW-E	83-19-062	308-151-080	AMD-P	83-04-029
308-93-100	NEW-E	83-10-021	308-93-630	NEW-E	83-19-062	308-151-080	AMD	83-07-050
308-93-100	NEW-P	83-11-043	308-93-640	NEW-E	83-19-062	308-151-100	AMD-P	83-04-029
308-93-100	NEW-E	83-19-062	308-95-010	NEW-P	83-04-068	308-151-100	AMD	83-07-050
308-93-100	NEW-W	83-13-105	308-95-010	NEW-E	83-06-029	308-152-010	REP-P	83-13-116
308-93-110	NEW-E	83-10-021	308-95-010	NEW	83-12-025	308-152-010	REP	83-17-031
308-93-110	NEW-P	83-11-043	308-95-020	NEW-P	83-04-068	308-152-015	NEW-P	83-13-116
308-93-110	NEW-E	83-19-062	308-95-020	NEW-E	83-06-029	308-152-015	NEW	83-17-031
308-93-110	NEW-W	83-13-105	308-95-020	NEW	83-12-025	308-152-015	AMD-E	83-19-008
308-93-120	NEW-E	83-10-021	308-95-030	NEW-P	83-04-068	308-152-015	AMD-P	83-19-069
308-93-120	NEW-P	83-11-043	308-95-030	NEW-E	83-06-029	308-156-010	AMD-P	83-16-063
308-93-120	NEW-E	83-19-062	308-95-030	NEW	83-12-025	308-156-010	AMD	83-19-055
308-93-120	NEW-W	83-13-105	308-96A-400	NEW-P	83-05-055	308-156-020	AMD-P	83-16-063
308-93-130	NEW-E	83-10-021	308-96A-400	NEW	83-08-052	308-156-020	AMD	83-19-055
308-93-130	NEW-P	83-11-043	308-99-010	NEW-P	83-15-064	308-156-030	AMD-P	83-16-063
308-93-130	NEW-E	83-19-062	308-99-010	NEW-C	83-18-012	308-156-030	AMD	83-19-055
308-93-130	NEW-W	83-13-105	308-99-010	NEW	83-19-009	308-156-040	REP-P	83-16-063
308-93-140	NEW-E	83-10-021	308-99-020	NEW-P	83-15-064	308-156-040	REP	83-19-055
308-93-140	NEW-P	83-11-043	308-99-020	NEW-C	83-18-012	308-156-045	NEW-P	83-16-063
308-93-140	NEW-W	83-13-105	308-99-020	NEW	83-19-009	308-156-045	NEW	83-19-055
308-93-140	NEW-E	83-19-062	308-99-030	NEW-P	83-15-064	308-156-050	NEW-P	83-16-063
308-93-150	NEW-E	83-10-021	308-99-030	NEW-C	83-18-012	308-156-050	NEW	83-19-055
308-93-150	NEW-P	83-11-043	308-99-030	NEW	83-19-009	308-156-055	NEW-P	83-16-063
308-93-150	NEW-W	83-13-105	308-99-040	NEW-P	83-15-064	308-156-055	NEW	83-19-055
308-93-150	NEW-E	83-19-062	308-99-040	NEW-C	83-18-012	308-156-060	AMD-P	83-16-063
308-93-160	NEW-E	83-10-021	308-99-040	NEW	83-19-009	308-156-060	AMD	83-19-055
308-93-160	NEW-P	83-11-043	308-115-400	REP-P	83-13-116	308-156-070	AMD-P	83-16-063
308-93-160	NEW-W	83-13-105	308-115-400	REP	83-17-031	308-156-070	AMD	83-19-055
308-93-160	NEW-E	83-19-062	308-115-405	NEW-P	83-13-116	308-156-080	AMD-P	83-16-063
308-93-170	NEW-E	83-10-021	308-115-405	NEW	83-17-031	308-156-080	AMD	83-19-055
308-93-170	NEW-P	83-11-043	308-116-295	AMD-P	83-02-062	308-156-090	AMD-P	83-16-063

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308-156-100	AMD	83-19-055	315-06-120	NEW-E	83-03-041	315-11-071	NEW-E	83-13-085
314-04	REVIEW	83-11-026	315-06-120	NEW	83-05-029	315-11-071	NEW	83-17-011
314-08	REVIEW	83-11-026	315-06-160	AMD	83-05-029	315-11-071	AMD-E	83-19-020
314-12	REVIEW	83-11-026	315-06-180	AMD-P	83-16-079	315-11-071	AMD-P	83-19-072
314-12-020	AMD-P	83-16-071	315-06-180	AMD	83-19-019	315-11-072	NEW-P	83-10-067
314-12-020	AMD	83-18-071	315-10-020	AMD-E	83-03-041	315-11-072	NEW-C	83-13-079
314-12-125	NEW-P	83-03-012	315-10-020	AMD	83-05-029	315-11-072	NEW-E	83-13-085
314-12-125	NEW-P	83-06-027	315-10-030	AMD	83-03-034	315-11-072	NEW	83-17-011
314-12-125	NEW-P	83-10-032	315-10-030	AMD-E	83-08-083	315-11-080	NEW-P	83-16-078
314-12-125	NEW-W	83-10-045	315-10-030	AMD-P	83-12-057	315-11-080	NEW	83-19-018
314-12-125	NEW	83-18-070	315-10-030	AMD-E	83-13-086	315-11-081	NEW-P	83-16-078
314-16	REVIEW	83-11-026	315-10-030	AMD	83-16-029	315-11-081	NEW	83-19-018
314-16-120	AMD-P	83-03-013	315-11-010	NEW	83-03-034	315-11-082	NEW-P	83-16-078
314-16-120	AMD	83-06-026	315-11-010	NEW-E	83-04-019	315-11-082	NEW	83-19-018
314-16-122	AMD-P	83-10-059	315-11-020	NEW	83-03-034	315-12-010	NEW-C	83-05-028
314-16-122	AMD	83-13-055	315-11-020	NEW-E	83-04-019	315-12-010	NEW-C	83-08-081
314-16-145	NEW-P	83-09-016	315-11-030	NEW	83-03-034	315-12-010	NEW-C	83-10-068
314-16-145	NEW	83-12-022	315-11-030	NEW-E	83-04-019	315-12-010	NEW	83-13-080
314-16-196	NEW-P	83-07-066	315-11-040	NEW-E	83-03-040	315-12-020	NEW-C	83-05-028
314-16-196	NEW-P	83-10-031	315-11-040	NEW	83-05-030	315-12-020	NEW-C	83-08-081
314-16-196	NEW-W	83-10-046	315-11-041	NEW-E	83-03-040	315-12-020	NEW-C	83-10-068
314-16-196	NEW	83-13-056	315-11-041	NEW-P	83-04-069	315-12-020	NEW	83-13-080
314-20	REVIEW	83-11-026	315-11-041	NEW	83-07-023	315-12-030	NEW-C	83-05-028
314-24	REVIEW	83-11-026	315-11-041	NEW-E	83-08-084	315-12-030	NEW-C	83-08-081
314-26	REVIEW	83-11-026	315-11-042	NEW-E	83-03-040	315-12-030	NEW-C	83-10-068
314-27	REVIEW	83-11-026	315-11-042	NEW	83-05-030	315-12-030	NEW	83-13-080
314-28	REVIEW	83-11-026	315-11-050	NEW-E	83-05-031	315-12-040	NEW-C	83-05-028
314-32	REVIEW	83-11-026	315-11-050	NEW-P	83-05-052	315-12-040	NEW-C	83-08-081
314-36	REVIEW	83-11-026	315-11-050	NEW-E	83-08-085	315-12-040	NEW-C	83-10-068
314-37-010	NEW	83-04-017	315-11-050	NEW-C	83-08-079	315-12-040	NEW	83-13-080
314-37-010	AMD-P	83-15-062	315-11-050	NEW-C	83-10-072	315-12-050	NEW-C	83-05-028
314-37-010	AMD-C	83-17-108	315-11-050	NEW-C	83-13-077	315-12-050	NEW-C	83-08-081
314-37-010	AMD-C	83-18-069	315-11-050	NEW-E	83-13-083	315-12-050	NEW-C	83-10-068
314-40	REVIEW	83-11-026	315-11-050	NEW	83-17-009	315-12-050	NEW	83-13-080
314-44	REVIEW	83-11-026	315-11-051	NEW-E	83-05-031	315-12-060	NEW-C	83-05-028
314-45	REVIEW	83-11-026	315-11-051	NEW-P	83-05-052	315-12-060	NEW-C	83-08-081
314-48	REVIEW	83-11-026	315-11-051	NEW-E	83-08-085	315-12-060	NEW-C	83-10-068
314-52	REVIEW	83-11-026	315-11-051	NEW-C	83-08-079	315-12-060	NEW	83-13-080
314-52-110	AMD-P	83-03-013	315-11-051	NEW-C	83-10-072	315-12-070	NEW-C	83-05-028
314-52-110	AMD-C	83-06-025	315-11-051	NEW-C	83-13-077	315-12-070	NEW-C	83-08-081
314-56	REVIEW	83-11-026	315-11-051	NEW-E	83-13-083	315-12-070	NEW-C	83-10-068
314-60	REVIEW	83-11-026	315-11-051	NEW	83-17-009	315-12-070	NEW	83-13-080
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314-68	REVIEW	83-11-026	315-11-052	NEW-E	83-08-085	315-12-080	NEW-C	83-10-068
314-72	REVIEW	83-11-026	315-11-052	NEW-C	83-08-079	315-12-080	NEW	83-13-080
314-76	REVIEW	83-11-026	315-11-052	NEW-C	83-10-072	315-12-090	NEW-C	83-05-028
315-02-020	AMD-P	83-12-057	315-11-052	NEW-C	83-13-077	315-12-090	NEW-C	83-08-081
315-02-020	AMD-P	83-16-079	315-11-052	NEW-E	83-13-083	315-12-090	NEW-C	83-10-068
315-02-020	AMD	83-19-019	315-11-052	NEW	83-17-009	315-12-090	NEW	83-13-080
315-02-210	REP-P	83-08-047	315-11-060	NEW-P	83-05-053	315-12-100	NEW-C	83-05-028
315-02-210	REP-C	83-10-069	315-11-060	NEW-C	83-08-080	315-12-100	NEW-P	83-05-054
315-02-210	REP	83-13-082	315-11-060	NEW-E	83-08-086	315-12-100	NEW-C	83-08-081
315-04-040	AMD	83-05-029	315-11-060	NEW-C	83-10-070	315-12-100	NEW-C	83-08-082
315-04-050	REP-P	83-08-047	315-11-060	NEW-C	83-13-078	315-12-100	NEW-C	83-10-068
315-04-050	REP-C	83-10-069	315-11-060	NEW-E	83-13-084	315-12-100	NEW-C	83-10-071
315-04-050	REP	83-13-082	315-11-060	NEW	83-17-010	315-12-100	NEW	83-13-080
315-04-070	AMD-P	83-16-079	315-11-061	NEW-P	83-05-053	315-12-110	NEW-C	83-05-028
315-04-070	AMD-E	83-17-028	315-11-061	NEW-C	83-08-080	315-12-110	NEW-C	83-08-081
315-04-070	AMD	83-19-019	315-11-061	NEW-E	83-08-086	315-12-110	NEW-C	83-10-068
315-04-090	AMD-E	83-03-041	315-11-061	NEW-C	83-10-070	315-12-110	NEW	83-13-080
315-04-090	AMD	83-05-029	315-11-061	NEW-C	83-13-078	315-12-120	NEW-C	83-05-028
315-04-180	AMD-P	83-16-079	315-11-061	NEW-E	83-13-084	315-12-120	NEW-C	83-08-081
315-04-180	AMD	83-19-019	315-11-061	NEW	83-17-010	315-12-120	NEW-C	83-10-068
315-04-190	AMD-E	83-03-041	315-11-062	NEW-P	83-05-053	315-12-120	NEW	83-13-080
315-04-190	AMD	83-05-029	315-11-062	NEW-C	83-08-080	315-12-130	NEW-C	83-05-028
315-04-200	AMD-P	83-03-046	315-11-062	NEW-E	83-08-086	315-12-130	NEW-C	83-08-081
315-04-200	AMD	83-07-022	315-11-062	NEW-C	83-10-070	315-12-130	NEW-C	83-10-068
315-04-220	NEW-E	83-03-041	315-11-062	NEW-C	83-13-078	315-12-130	NEW	83-13-080
315-04-220	NEW	83-05-029	315-11-062	NEW-E	83-13-084	315-12-140	NEW-C	83-05-028
315-06-020	AMD	83-03-034	315-11-062	NEW	83-17-010	315-12-140	NEW-C	83-08-081
315-06-050	AMD-E	83-03-041	315-11-070	NEW-P	83-10-067	315-12-140	NEW-C	83-10-068
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315-06-060	NEW	83-03-034	315-11-070	NEW-E	83-13-085	315-12-150	NEW-C	83-05-028
315-06-060	NEW-E	83-04-019	315-11-070	NEW	83-17-011	315-12-150	NEW-C	83-08-081

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315-20-010	NEW-P 83-08-074	326-20-140	NEW-P 83-19-066	332-24-095	NEW 83-10-036
315-20-010	NEW-C 83-10-073	326-20-150	NEW-E 83-18-011	332-24-250	REP-P 83-07-068
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315-20-020	NEW 83-13-081	326-20-170	NEW-E 83-18-011	332-24-270	REP-P 83-07-068
315-20-030	NEW-P 83-08-074	326-20-170	NEW-P 83-19-066	332-24-270	REP 83-10-036
315-20-030	NEW-C 83-10-073	326-20-180	NEW-E 83-18-011	332-24-280	REP-P 83-07-068
315-20-040	NEW-P 83-08-074	326-20-180	NEW-P 83-19-066	332-24-280	REP 83-10-036
315-20-040	NEW-C 83-10-073	326-20-190	NEW-E 83-18-011	332-24-290	REP-P 83-07-068
315-20-040	NEW 83-13-081	326-20-190	NEW-P 83-19-066	332-24-290	REP 83-10-036
315-20-050	NEW-P 83-08-074	326-20-200	NEW-E 83-18-011	332-24-300	REP-P 83-07-068
315-20-050	NEW-C 83-10-073	326-20-200	NEW-P 83-19-066	332-24-300	REP 83-10-036
315-20-050	NEW 83-13-081	326-20-210	NEW-E 83-18-011	332-26-020	NEW-E 83-14-065
315-20-060	NEW-P 83-08-074	326-20-210	NEW-P 83-19-066	332-26-030	NEW-E 83-14-065
315-20-060	NEW-C 83-10-073	326-20-220	NEW-E 83-18-011	332-26-040	NEW-E 83-14-065
315-20-060	NEW 83-13-081	326-20-220	NEW-P 83-19-066	332-26-050	NEW-E 83-14-065
315-20-070	NEW-P 83-08-074	326-30-005	NEW-E 83-17-027	332-26-084	NEW-E 83-09-015
315-20-070	NEW-C 83-10-073	332-12-310	AMD-C 83-05-004	332-30-109	AMD-P 83-16-076
315-20-070	NEW 83-13-081	332-12-310	AMD-C 83-06-040	332-30-115	AMD-P 83-16-076
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315-20-080	NEW 83-13-081	332-20	AMD-C 83-17-104	332-30-200	NEW-E 83-17-068
315-20-090	NEW-P 83-08-074	332-20-010	AMD-C 83-15-038	332-30-205	NEW-E 83-17-068
315-20-090	NEW-C 83-10-073	332-20-020	AMD-P 83-15-038	332-30-210	NEW-E 83-17-068
315-20-090	NEW 83-13-081	332-20-030	AMD-P 83-15-038	332-30-215	NEW-E 83-17-068
315-20-100	NEW-P 83-08-074	332-20-040	REP-P 83-15-038	332-30-220	NEW-E 83-17-068
315-20-100	NEW-C 83-10-073	332-20-050	AMD-P 83-15-038	332-30-225	NEW-E 83-17-068
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315-20-110	NEW 83-13-081	332-20-090	REP-P 83-15-038	332-44-110	NEW-E 83-03-029
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315-20-120	NEW-C 83-10-073	332-20-110	REP-P 83-15-038	332-100-040	AMD-E 83-07-038
315-20-120	NEW 83-13-081	332-20-120	REP-P 83-15-038	332-100-040	AMD-E 83-11-007
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315-20-130	NEW-C 83-10-073	332-20-140	REP-P 83-15-038	332-140-200	NEW-P 83-15-051
315-20-130	NEW 83-13-081	332-20-150	REP-P 83-15-038	332-140-200	NEW 83-18-009
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326-02-020	NEW-E 83-18-011	332-20-220	AMD-P 83-15-038	352-12-010	AMD 83-06-051
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326-02-030	NEW-E 83-18-011	332-20-240	REP-P 83-15-038	352-12-030	REP-W 83-02-058
326-02-030	NEW-P 83-19-066	332-20-250	AMD-P 83-15-038	352-12-040	REP-W 83-02-058
326-20-010	NEW-E 83-18-011	332-20-260	AMD-P 83-15-038	352-12-050	REP-W 83-02-058
326-20-010	NEW-P 83-19-066	332-20-270	AMD-P 83-15-038	352-32-030	AMD-P 83-04-073
326-20-020	NEW-E 83-18-011	332-20-280	REP-P 83-15-038	352-32-030	AMD 83-09-031
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326-20-030	NEW-P 83-19-066	332-20-310	REP-P 83-15-038	352-32-045	AMD-P 83-04-073
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326-20-040	NEW-P 83-19-066	332-20-330	AMD-P 83-15-038	352-32-160	REP-C 83-06-004
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326-20-050	NEW-P 83-19-066	332-24-056	AMD-P 83-07-068	352-32-165	NEW-C 83-06-004
326-20-060	NEW-E 83-18-011	332-24-056	AMD 83-10-036	352-32-165	NEW 83-08-032
326-20-060	NEW-P 83-19-066	332-24-060	AMD-P 83-07-068	352-32-190	REP-C 83-06-004
326-20-070	NEW-E 83-18-011	332-24-060	AMD 83-10-036	352-32-190	AMD 83-08-032
326-20-070	NEW-P 83-19-066	332-24-063	AMD-P 83-07-068	352-32-190	REP-P 83-10-055
326-20-080	NEW-E 83-18-011	332-24-063	AMD 83-10-036	352-32-190	REP 83-13-089
326-20-080	NEW-P 83-19-066	332-24-065	REP-P 83-07-068	352-32-195	NEW-P 83-10-055
326-20-090	NEW-E 83-18-011	332-24-065	REP 83-10-036	352-32-195	NEW 83-13-089
326-20-090	NEW-P 83-19-066	332-24-070	AMD-P 83-07-068	352-32-250	AMD-P 83-04-073
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352-48-050	AMD-P	83-10-053	356-30-210	AMD-C	83-07-036	365-70-020	NEW	83-17-047
352-48-050	AMD	83-13-087	356-30-230	AMD-C	83-05-047	365-70-030	NEW-P	83-13-113
352-48-060	AMD-P	83-10-053	356-30-230	AMD-C	83-07-036	365-70-030	NEW-E	83-13-114
352-48-060	AMD	83-13-087	356-30-240	AMD-C	83-05-047A	365-70-030	NEW	83-17-047
352-48-070	AMD-P	83-10-053	356-30-240	AMD-C	83-07-036	365-70-040	NEW-P	83-13-113
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388-95-400	NEW-P	83-09-046	388-96-207	AMD-P	83-14-046	388-96-521	AMD-E	83-19-046
388-95-400	NEW	83-12-059	388-96-207	AMD-E	83-14-056	388-96-521	AMD	83-19-047
388-96-010	AMD-P	83-14-046	388-96-207	AMD	83-19-047	388-96-523	AMD-P	83-14-046
388-96-010	AMD-E	83-14-056	388-96-210	AMD-P	83-14-046	388-96-523	AMD-E	83-14-056
388-96-010	AMD-E	83-19-046	388-96-210	AMD-E	83-14-056	388-96-523	AMD	83-19-047
388-96-010	AMD	83-19-047	388-96-210	AMD-E	83-19-046	388-96-523	AMD-P	83-14-046
388-96-020	AMD-P	83-14-046	388-96-210	AMD	83-19-047	388-96-529	AMD-E	83-14-056
388-96-020	AMD-E	83-14-056	388-96-210	AMD	83-19-047	388-96-529	AMD-E	83-19-046
388-96-020	AMD-E	83-19-046	388-96-213	AMD-P	83-14-046	388-96-529	AMD	83-19-047
388-96-020	AMD	83-19-047	388-96-213	AMD-E	83-14-056	388-96-531	AMD-P	83-14-046
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388-96-023	AMD-E	83-14-056	388-96-216	AMD	83-19-047	388-96-531	AMD-E	83-19-046
388-96-023	AMD	83-19-047	388-96-216	AMD-P	83-14-046	388-96-531	AMD	83-19-047
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388-96-029	AMD	83-19-047	388-96-219	REP	83-19-047	388-96-534	AMD	83-19-047
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388-96-032	AMD-E	83-14-056	388-96-220	NEW-E	83-14-056	388-96-534	AMD	83-19-047
388-96-032	AMD-E	83-19-046	388-96-220	NEW-E	83-19-046	388-96-535	AMD-P	83-14-046
388-96-032	AMD	83-19-047	388-96-220	NEW	83-19-047	388-96-535	AMD-E	83-14-056
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388-96-101	AMD-E	83-14-056	388-96-221	NEW-E	83-14-056	388-96-535	AMD	83-19-047
388-96-101	AMD-E	83-19-046	388-96-221	NEW-E	83-19-046	388-96-539	AMD	83-05-007
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388-96-557	AMD-E	83-19-046	388-96-807	AMD-E	83-19-046	392-137-020	AMD-P	83-14-088
388-96-557	AMD	83-19-047	388-96-807	AMD	83-19-047	392-137-020	AMD	83-17-067
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388-96-561	AMD	83-19-047	388-96-813	AMD	83-19-047	392-137-045	AMD	83-17-067
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388-96-713	AMD-E	83-14-056	388-100-030	AMD-E	83-14-051	392-138-025	REP-P	83-14-089
388-96-713	AMD-E	83-19-046	388-100-030	AMD	83-17-071	392-138-025	REP-P	83-14-089
388-96-713	AMD	83-19-047	388-100-035	AMD-P	83-14-026	392-138-030	AMD-P	83-14-089
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388-96-720	REP-E	83-14-056	389-12-230	AMD-E	83-13-017	392-139-019	NEW	83-17-058
388-96-720	REP-E	83-19-046	389-12-270	AMD-E	83-13-017	392-139-021	AMD-P	83-14-090
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388-96-722	AMD-E	83-14-056	390-13-100	NEW-P	83-14-036	392-139-022	NEW-P	83-17-058
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388-96-722	AMD	83-19-047	390-20-145	AMD-P	83-13-046	392-139-036	AMD-P	83-14-090
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388-96-727	AMD-E	83-14-056	392-101-001	NEW-P	83-13-046	392-140-010	AMD-E	83-13-052
388-96-727	AMD-E	83-14-056	392-101-001	NEW-C	83-17-034	392-140-010	AMD-P	83-14-009
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388-96-743	AMD	83-19-047	392-123-053	AMD-P	83-17-056	392-140-015	AMD-E	83-13-052
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458-20-221	AMD	83-08-026	458-40-18696	NEW-P	83-11-037	458-57-190	REP	83-17-033
458-20-222	AMD-P	83-05-048	458-40-18696	NEW-E	83-14-039	458-57-200	REP-P	83-13-120
458-20-222	AMD	83-08-026	458-40-18696	NEW	83-14-040	458-57-200	REP	83-17-033
458-20-223	AMD-P	83-05-048	458-40-19000	AMD-P	83-11-037	458-57-210	REP-P	83-13-120
458-20-223	AMD	83-08-026	458-40-19000	AMD-E	83-14-039	458-57-210	REP	83-17-033
458-20-224	AMD-P	83-04-062	458-40-19000	AMD	83-14-040	458-57-220	REP-P	83-13-120
458-20-224	AMD	83-07-032	458-40-19001	AMD-P	83-11-037	458-57-220	REP	83-17-033
458-20-224	AMD-P	83-14-059	458-40-19001	AMD-E	83-14-039	458-57-230	REP-P	83-13-120
458-20-224	AMD-E	83-14-060	458-40-19001	AMD	83-14-040	458-57-230	REP	83-17-033
458-20-224	AMD	83-17-099	458-40-19002	AMD-P	83-11-037	458-57-240	REP-P	83-13-120
458-20-226	AMD-P	83-05-048	458-40-19002	AMD-E	83-14-039	458-57-240	REP	83-17-033
458-20-226	AMD	83-08-026	458-40-19002	AMD	83-14-040	458-57-250	REP-P	83-13-120
458-20-227	AMD-P	83-05-048	458-40-19003	AMD-P	83-11-037	458-57-250	REP	83-17-033
458-20-227	AMD	83-08-026	458-40-19003	AMD-E	83-14-039	458-57-260	REP-P	83-13-120
458-20-228	AMD-E	83-13-024	458-40-19003	AMD	83-14-040	458-57-260	REP	83-17-033
458-20-228	AMD-P	83-13-025	458-40-19004	AMD-P	83-11-037	458-57-270	REP-P	83-13-120
458-20-228	AMD	83-16-052	458-40-19004	AMD-E	83-14-039	458-57-270	REP	83-17-033
458-20-229	AMD-P	83-05-048	458-40-19004	AMD	83-14-040	458-57-280	REP-P	83-13-120
458-20-229	AMD	83-08-026	458-40-19101	AMD-P	83-02-056	458-57-280	REP	83-17-033
458-20-231	AMD-P	83-05-048	458-40-19101	AMD	83-05-013	458-57-290	REP-P	83-13-120
458-20-231	AMD	83-08-026	458-53-051	NEW-P	83-13-047	458-57-290	REP	83-17-033
458-20-232	AMD-P	83-05-048	458-53-051	NEW	83-16-050	458-57-300	REP-P	83-13-120
458-20-232	AMD	83-08-026	458-53-051	NEW-E	83-16-051	458-57-300	REP	83-17-033
458-20-234	AMD-P	83-05-048	458-53-070	AMD-P	83-13-047	458-57-310	REP-P	83-13-120
458-20-234	AMD	83-08-026	458-53-070	AMD	83-16-050	458-57-310	REP	83-17-033
458-20-235	AMD-P	83-04-062	458-53-070	AMD-E	83-16-051	458-57-320	REP-P	83-13-120
458-20-235	AMD	83-07-032	458-53-080	AMD-P	83-13-047	458-57-320	REP	83-17-033
458-20-236	AMD-P	83-05-048	458-53-080	AMD	83-16-050	458-57-330	REP-P	83-13-120
458-20-237	AMD-P	83-06-046	458-53-080	AMD-E	83-16-051	458-57-330	REP	83-17-033
458-20-237	AMD-E	83-06-047	458-53-090	AMD-P	83-13-047	458-57-340	REP-P	83-13-120
458-20-237	AMD	83-09-028	458-53-090	AMD	83-16-050	458-57-340	REP	83-17-033
458-20-238	AMD-P	83-05-048	458-53-090	AMD-E	83-16-051	458-57-350	REP-P	83-13-120
458-20-238	AMD	83-08-026	458-53-100	AMD-P	83-13-047	458-57-350	REP	83-17-033
458-20-238	AMD-P	83-18-067	458-53-100	AMD	83-16-050	458-57-360	REP-P	83-13-120
458-20-239	AMD-P	83-05-048	458-53-100	AMD-E	83-16-051	458-57-360	REP	83-17-033
458-20-239	AMD	83-08-026	458-53-165	NEW-P	83-13-047	458-57-370	REP-P	83-13-120
458-20-240	AMD-P	83-05-048	458-53-165	NEW	83-16-050	458-57-370	REP	83-17-033
458-20-240	AMD	83-08-026	458-53-165	NEW-E	83-16-051	458-57-380	REP-P	83-13-120
458-20-241	AMD-P	83-05-048	458-57	AMD-P	83-13-120	458-57-380	REP	83-17-033
458-20-241	AMD	83-08-026	458-57	AMD	83-17-033	458-57-390	REP-P	83-13-120
458-20-242A	AMD-P	83-05-048	458-57-010	REP-P	83-13-120	458-57-390	REP	83-17-033
458-20-242A	AMD	83-08-026	458-57-010	REP	83-17-033	458-57-400	REP-P	83-13-120
458-20-243	AMD-P	83-05-048	458-57-020	REP-P	83-13-120	458-57-400	REP	83-17-033
458-20-243	AMD	83-08-026	458-57-020	REP	83-17-033	458-57-410	REP-P	83-13-120
458-20-244	AMD-P	83-14-059	458-57-030	REP-P	83-13-120	458-57-410	REP	83-17-033
458-20-244	AMD-E	83-14-060	458-57-030	REP	83-17-033	458-57-420	REP-P	83-13-120
458-20-244	AMD	83-17-099	458-57-040	REP-P	83-13-120	458-57-420	REP	83-17-033
458-20-245	NEW-P	83-14-059	458-57-040	REP	83-17-033	458-57-430	REP-P	83-13-120
458-20-245	NEW-E	83-14-060	458-57-050	REP-P	83-13-120	458-57-430	REP	83-17-033
458-20-245	NEW	83-17-099	458-57-050	REP	83-17-033	458-57-440	REP-P	83-13-120
458-40-18600	AMD-P	83-11-037	458-57-060	REP-P	83-13-120	458-57-440	REP	83-17-033
458-40-18600	AMD-E	83-14-039	458-57-060	REP	83-17-033	458-57-450	REP-P	83-13-120
458-40-18600	AMD	83-14-040	458-57-070	REP-P	83-13-120	458-57-450	REP	83-17-033
458-40-18688	NEW-P	83-11-037	458-57-070	REP	83-17-033	458-57-460	REP-P	83-13-120
458-40-18688	NEW-E	83-14-039	458-57-080	REP-P	83-13-120	458-57-460	REP	83-17-033
458-40-18688	NEW	83-14-040	458-57-080	REP	83-17-033	458-57-470	REP-P	83-13-120
458-40-18689	NEW-P	83-11-037	458-57-090	REP-P	83-13-120	458-57-470	REP	83-17-033
458-40-18689	NEW-E	83-14-039	458-57-090	REP	83-17-033	458-57-480	REP-P	83-13-120
458-40-18689	NEW	83-14-040	458-57-100	REP-P	83-13-120	458-57-480	REP	83-17-033
458-40-18690	NEW-P	83-11-037	458-57-100	REP	83-17-033	458-57-490	REP-P	83-13-120
458-40-18690	NEW-E	83-14-039	458-57-110	REP-P	83-13-120	458-57-490	REP	83-17-033
458-40-18690	NEW	83-14-040	458-57-110	REP	83-17-033	458-57-500	REP-P	83-13-120
458-40-18691	NEW-P	83-11-037	458-57-120	REP-P	83-13-120	458-57-500	REP	83-17-033
458-40-18691	NEW-E	83-14-039	458-57-120	REP	83-17-033	458-57-510	NEW-P	83-13-120
458-40-18691	NEW	83-14-040	458-57-130	REP-P	83-13-120	458-57-510	NEW	83-17-033
458-40-18692	NEW-P	83-11-037	458-57-130	REP	83-17-033	458-57-520	NEW-P	83-13-120
458-40-18692	NEW-E	83-14-039	458-57-140	REP-P	83-13-120	458-57-520	NEW	83-17-033
458-40-18692	NEW	83-14-040	458-57-140	REP	83-17-033	458-57-530	NEW-P	83-13-120
458-40-18693	NEW-P	83-11-037	458-57-150	REP-P	83-13-120	458-57-530	NEW	83-17-033
458-40-18693	NEW-E	83-14-039	458-57-150	REP	83-17-033	458-57-540	NEW-P	83-13-120
458-40-18693	NEW	83-14-040	458-57-160	REP-P	83-13-120	458-57-540	NEW	83-17-033
458-40-18694	NEW-P	83-11-037	458-57-160	REP	83-17-033	458-57-550	NEW-P	83-13-120
458-40-18694	NEW-E	83-14-039	458-57-170	REP-P	83-13-120	458-57-550	NEW	83-17-033
458-40-18694	NEW	83-14-040	458-57-170	REP	83-17-033	458-57-560	NEW-P	83-13-120
458-40-18695	NEW-P	83-11-037	458-57-180	REP-P	83-13-120	458-57-560	NEW	83-17-033



Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
460-32A-725	NEW-P	83-15-040	460-34A-125	NEW-P	83-15-042	460-46A-020	AMD	83-15-025
460-32A-730	NEW-P	83-15-040	460-34A-125	NEW	83-19-035	460-46A-040	AMD-P	83-12-038
460-32A-735	NEW-P	83-15-040	460-34A-130	NEW-P	83-15-042	460-46A-080	AMD-P	83-12-038
460-33A-010	NEW	83-03-025	460-34A-130	NEW	83-19-035	460-46A-080	AMD	83-15-025
460-33A-015	NEW	83-03-025	460-34A-135	NEW-P	83-15-042	460-46A-085	AMD-P	83-12-038
460-33A-015	AMD-E	83-09-034	460-34A-135	NEW	83-19-035	460-46A-085	AMD	83-15-025
460-33A-015	AMD-P	83-11-023	460-34A-200	NEW-P	83-15-042	460-46A-090	AMD-P	83-12-038
460-33A-015	AMD	83-15-043	460-34A-200	NEW	83-19-035	460-46A-090	AMD	83-15-025
460-33A-016	NEW	83-03-025	460-36A-010	REP-P	83-15-041	460-46A-091	NEW-P	83-12-038
460-33A-017	NEW	83-03-025	460-36A-010	REP	83-19-036	460-46A-091	NEW	83-15-025
460-33A-020	NEW	83-03-025	460-36A-015	REP-P	83-15-041	460-46A-095	AMD-P	83-12-038
460-33A-025	NEW	83-03-025	460-36A-015	REP	83-19-036	460-46A-095	AMD	83-15-025
460-33A-030	NEW	83-03-025	460-36A-020	REP-P	83-15-041	460-46A-155	AMD-P	83-12-038
460-33A-035	NEW	83-03-025	460-36A-020	REP	83-19-036	460-46A-155	AMD	83-15-025
460-33A-040	NEW	83-03-025	460-36A-025	REP-P	83-15-041	460-65A-010	NEW	83-03-024
460-33A-050	NEW	83-03-025	460-36A-025	REP	83-19-036	460-65A-020	NEW	83-03-024
460-33A-055	NEW	83-03-025	460-36A-030	REP-P	83-15-041	460-65A-030	NEW	83-03-024
460-33A-060	NEW	83-03-025	460-36A-030	REP	83-19-036	460-65A-040	NEW	83-03-024
460-33A-065	NEW	83-03-025	460-36A-035	REP-P	83-15-041	460-65A-100	NEW	83-03-024
460-33A-070	NEW	83-03-025	460-36A-035	REP	83-19-036	460-65A-105	NEW	83-03-024
460-33A-075	NEW	83-03-025	460-36A-040	REP-P	83-15-041	460-65A-110	NEW	83-03-024
460-33A-080	NEW	83-03-025	460-36A-040	REP	83-19-036	460-65A-115	NEW	83-03-024
460-33A-085	NEW	83-03-025	460-36A-045	REP-P	83-15-041	460-65A-125	NEW	83-03-024
460-33A-090	NEW	83-03-025	460-36A-045	REP	83-19-036	460-90-100	REP-P	83-03-056
460-33A-100	NEW	83-03-025	460-36A-050	REP-P	83-15-041	460-90-100	REP	83-06-076
460-33A-105	NEW	83-03-025	460-36A-050	REP	83-19-036	460-90-110	REP-P	83-03-056
460-33A-110	NEW	83-03-025	460-36A-055	REP-P	83-15-041	460-90-110	REP	83-06-076
460-34A-010	NEW-P	83-15-042	460-36A-055	REP	83-19-036	460-90-120	REP-P	83-03-056
460-34A-010	NEW	83-19-035	460-36A-060	REP-P	83-15-041	460-90-120	REP	83-06-076
460-34A-015	NEW-P	83-15-042	460-36A-060	REP	83-19-036	460-90-122	REP-P	83-03-056
460-34A-015	NEW	83-19-035	460-36A-065	REP-P	83-15-041	460-90-122	REP	83-06-076
460-34A-020	NEW-P	83-15-042	460-36A-065	REP	83-19-036	460-90-125	REP-P	83-03-056
460-34A-020	NEW	83-19-035	460-36A-070	REP-P	83-15-041	460-90-125	REP	83-06-076
460-34A-025	NEW-P	83-15-042	460-36A-070	REP	83-19-036	460-90-130	REP-P	83-03-056
460-34A-025	NEW	83-19-035	460-36A-075	REP-P	83-15-041	460-90-130	REP	83-06-076
460-34A-030	NEW-P	83-15-042	460-36A-075	REP	83-19-036	460-90-140	REP-P	83-03-056
460-34A-030	NEW	83-19-035	460-36A-100	NEW-P	83-15-041	460-90-140	REP	83-06-076
460-34A-035	NEW-P	83-15-042	460-36A-100	NEW	83-19-036	460-90-150	REP-P	83-03-056
460-34A-035	NEW	83-19-035	460-36A-105	NEW-P	83-15-041	460-90-150	REP	83-06-076
460-34A-037	NEW-P	83-15-042	460-36A-105	NEW	83-19-036	460-90-160	REP-P	83-03-056
460-34A-037	NEW	83-19-035	460-36A-110	NEW-P	83-15-041	460-90-160	REP	83-06-076
460-34A-040	NEW-P	83-15-042	460-36A-110	NEW	83-19-036	460-90-170	REP-P	83-03-056
460-34A-040	NEW	83-19-035	460-36A-115	NEW-P	83-15-041	460-90-170	REP	83-06-076
460-34A-045	NEW-P	83-15-042	460-36A-115	NEW	83-19-036	460-90-180	REP-P	83-03-056
460-34A-045	NEW	83-19-035	460-36A-120	NEW-P	83-15-041	460-90-180	REP	83-06-076
460-34A-050	NEW-P	83-15-042	460-36A-120	NEW	83-19-036	460-90-190	REP-P	83-03-056
460-34A-050	NEW	83-19-035	460-36A-125	NEW-P	83-15-041	460-90-190	REP	83-06-076
460-34A-055	NEW-P	83-15-042	460-36A-125	NEW	83-19-036	460-90-200	REP-P	83-03-056
460-34A-055	NEW	83-19-035	460-36A-130	NEW-P	83-15-041	460-90-200	REP	83-06-076
460-34A-060	NEW-P	83-15-042	460-36A-130	NEW	83-19-036	460-90-300	REP-P	83-03-056
460-34A-060	NEW	83-19-035	460-36A-135	NEW-P	83-15-041	460-90-300	REP	83-06-076
460-34A-065	NEW-P	83-15-042	460-36A-135	NEW	83-19-036	460-90-310	REP-P	83-03-056
460-34A-065	NEW	83-19-035	460-36A-140	NEW-P	83-15-041	460-90-310	REP	83-06-076
460-34A-070	NEW-P	83-15-042	460-36A-140	NEW	83-19-036	460-90-320	REP-P	83-03-056
460-34A-070	NEW	83-19-035	460-36A-145	NEW-P	83-15-041	460-90-320	REP	83-06-076
460-34A-075	NEW-P	83-15-042	460-36A-145	NEW	83-19-036	460-90-330	REP-P	83-03-056
460-34A-075	NEW	83-19-035	460-36A-150	NEW-P	83-15-041	460-90-330	REP	83-06-076
460-34A-080	NEW-P	83-15-042	460-36A-150	NEW	83-19-036	460-90-400	REP-P	83-03-056
460-34A-080	NEW	83-19-035	460-36A-155	NEW-P	83-15-041	460-90-400	REP	83-06-076
460-34A-085	NEW-P	83-15-042	460-36A-155	NEW	83-19-036	460-90-410	REP-P	83-03-056
460-34A-085	NEW	83-19-035	460-36A-160	NEW-P	83-15-041	460-90-410	REP	83-06-076
460-34A-090	NEW-P	83-15-042	460-36A-160	NEW	83-19-036	460-90-420	REP-P	83-03-056
460-34A-090	NEW	83-19-035	460-36A-165	NEW-P	83-15-041	460-90-420	REP	83-06-076
460-34A-095	NEW-P	83-15-042	460-36A-165	NEW	83-19-036	460-90-430	REP-P	83-03-056
460-34A-095	NEW	83-19-035	460-36A-170	NEW-P	83-15-041	460-90-430	REP	83-06-076
460-34A-100	NEW-P	83-15-042	460-36A-170	NEW	83-19-036	460-90-440	REP-P	83-03-056
460-34A-100	NEW	83-19-035	460-36A-175	NEW-P	83-15-041	460-90-440	REP	83-06-076
460-34A-105	NEW-P	83-15-042	460-36A-175	NEW	83-19-036	460-90-450	REP-P	83-03-056
460-34A-105	NEW	83-19-035	460-36A-180	NEW-P	83-15-041	460-90-450	REP	83-06-076
460-34A-110	NEW-P	83-15-042	460-36A-180	NEW	83-19-036	460-90-460	REP-P	83-03-056
460-34A-110	NEW	83-19-035	460-36A-185	NEW-P	83-15-041	460-90-460	REP	83-06-076
460-34A-112	NEW-P	83-15-042	460-36A-185	NEW	83-19-036	460-90-470	REP-P	83-03-056
460-34A-112	NEW	83-19-035	460-36A-190	NEW-P	83-15-041	460-90-470	REP	83-06-076
460-34A-115	NEW-P	83-15-042	460-36A-190	NEW	83-19-036	460-90-480	REP-P	83-03-056
460-34A-115	NEW	83-19-035	460-36A-195	NEW-P	83-15-041	460-90-480	REP	83-06-076
460-34A-120	NEW-P	83-15-042	460-36A-195	NEW	83-19-036	460-90-490	REP-P	83-03-056
460-34A-120	NEW	83-19-035	460-46A-020	AMD-P	83-12-038	460-90-490	REP	83-06-076

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
460-90-500	REP-P	83-03-056	468-42-004	REP	83-09-038	468-42-410	REP-P	83-06-070
460-90-500	REP	83-06-076	468-42-005	REP-P	83-06-070	468-42-410	REP	83-09-038
460-90-510	REP-P	83-03-056	468-42-005	REP	83-09-038	468-42-501	REP-P	83-06-070
460-90-510	REP	83-06-076	468-42-006	REP-P	83-06-070	468-42-501	REP	83-09-038
460-90-900	REP-P	83-03-056	468-42-006	REP	83-09-038	468-42-504	REP-P	83-06-070
460-90-900	REP	83-06-076	468-42-007	REP-P	83-06-070	468-42-504	REP	83-09-038
460-90A-010	NEW-P	83-03-056	468-42-007	REP	83-09-038	468-42-507	REP-P	83-06-070
460-90A-010	NEW	83-06-076	468-42-009	REP-P	83-06-070	468-42-507	REP	83-09-038
460-90A-020	NEW-P	83-03-056	468-42-011	REP	83-09-038	468-42-509	REP-P	83-06-070
460-90A-020	NEW	83-06-076	468-42-011	REP-P	83-06-070	468-42-509	REP	83-09-038
460-90A-030	NEW-P	83-03-056	468-42-012	REP	83-09-038	468-42-512	REP-P	83-06-070
460-90A-030	NEW	83-06-076	468-42-012	REP-P	83-06-070	468-42-512	REP	83-09-038
460-90A-040	NEW-P	83-03-056	468-42-014	REP	83-09-038	468-42-514	REP-P	83-06-070
460-90A-040	NEW	83-06-076	468-42-014	REP-P	83-06-070	468-42-514	REP	83-09-038
460-90A-050	NEW-P	83-03-056	468-42-014	REP	83-09-038	468-42-515	REP-P	83-06-070
460-90A-050	NEW	83-06-076	468-42-020	REP-P	83-06-070	468-42-515	REP	83-09-038
460-90A-060	NEW-P	83-03-056	468-42-020	REP	83-09-038	468-42-516	REP-P	83-06-070
460-90A-060	NEW	83-06-076	468-42-022	REP-P	83-06-070	468-42-516	REP	83-09-038
460-90A-070	NEW-P	83-03-056	468-42-022	REP	83-09-038	468-42-520	REP-P	83-06-070
460-90A-070	NEW	83-06-076	468-42-023	REP-P	83-06-070	468-42-520	REP	83-09-038
460-90A-080	NEW-P	83-03-056	468-42-023	REP	83-09-038	468-42-522	REP-P	83-06-070
460-90A-080	NEW	83-06-076	468-42-024	REP-P	83-06-070	468-42-522	REP	83-09-038
460-90A-090	NEW-P	83-03-056	468-42-024	REP	83-09-038	468-42-525	REP-P	83-06-070
460-90A-090	NEW	83-06-076	468-42-027	REP-P	83-06-070	468-42-525	REP	83-09-038
460-90A-100	NEW-P	83-03-056	468-42-027	REP	83-09-038	468-42-526	REP-P	83-06-070
460-90A-100	NEW	83-06-076	468-42-027	REP-P	83-06-070	468-42-526	REP	83-09-038
460-90A-105	NEW-P	83-03-056	468-42-028	REP	83-09-038	468-42-527	REP-P	83-06-070
460-90A-105	NEW	83-06-076	468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038
460-90A-110	NEW-P	83-03-056	468-42-031	REP	83-09-038	468-42-527	REP-P	83-06-070
460-90A-110	NEW	83-06-076	468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038
460-90A-120	NEW-P	83-03-056	468-42-031	REP	83-09-038	468-42-527	REP-P	83-06-070
460-90A-120	NEW	83-06-076	468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038
460-90A-130	NEW-P	83-03-056	468-42-031	REP	83-09-038	468-42-527	REP-P	83-06-070
460-90A-130	NEW	83-06-076	468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038
460-90A-140	NEW-P	83-03-056	468-42-031	REP	83-09-038	468-42-527	REP-P	83-06-070
460-90A-140	NEW	83-06-076	468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038
460-90A-150	NEW-P	83-03-056	468-42-031	REP	83-09-038	468-42-527	REP-P	83-06-070
460-90A-150	NEW	83-06-076	468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038
461-08-180	AMD-C	83-04-037	468-42-104	REP	83-09-038	468-42-901	REP-P	83-06-070
461-08-180	AMD	83-06-031	468-42-106	REP-P	83-06-070	468-42-901	REP	83-09-038
463-28-060	AMD-E	83-04-023	468-42-106	REP	83-09-038	468-42-906	REP-P	83-06-070
463-28-060	AMD-P	83-04-047	468-42-125	REP-P	83-06-070	468-42-906	REP	83-09-038
463-28-060	AMD-C	83-08-014	468-42-125	REP	83-09-038	468-42-908	REP-P	83-06-070
463-28-060	AMD	83-08-031	468-42-129	REP-P	83-06-070	468-42-908	REP	83-09-038
468-10-232	NEW-P	83-16-015	468-42-129	REP	83-09-038	468-42-908	REP-P	83-06-070
468-10-232	NEW	83-19-016	468-42-151	REP-P	83-06-070	468-42-908	REP	83-09-038
468-10-234	NEW-P	83-16-015	468-42-151	REP	83-09-038	468-42-908	REP-P	83-06-070
468-10-234	NEW	83-19-016	468-42-153	REP-P	83-06-070	468-42-908	REP	83-09-038
468-18-080	AMD-E	83-10-009	468-42-153	REP	83-09-038	468-42-908	REP-P	83-06-070
468-18-080	AMD-P	83-10-010	468-42-161	REP-P	83-06-070	468-42-908	REP	83-09-038
468-18-080	AMD	83-13-099	468-42-161	REP	83-09-038	468-42-908	REP-P	83-06-070
468-30-060	AMD-P	83-15-030	468-42-164	REP-P	83-06-070	468-42-908	REP	83-09-038
468-30-060	AMD	83-19-012	468-42-164	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-010	AMD-P	83-12-009	468-42-167	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-010	AMD-E	83-12-010	468-42-167	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-010	AMD	83-16-018	468-42-169	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-070	AMD-P	83-12-009	468-42-169	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-070	AMD-E	83-12-010	468-42-202	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-070	AMD	83-16-018	468-42-202	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-080	REP-P	83-11-032	468-42-224	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-090	REP-P	83-11-032	468-42-224	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-090	AMD-P	83-12-009	468-42-270	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-090	AMD-E	83-12-010	468-42-270	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-090	AMD	83-16-018	468-42-272	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-120	AMD-P	83-12-009	468-42-272	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-120	AMD-E	83-12-010	468-42-272	REP	83-09-038	468-42-908	REP	83-09-038
468-38-120	AMD	83-16-018	468-42-290	REP-P	83-06-070	468-42-908	REP-P	83-06-070
468-38-290	AMD-P	83-12-009	468-42-291	REP	83-09-038	468-42-908	REP	83-09-038
468-38-290	AMD-E	83-12-010	468-42-291	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-290	AMD	83-16-018	468-42-302	REP-P	83-06-070	468-42-908	REP	83-09-038
468-38-440	REP-P	83-16-069	468-42-302	REP	83-09-038	468-42-908	REP-P	83-06-070
468-38-440	REP	83-19-013	468-42-308	REP-P	83-06-070	468-42-908	REP	83-09-038
468-42-002	REP-P	83-06-070	468-42-308	REP	83-09-038	468-42-908	REP-P	83-06-070
468-42-002	REP	83-09-038	468-42-395	REP-P	83-06-070	468-42-908	REP	83-09-038
468-42-003	REP-P	83-06-070	468-42-395	REP	83-09-038	468-42-908	REP-P	83-06-070
468-42-003	REP	83-09-038	468-42-401	REP-P	83-06-070	468-42-908	REP	83-09-038
468-42-004	REP-P	83-06-070	468-42-401	REP	83-09-038	468-42-908	REP-P	83-06-070

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
468-310-060	NEW-P	83-15-023	480-125-030	NEW-E	83-18-036	504-17-190	NEW	83-08-060
468-310-060	NEW-E	83-15-024	480-125-040	NEW-P	83-14-023	504-17-200	NEW	83-08-060
468-310-060	NEW	83-19-014	480-125-040	NEW-E	83-18-036	504-17-210	NEW	83-08-060
468-310-070	NEW-P	83-15-023	480-125-050	NEW-P	83-14-023	504-17-220	NEW	83-08-060
468-310-070	NEW-E	83-15-024	480-125-050	NEW-E	83-18-036	504-17-230	NEW	83-08-060
468-310-070	NEW	83-19-014	480-125-060	NEW-P	83-14-023	504-17-240	NEW	83-08-060
468-310-080	NEW-P	83-15-023	480-125-060	NEW-E	83-18-036	504-17-250	NEW	83-08-060
468-310-080	NEW-E	83-15-024	480-125-070	NEW-P	83-14-023	504-17-900	NEW	83-08-060
468-310-080	NEW	83-19-014	480-125-070	NEW-E	83-18-036	504-17-910	NEW	83-08-060
468-310-080	AMD-E	83-19-015	480-125-080	NEW-P	83-14-023	504-17-930	NEW	83-08-060
468-310-090	NEW-P	83-15-023	480-125-080	NEW-E	83-18-036	516-12-010	REP-P	83-09-040
468-310-090	NEW-E	83-15-024	480-125-090	NEW-P	83-14-023	516-12-010	REP	83-14-014
468-310-090	NEW	83-19-014	480-125-090	NEW-E	83-18-036	516-12-020	REP-P	83-09-040
468-310-090	AMD-E	83-19-015	480-125-100	NEW-P	83-14-023	516-12-020	REP	83-14-014
468-310-100	NEW-P	83-15-023	480-125-110	NEW-P	83-14-023	516-12-030	REP-P	83-09-040
468-310-100	NEW-E	83-15-024	480-130	REVIEW	83-11-003	516-12-030	REP	83-14-014
468-310-100	NEW	83-19-014	480-140	REVIEW	83-11-003	516-12-040	REP-P	83-09-040
468-310-100	AMD-E	83-19-015	480-140-040	AMD-P	83-03-023	516-12-040	REP	83-14-014
479-01-010	AMD-P	83-18-018	480-140-040	AMD	83-06-016	516-12-050	REP-P	83-09-040
479-01-020	AMD-P	83-18-018	480-140-160	AMD-P	83-03-023	516-12-050	REP	83-14-014
479-01-030	AMD-P	83-18-018	480-140-160	AMD	83-06-016	516-12-060	REP-P	83-09-040
480-10	REVIEW	83-11-003	480-143	REVIEW	83-11-003	516-12-060	REP	83-14-014
480-12	REVIEW	83-11-003	480-146	REVIEW	83-11-003	516-12-070	REP-P	83-09-040
480-12-180	AMD-P	83-03-054	480-149-120	AMD-P	83-08-038	516-12-070	REP	83-14-014
480-12-180	AMD	83-06-017	480-149-120	AMD	83-11-019	516-12-073	REP-P	83-09-040
480-12-190	AMD-P	83-03-054	484-20-010	AMD-P	83-18-068	516-12-073	REP	83-14-014
480-12-190	AMD	83-06-017	484-20-015	AMD-P	83-18-068	516-12-076	REP-P	83-09-040
480-12-322	NEW-P	83-07-072	484-20-040	AMD-P	83-18-068	516-12-076	REP	83-14-014
480-12-322	NEW-C	83-10-028	484-20-065	AMD-P	83-18-068	516-12-080	REP-P	83-09-040
480-12-322	NEW	83-12-028	484-20-068	AMD-P	83-18-068	516-12-080	REP	83-14-014
480-12-350	AMD-P	83-16-030	484-20-070	AMD-P	83-18-068	516-12-090	REP-P	83-09-040
480-12-350	AMD-E	83-16-031	484-20-075	AMD-P	83-18-068	516-12-090	REP	83-14-014
480-12-350	AMD	83-18-072	484-20-085	AMD-P	83-18-068	516-12-100	REP-P	83-09-040
480-30	REVIEW	83-11-003	484-20-090	AMD-P	83-18-068	516-12-100	REP	83-14-014
480-30-095	AMD-P	83-03-053	484-20-100	AMD-P	83-18-068	516-12-110	REP-P	83-09-040
480-30-095	AMD	83-06-018	484-20-105	AMD-P	83-18-068	516-12-110	REP	83-14-014
480-30-100	AMD-P	83-03-053	484-20-110	AMD-P	83-18-068	516-12-120	REP-P	83-09-040
480-30-100	AMD	83-06-018	484-20-120	AMD-P	83-18-068	516-12-120	REP	83-14-014
480-40	REVIEW	83-11-003	484-20-125	REP-P	83-18-068	516-12-130	REP-P	83-09-040
480-40-070	AMD-P	83-03-052	484-20-130	REP-P	83-18-068	516-12-130	REP	83-14-014
480-40-070	AMD	83-06-019	484-20-155	REP-P	83-18-068	516-12-140	REP-P	83-09-040
480-40-075	AMD-P	83-03-052	490-28A-003	NEW	83-10-003	516-12-140	REP	83-14-014
480-40-075	AMD	83-06-019	490-36A-040	NEW	83-10-003	516-12-145	REP-P	83-09-040
480-50	REVIEW	83-11-003	490-500-060	AMD-P	83-14-007	516-12-145	REP	83-14-014
480-60	REVIEW	83-11-003	490-500-060	AMD-E	83-14-048	516-12-150	REP-P	83-09-040
480-62	REVIEW	83-11-003	490-500-060	AMD	83-17-100	516-12-150	REP	83-14-014
480-62-100	AMD-P	83-06-075	490-500-190	AMD-P	83-14-007	516-12-160	REP-P	83-09-040
480-62-100	AMD	83-09-004	490-500-190	AMD-E	83-14-048	516-12-160	REP	83-14-014
480-62-110	NEW-P	83-06-020	490-500-190	AMD	83-17-100	516-12-170	REP-P	83-09-040
480-62-110	NEW-W	83-09-005	504-16	REP-C	83-04-010	516-12-170	REP	83-14-014
480-62-120	NEW-P	83-06-021	504-16-100	REP	83-08-060	516-12-175	REP-P	83-09-040
480-62-120	NEW	83-09-003	504-16-110	REP	83-08-060	516-12-175	REP	83-14-014
480-63	REVIEW	83-11-003	504-16-115	REP	83-08-060	516-12-180	REP-P	83-09-040
480-66	REVIEW	83-11-003	504-16-120	REP	83-08-060	516-12-180	REP	83-14-014
480-69	REVIEW	83-11-003	504-16-140	REP	83-08-060	516-12-190	REP-P	83-09-040
480-70	REVIEW	83-11-003	504-16-150	REP	83-08-060	516-12-190	REP	83-14-014
480-70-330	AMD-P	83-03-055	504-16-160	REP	83-08-060	516-12-200	REP-P	83-09-040
480-70-330	AMD	83-06-015	504-16-170	REP	83-08-060	516-12-200	REP	83-14-014
480-70-400	AMD-P	83-03-055	504-17	AMD-C	83-04-010	516-12-210	REP-P	83-09-040
480-70-400	AMD	83-06-015	504-17-010	NEW	83-08-060	516-12-210	REP	83-14-014
480-80	REVIEW	83-11-003	504-17-020	NEW	83-08-060	516-12-220	REP-P	83-09-040
480-90	REVIEW	83-11-003	504-17-030	NEW	83-08-060	516-12-220	REP	83-14-014
480-93	REVIEW	83-11-003	504-17-040	NEW	83-08-060	516-12-230	REP-P	83-09-040
480-100	REVIEW	83-11-003	504-17-050	NEW	83-08-060	516-12-230	REP	83-14-014
480-105	REVIEW	83-11-003	504-17-060	NEW	83-08-060	516-12-240	REP-P	83-09-040
480-110	REVIEW	83-11-003	504-17-070	NEW	83-08-060	516-12-240	REP	83-14-014
480-120	REVIEW	83-11-003	504-17-080	NEW	83-08-060	516-12-250	REP-P	83-09-040
480-120-046	AMD-P	83-08-087	504-17-090	NEW	83-08-060	516-12-250	REP	83-14-014
480-120-046	AMD	83-11-020	504-17-100	NEW	83-08-060	516-12-255	REP-P	83-09-040
480-125	NEW-C	83-17-039	504-17-110	NEW	83-08-060	516-12-255	REP	83-14-014
480-125	NEW-C	83-18-044	504-17-120	NEW	83-08-060	516-12-256	REP-P	83-09-040
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480-125-010	NEW-P	83-14-023	504-17-140	NEW	83-08-060	516-12-260	REP-P	83-09-040
480-125-010	NEW-E	83-18-036	504-17-150	NEW	83-08-060	516-12-260	REP	83-14-014
480-125-020	NEW-P	83-14-023	504-17-160	NEW	83-08-060	516-12-265	REP-P	83-09-040
480-125-020	NEW-E	83-18-036	504-17-170	NEW	83-08-060	516-12-265	REP	83-14-014
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516-12-310	REP-P	83-09-040
516-12-310	REP	83-14-014
516-12-320	REP-P	83-09-040
516-12-320	REP	83-14-014
516-12-400	NEW-P	83-09-040
516-12-400	NEW	83-14-014
516-12-410	NEW-P	83-09-040
516-12-410	NEW	83-14-014
516-12-420	NEW-P	83-09-040
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516-12-440	NEW	83-14-014
516-12-450	NEW-P	83-09-040
516-12-450	NEW	83-14-014
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516-12-480	NEW	83-14-014
516-13-010	AMD-P	83-09-040
516-13-010	AMD	83-14-014
516-13-020	AMD-P	83-09-040
516-13-020	AMD	83-14-014
516-13-030	AMD-P	83-09-040
516-13-030	AMD	83-14-014
516-13-070	NEW-P	83-09-040
516-13-070	NEW	83-14-014
516-13-080	NEW-P	83-09-040
516-13-080	NEW	83-14-014
516-14-010	REP-P	83-09-040
516-14-010	REP	83-14-014
516-14-020	REP-P	83-09-040
516-14-020	REP	83-14-014
516-14-030	REP-P	83-09-040
516-14-030	REP	83-14-014
516-14-040	REP-P	83-09-040
516-14-040	REP	83-14-014
516-14-050	REP-P	83-09-040
516-14-050	REP	83-14-014
516-14-060	REP-P	83-09-040
516-14-060	REP	83-14-014
516-14-070	REP-P	83-09-040
516-14-070	REP	83-14-014
516-14-080	REP-P	83-09-040
516-14-080	REP	83-14-014
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