

Washington State Register

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CITATION

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

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the code reviser's office, pursuant to chapter 28B.19 or 34.04 RCW, is available for public inspection during normal office hours. The code reviser's office is located on the ground floor of the Legislative Building in Olympia. Office hours are from 8 a.m. to noon and from 1 p.m. to 5 p.m. Monday through Friday, except legal holidays. Telephone inquiries concerning material in the Register or the Washington Administrative Code (WAC) may be made by calling (206) 753-7470 (SCAN 234-7470).

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CERTIFICATE

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

DENNIS W. COOPER
Code Reviser

STATE MAXIMUM INTEREST RATE

The maximum allowable interest rate applicable for the month of April 1987 pursuant to RCW 19.52.020 is twelve percent (12%).

NOTICE: FEDERAL LAW PERMITS FEDERALLY INSURED FINANCIAL INSTITUTIONS IN THE STATE TO CHARGE THE HIGHEST RATE OF INTEREST THAT MAY BE CHARGED BY ANY FINANCIAL INSTITUTION IN THE STATE. THE MAXIMUM ALLOWABLE RATE OF INTEREST SET FORTH ABOVE MAY NOT APPLY TO A PARTICULAR TRANSACTION.

The maximum allowable retail installment contract service charge applicable for calendar year 1987 pursuant to RCW 63.14.130(1)(a) is twelve and one-quarter percent (12¼%).

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.

1986 - 1987

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

| Issue No. | Closing Dates ¹ | | | Distribution Date | First Agency Action Date ³ |
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| | Non-OTS & 30 p. or more | Non-OTS & 11 to 29 p. | OTS ² or 10 p. max. Non-OTS | | |
| <i>For Inclusion in—</i> | <i>File no later than—</i> | | | <i>Count 20 days from—</i> | <i>For hearing/adoption on or after</i> |
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¹All documents are due at the code reviser's office by 5:00 p.m. on or before the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-12-035 or 1-13-035.

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

³"No 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 87-06-055
PROPOSED RULES
DEPARTMENT OF NATURAL RESOURCES
 [Filed March 4, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Natural Resources intends to adopt, amend, or repeal rules concerning this notice proposes to implement rules which will replace the existing rules found in chapter 332-24 WAC with new rules adopted pursuant to chapter 100, Laws of 1986 (codified as chapter 76.04 RCW). These rules prescribe conditions, requirements or actions necessary for the protection of forest lands. The rules are necessary to implement the administration, permit, closure/suspension, fire protection regulations, assessment/obligations/funds, hazard abatement and fire regulation sections of chapter 76.04 RCW;

that the agency will at 7:30 p.m., Wednesday, April 29, 1987, in the Conference Room, General Administration Building, Olympia, Washington, and at 7:30 p.m., Thursday, April 30, 1987, in the National Guard Armory, Colville, Washington, conduct public hearings on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on May 8, 1987.

The authority under which these rules are proposed is RCW 76.04.015.

The specific statute these rules are intended to implement is RCW 76.04.015, 76.04.205, 76.04.235, 76.04.305, 76.04.315, 76.04.325, 76.04.405, 76.04.465, 76.04.610 and 76.04.660.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 30, 1987.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The agency reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The agency may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact the person named below.

Correspondence relating to this notice and the proposed rules should be addressed to:

Howard Thronson
 Department of Natural Resources
 Fire Control Division
 4224 6th Avenue S.E.
 Rowesix, Building 1
 Lacey, Washington 98503
 (206) 459-6900

Dated: March 4, 1987

By: Brian J. Boyle
 Commissioner of Public Lands

STATEMENT OF PURPOSE

Title and Number of Rule Sections: Chapter 332-24 WAC, Forest protection, includes WAC 332-24-005 Definitions; 332-24-015 Invalidity of part of chapter not to affect remainder; 332-24-201 Written burning permit requirements and exceptions; 332-24-205 General rules—Recreational or debris disposal fires not requiring a written burning permit; 332-24-211 Requirements—Recreational or debris disposal fires; 332-24-215 Recreational and debris disposal fire requirements—Penalty; 332-24-221 Burning permits; 332-24-225 Burning barrels; 332-24-231 Burning permits—Yacolt burn in portions of Clark and Skamania counties; 332-24-232 Exemption from burning permit requirements—Parts of Clark and Wahkiakum counties; 332-24-234 Exemption from burning permit requirements—Parts of Okanogan County; 332-24-236 Exemption from burning permit requirements—Parts of Asotin, Garfield, Columbia and Walla Walla counties; 332-24-238 Exemption from burning permit requirements—Parts of Cowlitz County; 332-24-240 Exemption from burning permit requirements—Parts of Snohomish County; 332-24-242 Exemption from burning permit requirements—Parts of Skagit County; 332-24-244 Exemption from burning permit requirements—Parts of Pacific and Grays Harbor counties; 332-24-261 Dumping mill waste, forest debris—Creation of a fire hazard—Permits; 332-24-301 Industrial restrictions; 332-24-401 Felling of snags; 332-24-405 Spark-emitting equipment requirements; 332-24-411 Substitution, reduction or increases of requirements; 332-24-600 Forest fire protection and special forest fire suppression account minimum assessment refund procedure; 332-24-650 Extreme fire hazard requiring abatement; 332-24-652 Extreme fire hazard—Eight hundred contiguous acres; 332-24-654 Extreme fire hazard—Liability—Responsibility; 332-24-656 Pre-existing hazards; 332-24-658 Recovery of costs; and 332-24-660 Approved isolation, reduction or abatement—Relief of liability.

Statutory Authority: RCW 76.04.015.

Specific Statutes that the Rules are Intended to Implement: RCW 76.04.015, 76.04.205, 76.04.235, 76.04.305, 76.04.315, 76.04.325, 76.04.405, 76.04.465, 76.04.610 and 76.04.660.

Summary of Rules: To replace the existing rules found in chapter 332-24 WAC with new rules adopted pursuant to the enactment of chapter 100, Laws of 1986 (codified as chapter 76.04 RCW). These rules prescribe conditions, requirements or actions necessary for the protection of forest land. The rules are necessary to implement the administrative, permit, closure/suspension, fire protection regulations, assessment/obligations/funds, hazard abatement and fire regulation sections of chapter 76.04 RCW.

Reasons Supporting the Proposed Rules: Washington's forest lands serve the citizens of the state in various ways. They are a base for a major economy, they serve as a setting for residential developments, they serve as a tourist attraction, they provide habitat for

wildlife and play an integral part in water and air quality. There has been a mandate to the public and government to protect these lands since before statehood. The legislative mandate has remained unchanged for the past 100 years. These rules carry out the specific charges found in statute. The rules are, for the most part, reenactment of existing rules promulgated under the old sections of chapter 76.04 RCW.

Agency Personnel Responsible for Drafting: Howard Thronson, Fire Prevention Specialist, Fire Control Division, 4224 Sixth Avenue S.E., Building 1, Lacey, WA 98503, phone (206) 459-6900; Implementation: Ken Hoover, Manager, Fire Control Division, 4224 Sixth Avenue S.E., Building 1, Lacey, WA 98503, phone (206) 459-6900; and Enforcement: Gene Nielsen, Central Area Manager, 1405 Rush Road, Chehalis, WA 98532, phone (206) 748-8616, scan 234-3410, Ryder Chronic, Northeast Area Manager, 225 South Silke Road, Colville, WA 99114, phone (509) 684-5201, scan 574-1242, Harold Villager, Northwest Area Manager, 919 North Township Street, Sedro Woolley, WA 98284, phone (206) 586-0083, scan 578-1373, John Calhoun, Olympic Area Manager, Route 1, Box 1375, Forks, WA 98331, phone (206) 374-6131, scan 737-6131; Don Pless, Southeast Area Manager, 713 East Bowers Road, Ellensburg, WA 98926, phone (509) 925-6131, scan 453-3946, Jan Gano, Southwest Area Manager, 601 Bond Road, Castle Rock, WA 98611, phone (206) 577-2025, scan 239-2025, and Mike Griggs, South Puget Sound Area Manager, 28329 S.E. 448th Street, Enumclaw, WA 98022, phone (206) 825-1631, scan 477-3990.

Name of the Person or Organization, Whether Private, Public or Governmental, that is Proposing the Rules: Washington State Department of Natural Resources.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rules: These rules are the continuation of existing rules previously enacted. There are several major differences in the proposed rules as compared to the existing rules. The fiscal impact of these rules is no major increase over the fiscal impact for forest fire protection currently in effect. These rules are necessary to implement the intent of individual statutes in chapter 76.04 RCW.

The rules are not necessary to comply with federal law, or state or federal court ruling.

Any Other Information that may be of Assistance in Identifying the Rules or Their Purpose: None.

Small Business Economic Impact Statement: As required by the Regulatory Fairness Act, the Department of Natural Resources submits the following economic statement for the proposed forest protection rules.

The proposed rules are a housekeeping measure to comply with the enactment of chapter 100, Laws of 1986. The existing rules are without statutory basis with the repeal, in 1986, of chapter 76.04 RCW. The proposed rules are carrying the existing WAC over to the new sections in chapter 76.04 RCW.

There are substantive changes to the existing rules that would create an economic burden to small business.

ADMINISTRATION

NEW SECTION

WAC 332-24-005 DEFINITIONS. Items defined herein have reference to chapter 76.04 RCW and all other provisions of law relating to forest protection and have the meanings indicated unless the context clearly requires otherwise.

(1) "Abatement" shall mean the elimination of additional fire hazard by burning, physical removal, or other means.

(2) "Additional fire hazard" shall mean additional fire hazard as defined in RCW 76.04.005.

(3) "Adze eye hoe" shall mean a serviceable forest fire fighting hoe with a blade width of at least five and three-quarters inches and a rectangular eye. The blade shall be sharpened, solid, and smooth. The handle shall be hung solid with no more than three-quarters of an inch nor less than one-eighth of an inch extending beyond the head, smooth, aligned, and at least thirty-two inches long.

(4) "Approved exhaust system" shall mean a well mounted exhaust system free from leaks and equipped with spark arrester(s) rated and accepted under USDA Forest Service current standards.

(a) Turbochargers qualify as an approved exhaust system when all gases pass through the turbine wheel. The turbine must be turning at all times, and there must be no exhaust bypasses. A straight mechanical-driven supercharger does not qualify as an approved exhaust system in lieu of an approved spark arrester.

(b) Passenger vehicles and trucks may be equipped with an adequately baffled muffler in lieu of a spark arrester.

(c) General purpose spark arresters for use on equipment, vehicles, and motorcycles operating on forest land must meet the performance levels set forth in the Society of Automotive Engineers (SAE) Recommended Practice SAE J350, "Requirements of Single Position Application General Purpose Arresters." The spark arrester shall be permanently marked with the model number and the manufacturer's identification or trademark. When the inlet and outlet of an arrester are not easily identified, they must be marked. Arresters on mobile equipment shall not be mounted more than forty-five degrees from the qualified position.

(d) Portable power saws purchased after June 30, 1977, and used on forest land, must meet the performance levels set forth in the Society of Automotive Engineers (SAE) Recommended Practice SAE J335b, "Multi-Positioned Small Engine Exhaust Fire Ignition Suppression." Requirements to obtain the SAE J335b specifications are as follows:

(i) The spark arrester shall be designed to retain or destroy ninety percent of the carbon particles having a major diameter greater than 0.023 inches (0.584mm).

(ii) The exhaust system shall be designed so that the exposed surface temperature shall not exceed five hundred and fifty degrees Fahrenheit (288 degrees Centigrade) where it may come in direct contact with forest fuels.

(iii) The exhaust system shall be designed so that the exhaust gas temperature shall not exceed four hundred and seventy-five degrees Fahrenheit (246 degrees Centigrade) where the exhaust flow may strike forest fuels.

(iv) The exhaust system shall be designed in such a manner that there are no pockets or corners where flammable material might accumulate. Pockets are permissible only if it can be substantiated by suitable test that material can be prevented from accumulating in the pockets.

(v) The exhaust system must be constructed of durable material and so designed that it will, with normal use and maintenance, provide a reasonable service life. Parts designed for easy replacement as a part of routine maintenance shall have a service life of not less than fifty hours. Cleaning of parts shall not be required more frequently than once for each eight hours of operation. The spark arrester shall be so designed that it may be readily inspected and cleaned.

(vi) Portable power saws will be deemed to be in compliance with SAEJ 335b requirements if they are certified by the United States Department of Agriculture, Forest Service, the and San Dimas Equipment Development Center.

(d) Portable power saws which were purchased prior to June 30, 1977, and which do not meet the Society of Automotive Engineers standards, must meet the following requirements:

(i) The escape outlet of the spark arrester shall be at an angle of at least forty-five degrees from a line parallel to the bar;

(ii) The configuration of spark arrester shall be such that it will not collect sawdust no matter in what position the saw is operated;

(iii) Spark arrester shall be designed and made of material that will not allow shell or exhaust temperature to exceed eight hundred and fifty degrees Fahrenheit;

(iv) The arrester shall have a screen with a maximum opening size of 0.023 inches (0.584mm);

(v) The arrester shall be capable of operating, under normal conditions, a minimum of eight hours before cleaning is needed;

(vi) The screen shall carry a manufacturer's warranty of a minimum of fifty-hour life when installed and maintained in accordance with the manufacturer's recommendation;

(vii) The arrester shall be of good manufacture and made so that the arrester housing and screen are close fitting;

(viii) The arrester shall be at least ninety percent efficient in the destruction, retention or attrition of carbon particles over 0.023 inches (0.584mm);

(ix) Efficiency is to be measured as described in Power Saw Manufacturer's Association Standard, Number S365;

(x) Construction of the arrester shall permit easy removal and replacement of the screen for field inspection and cleaning.

(e) Multi-positioned engine powered tools, other than power saws, used on forest land must meet the performance levels set forth in the Society of Automotive Engineers (SAE) Recommended Practice J335b, "Multi-Positioned Small Engine Exhaust Fire Ignition Suppression."

(f) Locomotive spark arresters for use on logging, private or common carrier railroads operating on or through forest land must meet the performance levels set forth in the Association of American Railroads (AAR) Recommended Practice, "Standard for Spark Arresters for Non-Turbo Charged Diesel Engines Used in Railroad Locomotives."

(5) "Axe" shall mean a serviceable, double-bitted, swamping axe or single-bitted axe of at least a three-pound head and thirty-two inch handle. The blades shall be sharpened, solid and smooth. The handle shall be hung solid, smooth and straight.

(6) "Burning barrel" shall mean a metal container in sound condition with several holes at the bottom for cleaning and sufficient air circulation with the top covered by a spark arresting woven wire cloth or wire screen of one-quarter of one inch (4x4) mesh, fourteen gauge or heavier. The spark arresting woven wire cloth or wire screen shall overlap at least four inches beyond the edge of the barrel.

(7) "Currently with the logging" and "current with the felling of live timber, or with the current logging operation" shall mean during the logging operation or associated activities on any landing, setting or similar part of the operation.

(8) "Debris disposal fire" shall mean an outdoor fire for the elimination of a fire hazard and for the purpose of clean-up of natural vegetation, such as yard and garden, refuse and residue of a natural character such as leaves, clippings, prunings, trees, stumps, brush, shrubbery and wood so long as it has not been treated by an application of prohibited material or substance in a pile no larger than ten feet in diameter.

(9) "Department" shall mean the department of natural resources, or its authorized representatives, as defined in chapter 43.30 RCW.

(10) "Dump" shall include, without limitation, dumping, depositing or placing.

(11) "Fire extinguisher" shall mean, unless otherwise stated, a fully charged and operational chemical fire extinguisher rated by Underwriters' Laboratory or Factory Mutual, appropriately mounted in either a vertical or horizontal position, and located so as to be readily accessible to the operator. When two fire extinguishers are required, they are to be appropriately mounted and located so that one is readily accessible to the operator and the other is separate from the operator and readily accessible to other personnel. The fire extinguisher shall be equipped with a gauge to determine the level of charge present to propel the chemical from the extinguisher: PROVIDED, That fire extinguishers required for use with portable power saws are not required to be equipped with a gauge to determine the level of charge.

(12) "Fire hazard" shall mean the accumulation of combustible materials in such a condition as to be readily ignited and in such a quantity as to create a hazard from fire to nearby structures, forest areas, life and property.

(13) "Fire tool box" shall mean a compartment of sound construction with a waterproof lid, provided with hinges and hasps and so arranged that the box can be properly sealed and the contents kept dry. The box shall be red in color and marked "Fire Tools" in white or black letters at least three inches high. The fire tool box shall contain a minimum of:

(a) Two axes or pulaskis;

(b) Three adze eye hoes;

(c) Three shovels.

(14) "Firewatch" shall mean one competent person to be at the site(s) for one hour following the operation of spark-emitting equipment on class 3L days or above, or as determined by the department based on the national fire danger rating system and other fire danger conditions. The firewatch shall be vigilant and so located or positioned to be able to detect within five minutes fires which may originate at the site(s) of the equipment operation. The firewatch shall report a fire to the responsible protection agency within fifteen minutes of detection.

(15) "Fixed-position machine" shall mean any machine used for any portion or phase of harvesting, thinning, site preparation, land clearing, road, railroad, and utility right-of-way clearing or maintenance, mineral or natural resources extraction, or other operation that performs its primary function from a fixed-position. This definition applies even though said machine is capable of moving under its own power to a different fixed position.

(16) "Forest debris" shall mean forest debris as defined in RCW 76.04.005.

(17) "Forest land" shall mean forest land as defined in RCW 76.04.005.

(18) "Isolation" shall mean the division or separation of an additional fire hazard into compartments by a constructed barrier of at least one hundred feet in width at its narrowest point. The constructed barrier must be free and clear of forest debris as defined in RCW 76.04.005 and must be approved, in writing, by the department.

(19) "Mill waste" shall mean waste of all kinds from forest products, including, but not limited to, sawdust, bark, chips, slabs and cuttings from lumber or timber.

(20) "Operation" shall mean the use of equipment, tools and supporting activities on or adjacent to forest land that may cause a forest fire to start. Such activities may include, but are not limited to, any phase of harvesting, thinning, site preparation, land clearing, road, railroad and utility right-of-way clearing and maintenance, and mineral or natural resource extraction. The operating period shall be that time period when the activity is taking place and includes that time when a firewatch would be required to be in attendance.

(21) "Outdoor fire" shall mean the combustion of material in the open, or in a container, with no provisions for the control of such combustion or the emissions from the combustion products.

(22) "Person" shall mean any person, firm or corporation, public or private, governmental agency or entity.

(23) "Pulaski" shall mean a serviceable axe and hoe combination tool with not less than a three and one-half pound head and thirty-two inch handle. The blades shall be at least two and one-half inches wide, sharpened, solid and smooth. The handle shall be hung solid, smooth and straight.

(24) "Pump truck or pump trailer" shall mean:

(a) A serviceable truck or trailer which must be able to perform its functions efficiently and must be equipped with a water tank of not less than a three hundred gallon capacity, filled with water. The complete pump truck or pump trailer shall be kept ready for instant use for suppressing forest fires. If a trailer is used, it shall be equipped with a hitch to facilitate prompt moving. A serviceable tow vehicle shall be immediately available for attachment to the trailer. The pump truck, or pump trailer with its tow vehicle, must be available throughout the operating and watchperson periods;

(b) The pump may be a portable pump or suitable power take-off pump. It shall be plumbed with a bypass or pressure relief valve. The pump shall develop, at pump level, pressure sufficient to discharge a minimum of twenty gallons per minute, using a one-quarter inch nozzle tip through a fifty foot length of one inch or one and one-half inch rubber-lined hose;

(c) The pump truck or trailer shall be equipped with the following:

(i) A minimum of five hundred feet of one or one and one-half inch cotton or synthetic jacket hose;

(ii) A fully stocked fire tool box;

(d) The tank shall be plumbed so that water may be withdrawn by one person by gravity feed. This outlet shall be adapted to accept the hose used with the pump truck or trailer. The outlet shall be located for easy filing of pump cans;

(e) The pump truck or trailer must be equipped with fuel, appropriate tools, accessories and fittings to perform its functions for a continuous period of four hours. A recommended list of tools, fittings and accessories may be obtained from the department.

(25) "Recreational fire" shall mean an outdoor fire for the purpose of sport, past time or refreshment, such as camp fires, bonfires, cooking fires, etc., in a hand-built pile no larger than four feet in diameter and not associated with any debris disposal activities related to fire hazard elimination of yard and garden refuse clean-up.

(26) "Reduction" shall mean the elimination of that amount of additional fire hazard necessary to produce a remaining average volume of forest debris no greater than nine tons per acre of material three inches in diameter and less.

(27) "Shovel" shall mean a serviceable, long-handled or "D"-handled, round-point shovel of at least "0" size with a sharpened, solid and smooth blade. The handle on the shovel shall be hung solid, smooth and straight.

(28) "Snag" shall mean a standing dead conifer tree over twenty-five feet in height and sixteen inches and over in diameter, measured at a point four and one-half feet above the average ground level at the base.

(29) "Tractor or other mobile machine" shall mean any machine that moves under its own power when performing any portion or phase of harvesting, thinning, site preparation, land clearing, road, railroad and utility right-of-way clearing or maintenance, mineral or natural resource extraction, or other operation. This definition includes any machine, whether crawler or wheel-type, whether such machine be engaged in yarding or leading, or in some other function during the operation.

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

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 332-24-015 INVALIDITY OF PART OF CHAPTER NOT TO AFFECT REMAINDER. If any provisions of this chapter or its application to any person or circumstance is held invalid, the remainder of the chapter, or the application of the provision to other persons or circumstances, is not affected.

PERMITS

NEW SECTION

WAC 332-24-201 WRITTEN BURNING PERMIT REQUIREMENTS AND EXCEPTIONS. Under authority granted in RCW 76.04.015 and 76.04.205, the following regulation is hereby promulgated:

(1) The department is responsible, by law, for the granting of burning permits for certain types of outdoor fire;

(2) The department aids in the protection of air quality under its smoke management program;

(3) Pursuant to its authority and responsibility, the department has studied and determined the effects of such burning on life, property and air quality to be of year-round effect;

(4) Throughout the year, outdoor fire is prohibited within any department forest protection assessment area unless a written burning permit is obtained from the department and signed by the permittee and afterwards, having the permit in possession while burning and complying with the terms of such permit. Except, a written burning permit for an outdoor fire is not required from the department under the following conditions:

(a) In certain geographic areas of the state as designated by the department in this chapter;

(b) When the outdoor fire is:

(i) Contained within a campfire pit, approved by the department, located in a state, county, municipal or other campground;

(ii) Contained within a camp stove or barbecue situated on bare soil, gravel bars, beaches, green field or other similar areas free of flammable material for a sufficient distance adequate to prevent the escape of fire;

(iii) Contained in an approved burning barrel complying with WAC 332-24-225;

(c) When the general rules and requirements specified in WAC 332-24-205 and 332-24-211 and the conditions for the protection of life, property and air quality are met.

NEW SECTION

WAC 332-24-205 GENERAL RULES - RECREATIONAL OR DEBRIS DISPOSAL FIRES NOT REQUIRING A WRITTEN BURNING PERMIT. (1) The department reserves the right to restrict, regulate, refuse, revoke or postpone outdoor fires under RCW 76.04.205, 76.04.315, and chapter 70.94 RCW due to adverse fire weather or to prevent restriction of visibility, excessive air pollution or a nuisance.

(2) The Yacolt Burn Area, located in portions of Clark and Skamania counties, is exempt from these rules, and that area requires a written burning permit throughout the year.

(3) WAC 332-24-205 does not apply:

(i) On lands protected by the department within incorporated city limits;

(ii) On lands protected by the department, but when the department has contracted that protection to a fire protection district, except where the district has incorporated these rules into their regulations;

(iii) On lands protected by the department situated within fire protection districts which have adopted a resolution pursuant to chapter 52.12 RCW assuming the authority to issuing burning permits on improved property and whether such resolution prohibits burning by rules which allow burning without a written burning permit;

(iv) On lands protected by the department where air pollution authorities have prohibited fires for smoke management purposes that fall under these regulations.

NEW SECTION

WAC 332-24-211 REQUIREMENTS - RECREATIONAL OR DEBRIS DISPOSAL FIRES. (1) The fire must not include rubber products, plastics, asphalt, garbage, dead animals, petroleum products, paints or any similar materials that emit dense smoke or create offensive odors when burned, as pursuant to RCW 70.94.775(1).

(2) A person capable of extinguishing the fire must attend the fire at all times and the fire must be extinguished before leaving it.

(3) No recreational or debris disposal fires are to be within fifty feet of structures.

(4) A recreational fire shall be in a hand-built pile no larger than four feet in diameter. A serviceable shovel must be within the immediate vicinity of the fire.

(5) A debris disposal fire shall be in a pile no larger than ten feet in diameter. A serviceable shovel and a minimum of five gallons of water must be within the immediate vicinity of the fire. A bucket is acceptable if the outdoor fire is adjacent to an accessible body of water. A charged garden hose or other adequate water supply may be substituted for the five gallon water requirement.

(6) Only one pile may be burned at any one time and each pile must be extinguished before lighting another.

(7) No outdoor fire is permitted in or within five hundred feet of forest slash without a written burning permit.

(8) The material to be burned must be placed on bare soil, gravel bars, beaches, green fields or other similar area free of flammable material for a sufficient distance adequate to prevent the escape of the fire.

(9) Burning must be done during periods of calm to very light winds. Burning when wind will scatter loose flammable materials, such as dry leaves and clippings, is prohibited.

(10) If the fire creates a nuisance from smoke or fly ash, it must be extinguished.

(11) A landowner or the landowner's designated representative's written permission must be obtained before kindling an outdoor fire on the property of another.

(12) Persons not able to meet the requirements of subsection (1) through (10) of this section must apply for a written burning permit through the department.

NEW SECTION

WAC 332-24-215 RECREATION AND DEBRIS DISPOSAL FIRE REQUIREMENTS - PENALTY. Failure to comply with the rules in WAC 332-24-211 voids permission to burn, and the person burning is in violation of RCW 76.04.205.

NEW SECTION

WAC 332-24-221 BURNING PERMITS. (1) Written burning permits will be required throughout the year for fires set under any of the following conditions:

- (a) Broadcast burning of logged areas or unimproved lands; or
- (b) Burning of logging landings; or
- (c) Burning of debris resulting from the scarification of forest lands;

or

- (d) Under-burning of forest lands; or
- (e) Burning of waste forest material resulting from the clearing of utility or public road rights-of-way that run through or adjacent to forest lands; or
- (f) Burning of mill waste from forest products or any other material which has been transported to and dumped in concentrations on forest lands.

(2) All outdoor fires within the department's protection areas which are not required to have a written burning permit shall not:

- (a) Include rubber products, plastics, asphalt, garbage, dead animals, petroleum products, paints or any similar materials that emit dense smoke or create offensive odors when burned, as pursuant to RCW 70.94.775(1); or
- (b) Cause visibility to be obscured on public roads and highways by the smoke from such fires; or
- (c) Endanger life or property through negligent spread of fire.

NEW SECTION

WAC 332-24-225 BURNING BARRELS. (1) Outdoor fires in burning barrels are allowed without a written burning permit when the following requirements are met:

- (a) Burning shall be done in an approved burning barrel as defined in this chapter;
- (b) Burning barrel shall be located not less than fifteen feet from any structure;
- (c) Burning barrels shall be placed on bare mineral soil. Clearing around the barrel shall be to mineral soil for a radius of four feet or equal to the height of the barrel, if higher;
- (d) No burning barrel or waste burner is permitted in or within five hundred feet of forest slash;
- (e) Burning in a burn barrel is permitted only during periods of calm to very light winds;
- (f) Materials burned shall not include prohibited materials pursuant to RCW 70.94.775(1).

(2) Persons unable to meet the requirements of subsection (1) of this section must apply and have in their possession a written burning permit issued by the department.

(3) The department reserves the right to restrict, regulate, refuse, revoke or postpone outdoor fires in burning barrels pursuant to RCW 76.04.205, 76.04.315 and chapter 70.94 RCW, due to adverse fire weather or to prevent restriction of visibility, excessive air pollution or a nuisance.

(4) WAC 332-24-225 does not apply:

- (i) On lands protected by the department within incorporated city limits;
- (ii) On lands protected by the department, but where the department has contracted that protection to a fire protection district, except where such district has incorporated these rules into their regulations;
- (iii) On lands protected by the department, situated within a fire protection district that has requirements for burning barrels on improved lands protected by said district. In such case, the requirements imposed by the fire protection district for lands under their jurisdiction shall also be enforced on forest lands within the district protected by the department.
- (iv) On lands protected by the department where air pollution authorities have prohibited fires for smoke management or air quality reasons that fall under these rules.

NEW SECTION

WAC 332-24-231 BURNING PERMITS - YACOLT BURN IN PORTIONS OF CLARK AND SKAMANIA COUNTIES. (1) Under the authority granted in RCW 76.04.015 and 76.04.205, the department requires, throughout the year, any individual, person, firm or corporation wishing to burn flammable material, within the area described, to first obtain a written burning permit from the department and, thereafter, comply with the terms of said permit. The requirements for a written burning permit may be waived if the fire is contained in a suitable device sufficient, in the opinion of the department, to prevent the fire from spreading. This rule shall be in effect until such time as the department deems it no longer necessary.

(2) The following describes parts of Clark and Skamania counties subject to the requirements of subsection (1):

Starting at the east quarter corner of Section 12, Township 5 North, Range 4 East, that point lying on the boundary of the Gifford Pinchot National Forest. Thence, west one mile; north one-half mile; west two miles; south two miles; west one mile; north one mile; west one mile; south one mile; west two miles to the southwest corner of Section 13, Township 5 North, Range 3 East. Thence, south three miles; east approximately one-quarter of one mile to the north quarter corner of Section 1, Township 4 North, Range 3 East. Thence, south two and one-quarter of a mile; westerly along the county road one and one-half miles; south one-quarter of one mile to the east quarter corner of Section 15, Township 4 North, Range 3 East. Thence, west one mile; south two and one-half miles; east one and one-half miles; south six miles to the south quarter corner of Section 26, Township 3 North, Range 3 East, that point lying on the north boundary of the Camp Bonneville - U.S. Military Reservation. Thence, east one-half of one mile; south one mile; east one mile; south two miles; east approximately one and one-half miles to the Little Washougal river. Thence, southwesterly approximately two and one-quarter miles along the Little Washougal river. Thence, east along the Bonneville Power line five miles. Thence, northeasterly along the county road to the northeast corner of Section 24, Township 2 North, Range 4 East. Thence, north one-half of one mile to a Bonneville Power line. Thence, east one mile to the west fork of the Washougal river. Thence, southeasterly along said river to the east-west center line of Section 20, Township 2 North, Range 5 East, and then east along said center line to the east quarter corner of said Section 20. Thence, south one-half mile to a Bonneville Power line. Thence, east nine and one-half miles. Thence, south to the Evergreen Highway in the approximate center of Section 25, Township 2 North, Range 6 East, and then along said highway in a northeasterly direction approximately three miles to the northwest city limits of North Bonneville. Thence, north to the Bonneville Power line and northeasterly along it approximately four miles to where it intersects the north-south center line of Section 35, Township 3 North, Range 7 East. Thence, north approximately two and three-quarters mile to the center of Section 23, Township 3 North, Range 7 East. Thence, east one and one-half miles; south approximately one-third mile to the southwest corner of Section 24, Township 3 North, Range 7 and one-half miles east. Thence, east one mile; south one mile to the Bonneville Power line; northeasterly along said power line to the east section line of Section 30, Township 3 North, Range 8 East. Thence, northerly to the northeast corner of Section 18, Township 3 North, Range 8 East. Thence, west two and one-quarter miles to the road running up from Carson Creek; westerly along said road through Section 12 along the south side of Sections 2 and 3, Township 3 North, Range 7 East. Thence, southwesterly across Section 9 to the southwest corner of Section 9, Township 3 North, Range 7 East. Thence, west approximately ten miles to the northwest corner of Section 14, Township 3 North, Range 5 East. Thence, south one mile; west four miles; north 13 and one-half miles to the point of beginning.

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 332-24-232 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF CLARK AND WAHIAKUM COUNTIES. (1) Pursuant to the authority granted in RCW 76.04.205, the parts of Clark and Wahkiakum counties described in subsections (2) and (3) of this section are exempt from the requirements of RCW 76.04.205 and permits for the burning of flammable material will not, from effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall affect the operation and effectiveness of the rules of the rural fire protection and effectiveness of the rules of the rural fire protection district and/or local air pollution control authority in which said lands are located.

(2) The following described parts of Clark County, Washington, are exempt from the burning permit requirements of RCW 76.04.205 in accordance with subsection (1) of this section: All lands lying within the following described line:

(a) All lands west of Fire District Number Six and the Vancouver City Limits; and

(b) All lands west of the Burlington Northern Railroad main line from its intersection with northwest 179th Street north to the Lewis river.

(3) The following described parts of Wahkiakum County, Washington, are exempt from the burning permit requirements of RCW 76.04.205 in accordance with subsection (1) of this section:

(a) Puget Island, which lies south and west of the Town of Cathlamet;

(b) The area between the Towns of Skamokawa and Cathlamet south and west of State Route 4 to the Columbia river, including Price and Hunting Islands.

NEW SECTION

WAC 332-24-234 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF OKANOGAN COUNTY. (1) Pursuant to the authority granted in RCW 76.04.205, parts of Okanogan county, described in subsection (2) of this section, are exempt from the requirements of RCW 76.04.205 and permits for the burning of flammable material will not, from the effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall effect the operation and effectiveness of the rules of the rural fire protection district and/or local air pollution control authority in which said lands are located.

(2) The following described parts of Okanogan County, Washington, are exempt from the burning permit requirements of RCW 76.04.205 in accordance with subsection (1) of this section: All lands lying within the following described line:

(a) Starting at the junction of the Canadian-United States boundary and the north end of the Boundary Point Road, thence, southerly along the Boundary Point Road to U.S. Highway 97; southerly along U.S. Highway 97 to the Tom Dull Road; southerly along the Tom Dull Road to 23rd Avenue. Thence, west approximately five hundred feet to the Oroville-Tonasket Reclamation District irrigation ditch. Thence, southerly along the ditch to the siphon across the Similkameen river; southerly along the siphon and/or ditch to the Gunsolley Road (Ellemehan Mountain Road). Thence, northeasterly along the Gunsolley Road to the Golden Road. Thence, southerly along the Golden road to the Janis Oroville Westside Road; southerly along the Janis Oroville Westside Road to a point west of the south end of the Janis Bridge on U.S. Highway 97. Thence, northerly along U.S. Highway 97 to the McLouglin Canyon Road. Thence, easterly along the McLouglin Canyon Road to the State Frontage Road. Thence, northerly along the State Frontage Road to the Clarkston Mill Road; northerly along the Clarkston Mill Road to the Longnecker Road. Thence, northwesterly along the Longnecker Road to U.S. Highway 97 to the city limits of Tonasket. Thence, along the south, east and north boundary of the Town of Tonasket to U.S. Highway 97. Thence, northerly along U.S. Highway 97 to the O'Neil Road; northerly along the O'Neil Road to U.S. Highway 97; northerly along U.S. Highway 97 to the Eastside Oroville Road; northerly along the Eastside Oroville Road to the northeast end of the Thorndike Loop Road. Thence, west to the east shore of Osoyoos Lake. Thence, northerly along the east shore of Osoyoos Lake to the Canadian-United States boundary to point of beginning.

(b) Beginning at the intersection of U.S. Highway 97 and State Route Number 16, in the Town of Peteros, thence, proceeding northerly along U.S. Highway 97 to the junction of Paradise Hill Road, within the Town of Brewster; northerly along the Paradise Hill Road to the junction of the Paradise Hill Road and North Star-Paradise Hill Cutoff Road, located within the south one-half of Section 35, Township 31 North, Range 24 East. Thence, northeasterly along the North Star-Paradise Hill Cutoff Road to the intersection at the North Star Road. Thence, south and east along the North Star Road until it intersects with Old Highway 97. Thence, northerly along Old Highway 97 to the junction with the Malott Road within the Town of Malott. Thence, north and east along the Malott Road to the junction of State Route Number 20. Thence, southeasterly along State Route Number 20 to the junction of the Old Loop Highway. Thence, east along the Old Loop Highway into the Town of Okanogan to the junction of the Conconully Highway. Thence, north along the Conconully Highway to the junction of the Ross Canyon Road. Thence, east along the Ross Canyon Road to the junction of the Johnson Creek Road. Thence, north along the Johnson Creek Road to the junction of the BIDE-A-WEE Road. Thence, east along the BIDE-A-WEE Road to the junction of Old Highway 97. Thence, north along Old Highway 97 to the junction with the Pharr Road within the Town of Riverside; northerly along the Pharr Road to a point on the north line of Section 6, Township 35 North, Range 27 East. Thence, east along that section line, across the Okanogan river to the Keystone Road. Thence, southerly along the Keystone Road to the Tunk Valley Road; southerly

along the Tunk Valley Road into the Town of Riverside at a point where the Tunk Valley Road and the west bank of the Okanogan river intersect. Thence, south along the west bank of the Okanogan river to the Columbia river. Thence, southwesterly along the west bank of the Columbia river to the point of beginning.

NEW SECTION

WAC 332-24-236 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF ASOTIN, GARFIELD, COLUMBIA AND WALLA WALLA COUNTIES. (1) Pursuant to the authority granted in RCW 76.04.205, the parts of Asotin, Garfield, Columbia and Walla Walla counties described in subsections (2), (3), (4) and (5) of this section, are exempt from the requirements of RCW 76.04.205 and permits for the burning of flammable material will not, from the effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall affect the operation and effectiveness of the rules of the rural fire protection district and/or local air pollution control authority in which said lands are located.

(2) The following described parts of Asotin County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section: All lands lying north of Township 9 North or east of the following described line:

(a) Beginning at a point on the border between the states of Washington and Oregon, where the Grande Ronde river crosses said border in Section 13, Township 6 North, Range 43 East, thence, northeasterly along said river to the west line of Section 36, Township 7 North, Range 44 East. Thence, north to the southwest corner of Section 25, Township 7 North, Range 44 East. Thence, east one mile; north one mile; east three miles; north one and one-half miles to the east quarter corner of Section 16, Township 7 North, Range 45 East at Fields Spring State Park. Thence, east two miles; north one-half mile; west one-half mile; north two and one-half miles to the center of Section 35, Township 8 North, Range 45 East. Thence, west one-half mile; north one-half mile; west one mile; north one-half mile; west one mile; north two and one-half miles; west four miles to the southeast corner of Section 10, Township 8 North, Range 44 East. Thence, north one mile; west two miles; north one-half mile; west one mile; north three-quarter mile; west one and one-quarter mile; north three-quarter mile; east one-half mile; north three-quarter mile; east one and three-quarter miles; north one and one-quarter miles; west two miles to the southwest corner of Section 18, Township 9 North, Range 44 East. Thence, north two miles; west three miles to the southwest corner of Section 3, Township 9 North, Range 44 East, which is a point on the Asotin-Garfield county line.

(3) The following described parts of Garfield County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section: All lands lying north of the following described line:

(a) Beginning at the southeast corner of Section 4, Township 9 North, Range 43 East, which is a point on the Garfield-Asotin county line, thence, north one mile; west two miles; north three and one-half miles; west three and one-half miles; north one-half mile; west one and three-quarter miles; north one-half mile; west one and three-quarter miles to the center of Section 8, Township 10 North, Range 42 East. Thence, south one and one-half miles; west two and one-half miles to the northwest corner of Section 24, Township 10 North, Range 41 East, which is a point on the Garfield-Columbia county line.

(4) The following described parts of Columbia County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section: All lands lying north of the following described line:

(a) Beginning at the northeast corner of Section 23, Township 10 North, Range 41 East, which is a point on the Columbia-Garfield county line, thence, south one-half mile; west one mile; north one-half mile; west one mile; north one-half mile; west one and one-half miles to center of Section 17, Township 10 North, Range 41 East. Thence, south one and one-half miles; west two and one-half miles; north one-quarter mile; west two and one-half miles; north one-quarter mile; west one and three-quarters miles; south one-half mile; west one-quarter mile; south one mile; east one mile; south one-half mile; east one-half mile; south one mile; west two miles to the west quarter corner of Section 6, Township 9 North, Range 40 East. Thence, south three and one-half miles; west four miles; south one mile; west one mile; south one mile; west one mile to the northeast corner of Township 8 North, Range 38 East, which is a point on the Columbia-Walla Walla county line.

(5) The following described parts of Walla Walla County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section: All lands lying north and west of the following described line:

(a) Beginning at the northeast corner of Township 8 North, Range 38 East, which is a point on the Walla Walla-Columbia county line, thence, south one-half mile; west one-half mile; south three-quarter mile; west one-half mile; south three-quarter mile; west two miles; south three miles; west one mile to the northwest corner of Section 33, Township 8 North, Range 38 East. Thence, south one-half mile; east one-quarter mile; south one and three-quarter miles; west one-quarter mile; south one-quarter mile to the west quarter corner of Section 9, Township 7 North, Range 38 East. Thence, west one mile; south two and one-half miles; west one-half mile; south one-quarter mile; west one-half mile; south one and three-quarter mile; west one mile; south one-quarter mile; west one mile; south one and three-quarter miles; west one mile; south one and one-half mile to a point on the Washington-Oregon state boundary.

NEW SECTION

WAC 332-24-238 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF COWLITZ COUNTY. (1) Pursuant to the authority granted in RCW 76.04.205, the parts of Cowlitz county described in subsection (2) of this section are exempt from the requirements of RCW 76.04.205 and permits for burning flammable material will not, from the effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall affect the operation and effectiveness of the rules of the rural fire protection district and/or local air pollution control authority in which said lands are located.

(2) The following described parts of Cowlitz County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section:

(a) An area consisting of all shorelands and uplands lying within the following described boundaries: Beginning at a point where Interstate Highway 5 intersects with the west line of Section 34, Township 6 North, Range 1 West, thence, southeasterly along the west boundary of said Interstate Highway 5 to its junction with the Lewis river; thence, southwesterly along the north bank of the Lewis river to its confluence with the Columbia river; thence, northerly along the east bank of the Columbia river to the south tip of Burke Island; thence, northerly along the west boundary of Burke Island to the southern tip of Martins Island; thence, northerly along the west boundary of Martins Island to the north end thereof; thence, westerly to the boundary line between the states of Oregon and Washington approximately in the center of the Columbia river; thence, northwesterly along the state boundary line, in the center of the Columbia river, to the Town of Stella; thence, easterly along the north shoulder of State Highway 4 approximately four and one-half miles to the junction of the Coal Creek road; thence northerly along the west shoulder of the Coal Creek road to its junction with Pacific Way; thence, easterly along the north shoulder of Pacific Way to its junction with the Lone Oak Road; thence, easterly along the north shoulder of the Lone Oak Road to its junction with the Columbia Heights Road; thence, southerly along the east shoulder of the Columbia Heights Road to the west one-quarter corner of Section 16, Township 8 North, Range 2 East, thence east one and one-half miles to the center of Section 15, Township 8 North, Range 2 West; thence, north one and one-half miles to the north one quarter corner of Section 10, Township 8 North, Range 2 West; thence, east along the north line of Section 10, Township 8 North, Range 2 West, to its junction with the east bank of the Cowlitz river; thence, southeasterly along the east bank of the Cowlitz river to its confluence with Ostrander Creek; thence, easterly along the south bank of Ostrander Creek to its intersection with the east shoulder of Interstate Highway 5 in Section 11, Township 8 North, Range 2 West; thence, southerly along the east shoulder of Interstate Highway 5 to the south bank of the Coweeman river; thence, easterly along the south bank of the Coweeman river to the west line of Section 36, Township 8 North, Range 2 West; thence, south approximately one mile to the east shoulder of Interstate Highway 5 in Section 1, Township 7 North, Range 2 West; thence, southeasterly along the east shoulder of Interstate Highway 5 to its junction with the Old Pacific Highway lying in Section 12, Township 7 North, Range 2 West; thence, southerly along the east shoulder of the Old Pacific Highway to its junction with the north city limits of the City of Kalama; thence, west along the north city limits of Kalama to its junction with the east shoulder of Interstate Highway 5 to the beginning point where Interstate Highway 5

intersects with the west line of Section 34, Township 6 North, Range 1 West.

(3) The following described parts of Cowlitz county lying within the area described in subsection (2) of this section, which are exceptions and are not exempt from the requirements of RCW 76.04.150, as amended, and do require permits for the burning of inflammable material: PROVIDED, That these requirements do not apply to developed lands situated within these boundaries.

(a) An area known as Mt. Solo, bounded on the west and south by the Mt. Solo Road, bounded on the east by 38th Avenue, bounded on the north by State Highway 4, all situated within Sections 23, 24, 25, 26, Township 8 North, Range 3 West, and Section 30, Township 8 North, Range 2 West.

NEW SECTION

WAC 332-24-240 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF SNOHOMISH COUNTY. (1) Pursuant to the authority granted in RCW 76.04.205, the parts of Snohomish county described in subsection (2) of this section are exempt from the requirements of RCW 76.04.205 and permits for burning flammable material will not, from the effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall affect the operation and effectiveness of the rules of the rural fire protection district and/or local air pollution control authority in which said lands are located.

(2) The following described parts of Snohomish County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section: All lands lying within the following described line:

(a) Beginning at a point on the east boundary of the City of Everett, at which the Hewitt Avenue Bridge intersects the east boundary; thence, southerly along said east boundary to Lowell-Larimer's Corner Road (Bluff Road). Thence, southeasterly along said road to its point of intersection with the north line of Section 36, Township 28 North, Range 5 East. Thence, easterly along the north line of Sections 36, Township 28 North, Range 5 East, and the north line of Sections 31 and 32, Township 28 North, Range 6 East to the point said north line intersects 127th Avenue (Lord's Hill Road). Thence, northerly one-half mile along said avenue to the Snohomish-Monroe Road. Thence, southeasterly along said road to 164th Street. Thence, easterly along 164th Street to State Route Number 522. Thence, southwesterly along State Route Number 522 to the Snoqualmie-King County Road. Thence, southeasterly along said road to the point of its intersection with the Snohomish-King county line. Thence, easterly along said county line to the point of its intersection with State Route Number 203 (Monroe-Duvall Highway). Thence, northerly along State Route Number 203 to the boundary of the City of Monroe; northerly along said boundary to U.S. Highway 2. Thence, northwesterly along U.S. Highway 2 to the Roosevelt Road. Thence, northerly along said road to the 159th Avenue (Zuber Road); northerly along said avenue to 100th Street (Westwick Road). Thence, westerly along 100th Street to the southwest corner of Section 15, Township 28 North, Range 6 East, and 147th Avenue (Jauntz and Nelson Road). Thence, northerly along said avenue to 68th Street (Three Lakes Road). Thence, westerly along said street to the east bank of the Pilchuck river. Thence, northerly along said east bank to a point due east of 52nd Street (Foss Road). Thence, westerly across the Pilchuck river and continuing westerly along said street to 87th Avenue (Fobes Cutoff road). Thence, northerly along 87th Avenue to its point of intersection with the north line of Section 36, Township 29 North, Range 5 East. Thence, westerly along said north line and continuing along the north line of Section 35, Township 29 North, Range 5 East to its point of intersection with U.S. Highway 2. Thence, northwesterly along U.S. Highway 2 to Hewitt Avenue East, (Calaveros Corner). Thence, westerly along said avenue to the point of beginning.

(b) Beginning at the intersection of State Route Number 530 with the Snohomish-Skagit county line, thence, southerly along State Route Number 530 to its point of intersection with 102nd Avenue northwest; southerly along 102nd Avenue northwest to its point of intersection with the Lund Road; thence, southeasterly along the Lund Road to its point of intersection with State Route Number 530; southeasterly along State Route Number 530 to its point of intersection with the Stillaguamish river; thence, westerly along the south bank of the Stillaguamish river to its point of intersection with Hat Slough; westerly along the south bank of Hat Slough to its point of intersection with the Stanwood Road; thence, southerly along the Stanwood Road to the south line of Section 6, Township 31 North, Range 4 East.

Thence, west along the south line of Section 6, Township 31 North, Range 4 East, and Section 1, Township 31 North, Range 3 East to its intersection with the line of ordinary high tide in Port Susan Bay. Thence, northerly along the line of ordinary high tide of Port Susan Bay, Davis Slough and Skagit Bay to the Snohomish-Skagit county line. Thence, east along the Snohomish-Skagit county line to the point of beginning.

(c) Beginning on the south bank of Ebey Slough where said bank is intersected by the east line of Section 31, Township 30 North, Range 5 East; thence, westerly along the south bank of said slough to its intersection with Steamboat Slough; thence southerly across said slough to the north shore of Smiths Island; thence, southerly along the shore of said island to its intersection with the Snohomish river; thence, southeasterly along the east bank of the Snohomish river to its point of intersection with a line extending west and east from 48th Street; thence, easterly along said line and street to its point of intersection with the east bank of Ebey Slough; thence, northeasterly along said bank to its point of intersection with the south line of Section 26, Township 29 North, Range 5 East. Thence, north to its point of intersection with United States Highway Number 2; thence, northwesterly along said highway to its point of intersection with the south line of Section 23, Township 29 North, Range 5 East. Thence, west along said line to the southwest corner of said Section 23; thence, north one mile; east one-half mile to the north one-quarter corner of said Section 23; thence, north one mile; west one-half mile; north one mile to the northeast corner of Section 10, Township 29 North, Range 5 East. Thence, west along the north line of said Section 10 to its intersection with the west bank of Ebey Slough; thence, northwesterly along the west bank of said slough to the point of beginning.

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 332-24-242 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF SKAGIT COUNTY. (1) Pursuant to the authority granted in RCW 76.04.205, the parts of Skagit county described in subsection (2) of this section are exempt from the requirements of RCW 76.04.205 and permits for burning flammable material will not, from the effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall affect the operation and effectiveness of the rules of the rural fire protection district and/or local air pollution control authority in which said lands are located.

(2) The following described parts of Skagit County, Washington, are exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section: All lands lying within the following described line with an exception:

(a) Beginning at point on the Skagit-Snohomish county line, at its intersection with the Conway-Stanwood Highway (Old U.S. Highway Alternate 99); thence, northerly along the Conway-Stanwood Highway to the Old English Lumber Company railroad grade. Thence, east along said old railroad grade to the Hill Slough. Thence, northeasterly along the Hill Slough to the Hill Ditch. Thence, northerly along the Hill Ditch to Carpenter Creek; northerly along Carpenter Creek to the intersection of Hickox Road and Bacon Road. Thence, west along the Hickox Road to the Blodgett Road. Thence, northerly along the Blodgett Road to the Anderson Road. Thence, northeasterly through the Anderson Gully to the southeastern city limits of the City of Mount Vernon. Thence, easterly and northerly along said city limits to its intersection with the Francis Road. Thence, north along the west line of Section 9 and Section 4, Township 34 North, Range 4 East, to the north bank of the Skagit river. Thence, easterly along the north bank of the Skagit river to Township Street. Thence, north along Township Street to the city limits of the Town of Sedro Woolley. Thence, west and north along said city limits to the F and S Grade Road; northwesterly along the Grade Road to the Kelleher Road. Thence, westerly along the Kelleher Road to the Burlington-Alger Road (Old U.S. Highway 99). Thence, due west to the Samish river. Thence, southwesterly along the south bank of the Samish river to the Burlington-Northern railroad right-of-way. Thence, northwesterly along the west boundary of said railroad right-of-way to Samish Bay. Thence, southerly and westerly along the line of ordinary high tide of Samish Bay (excluding Samish Island) and Padilla Bay to the juncture of Padella Bay and the north bank of the Joe Leary Slough. Thence, easterly up the north bank of the Joe Leary Slough to the Avon-Allen

Road. Thence, southerly along the Avon-Allen Road to the Anacortes branch line of the Burlington Northern Railroad; thence, southwesterly along the northerly border of said railroad right-of-way to Fredenia. Thence, northwesterly to the west quarter corner of Section 9, Township 34 North, Range 3 East; thence, north one-quarter of one mile; west one-half mile to the North Fork of Indian slough. Thence, northwesterly along the north bank of Indian Slough to Padilla Bay. Thence, southwesterly along the line of ordinary high tide of Padilla Bay to the juncture of Swinomish Slough; thence, southerly along the east bank of the Swinomish Slough to Skagit Bay; thence, southeasterly along the line of ordinary high tide of Skagit Bay to the Skagit-Snohomish county line. Thence, east along the county line to the point of beginning.

(b) The following described parcels of land are not exempt from the burning permit requirements of RCW 76.04.205:

Beginning at a point on the north bank of the North Fork of the Skagit river where said bank is intersected by the west line of Section 8, Township 33 North, Range 3 East; thence, easterly along the north bank of said river to the point of intersection with the east line of Section 9, Township 33 North, Range 3 East. Thence, northwesterly along the west edge of the county road to the west quarter corner of Section 33, Township 34 North, Range 3 East. Thence, west one-quarter of one mile; south one and one-half mile; west three-quarters of one mile; thence, south along the west line of Section 8, Township 33 North, Range 3 East to the point of beginning.

NEW SECTION

WAC 332-24-244 EXEMPTION FROM BURNING PERMIT REQUIREMENTS - PARTS OF PACIFIC AND GRAYS HARBOR COUNTIES. (1) Pursuant to the authority granted in RCW 76.04.205, the parts of Pacific and Grays Harbor counties described in subsections (2) and (3) of this section are exempt from the requirements of RCW 76.04.205 and permits for burning flammable material will not, from the effective date of this rule, be required in such exempt parts: PROVIDED, That nothing herein shall affect the operation and effectiveness of the rules of the rural fire protection district and/or local air pollution authority in which said lands are located.

(2) The following described part of Pacific County, Washington, is exempt from the burning permit requirements of RCW 76.04.205, in accordance with subsection (1) of this section:

(a) A coastal strip of tidelands lying below and seaward of the line of ordinary high tide as marked on the ground by the line of vegetation or the line of driftwood accumulation, whichever is at any point the lower, beginning at the Grays Harbor-Pacific county line and running southerly and easterly to the west boundary of the Shoalwater Indian Reservation.

NEW SECTION

WAC 332-24-261 DUMPING MILL WASTE, FOREST DEBRIS - CREATION OF A FIRE HAZARD - PERMITS. (1) Forest debris or mill waste dumped in the following manner on or near forest land shall constitute a forest fire hazard and require a dumping permit:

(a) Piles of fifty cubic yards or more; or

(b) Two or more piles totaling fifty cubic yards or more, less than three hundred feet apart; or

(c) A pile less than three hundred feet from a pile placed by another where such piles would total fifty cubic yards or more; or

(d) When dumped adjacent to piles of fifty cubic yards or more which were in existence before August 9, 1971; or

(e) When dumped in smaller quantities or greater distances than above when such dumpings are likely to support, intensify or further spread the fire, thereby threatening forest land and/or endangering life or property: PROVIDED, That forest debris accumulated on forest land from logging or silvicultural activities on the land on which such activities took place, or activities regulated by RCW 76.04.650, shall not be subject to the permit requirement of this rule, except when forest debris accumulated on land clearing or right-of-way projects subject to RCW 76.04.650 is taken away from such areas and dumped.

(2) No person shall dump or cause to be dumped a forest fire hazard on or threatening forest land without first obtaining a written permit from the department.

(a) Any person having legal authority to dump mill waste from forest products or forest debris, on the described property, shall make application to the department or authorized employees for a permit to do so.

The application shall state and include:

- (i) The location;
 - (ii) The approximate quantity to be dumped;
 - (iii) A description of the material to be dumped;
 - (iv) A map illustrating the proposed dump site;
 - (v) The name of the person by whom the dumping is to be done.
- (b) Upon receipt of an application, the department will inspect the area described in the application. The department, in issuing the permit, may impose conditions in such permit to prevent the creation of a forest fire hazard.

(c) In situations as outlined in subsection (1)(e) of this section, the department may notify the appropriate persons, and such person or persons shall be required to obtain a permit for the continued existence of the dumping of such fire hazard. This permit is required to ensure that such dumping does not create a forest fire hazard and outlines required terms and conditions to eliminate or abate any forest fire hazard that may be created by dumping.

(d) A dumping permit shall be effective only under the conditions and for the period stated therein. The department shall have the authority to rescind a permit upon failure to comply with any of the conditions or terms.

(3) Any person who dumps such mill waste or forest debris, without a permit or in violation of a permit, is guilty of a gross misdemeanor and subject to the penalties for a gross misdemeanor under RCW 9A-20.021 and may further be required to remove all materials dumped.

CLOSURE/SUSPENSIONS

NEW SECTION

WAC 332-24-301 INDUSTRIAL RESTRICTIONS. (1) When in the opinion of the Area Manager, for the department's administrative area, weather conditions arise which present a hazard to lands protected by the department, whereby life and property may be endangered, the Area Manager, through the authority granted the department in RCW 76.04.015 and RCW 76.04.325, may designate industrial precaution levels thereby regulating logging, land clearing or other industrial operations which may cause a fire to start on or adjacent to forest lands. The restrictions shall be for periods designated and shall only affect those portions of the state under the administrative jurisdiction of the Area Manager.

(2) In making a decision as to when restrictions or shutdowns should occur, the Area Manager shall utilize available information as to current and projected fire danger, current and projected weather, current fire activity and available resources for fire suppression.

FIRE PROTECTION REGULATIONS

NEW SECTION

WAC 332-24-401 FELLING OF SNAGS. (1) Snags within areas of extreme fire hazard requiring abatement, as defined by WAC 332-24-005(28), shall be felled concurrently with the logging operation, unless:

(a) Such snag contains a visible nest of a species of wildlife designated by the United States Fish and Wildlife Service as threatened or endangered; or

(b) The department, upon written request of the landowner, determines, in writing, that such snag does not represent a substantial deterrent to effective fire control action.

(2) The department may designate, in writing, that additional snags be felled concurrently with the logging operation if, in the department's opinion, they represent a substantial deterrent to effective fire control action, unless such snag contains a visible nest of a threatened or endangered species.

NEW SECTION

WAC 332-24-405 SPARK EMITTING EQUIPMENT REQUIREMENTS. It shall be unlawful for anyone to operate, during the closed season as defined in RCW 76.04.005, any steam, internal combustion, electric engines or any other devices which emit sparks on any forest land or any other place where, in the opinion of the department, fire could be communicated to forest land without first complying with the following requirements for equipment or operations:

(1) Fixed-position machine:

- (a) Two fire extinguishers, each of at least a 5 B C rating;
- (b) An approved exhaust system;
- (c) An appropriately mounted shovel.

(2) Logging railroad locomotive or common carrier locomotive:

- (a) An approved exhaust system;
- (b) Communications between the train and dispatcher for reporting fires to the responsible protection agency;
- (c) Each locomotive shall be followed by a speeder patrol at such times, and in such locations, as designated by the department. The speeder patrol shall be equipped with:

- (i) Two shovels;
- (ii) One pulaski;
- (iii) One adze eye hoe;
- (iv) Two serviceable five gallon backpack pump cans filled with water;

- (v) An approved exhaust system;
- (vi) Communications between the speeder and the dispatcher for reporting fires to the responsible protection agency;
- (vii) One fire extinguisher of at least a 5 B C rating.

(3) Passenger vehicle used for industrial or commercial operations:

- (a) A fire extinguisher of at least a 5 B C rating;
- (b) An approved exhaust system.

(4) Portable power saw:

- (a) A chemical fire extinguisher of at least eight ounce capacity, fully charged and in good working order. The fire extinguisher shall be kept in the immediate possession of the operator;
- (b) An approved exhaust system;

- (c) A shovel, which shall be kept within two minutes round-trip of the operator;

(d) A firewatch shall be required in fire protection zones C and D west side of the Cascade Mountains. A firewatch may also be required in other areas of the state as may be designated by the department in writing.

(5) Spark-emitting engines used for purposes not specifically mentioned herein, which, in the opinion of the department, may cause a forest fire to start, unless equipped with:

- (a) An approved exhaust system;
- (b) One fire extinguisher of at least a 5 B C rating: PROVIDED, that two, three, and four-wheeled motorcycles shall only be required to have an approved exhaust system.

(6) Tractor or mobile machine:

- (a) One fire extinguisher of at least a 5 B C rating;
- (b) An approved exhaust system;
- (c) An appropriately mounted shovel.

(7) Truck or vehicle used for hauling:

- (a) One fire extinguisher of at least a 5 B C rating;
- (b) An approved exhaust system;
- (c) An appropriately mounted shovel.

(8) During yarding, loading, milling, land clearing and right-of-way clearing, there must be kept at each landing, yarding tree, mill or other suitable place designated by the department, two serviceable five gallon backpack pump cans filled with water: PROVIDED, That such operations in fire protection zones C and D on west side of the Cascade Mountains or in other areas of the state as may be designated by the department, in writing, must comply with the following additional requirements:

- (a) A pump truck or pump trailer to be kept on the landing or within five minutes round-trip of the operation;

(b) A firewatch;

(c) Adequate facilities to report a fire to the responsible protection agency within fifteen minutes of detection.

(9) Balloon, skyline and other similar long-line or aerial logging systems with greater than a twelve hundred foot distance between the yarder and tailhold or tailblock unless complying with the following requirements:

(a) Two serviceable five gallon backpack pump cans filled with water at each landing, yarding tree or other suitable place designated by the department;

(b) Portable water supply available and equipped in order to supply water to the furthest extremity of the operation within a maximum of ten minutes from the time of detection. The portable water supply shall contain a minimum of three hundred gallons of water and the complement of accessories and equipment identified in the definition of the pump truck or pump trailer. The portable water supply shall be equipped with a pump capable of delivering twenty gallons per minute, at sufficient pressure, using a one-quarter inch nozzle tip through a fifty foot length of one-inch or one and one-half inch rubber-lined hose. The pump shall be plumbed with a bypass or pressure relief valve. The water supply shall be located and outfitted for immediate use at the landing, and so that it may also be readily lifted and transported by use of the rigging system or cargo hook. Logging systems

which are not capable of lifting the portable water supply and the fire tool kit in one lift must accomplish this in no more than three separate lifts. The fire tool kit shall be packaged and located for ready attachment to the rigging for delivery to the portable water supply while it is in operation. The fire tool kit shall contain:

- (i) Three axes or pulaskis;
- (ii) Six shovels;
- (iii) Six adze eye hoes.
- (c) Firewatch;

(d) Adequate facilities to report a fire to the responsible protection agency within fifteen minutes of detection.

(10) Each helicopter used for yarding, loading and land clearing or slash burning unless equipped and complying with the following:

(a) A VHF radio, maintained in operational use, at frequency 122.9 MHz;

(b) A portable water bucket of the following capacities, with necessary cargo hooks and tripping mechanism for dropping water on a fire, shall be located at the heliport serving the operation;

| <u>External Payload of Helicopter</u> | <u>Minimum Required Bucket Size</u> |
|---|---|
| 780 pounds and below | 50 gallons |
| 781 pounds - 1600 pounds | 100 gallons |
| 1601 pounds - 3900 pounds | 200 gallons |
| 3901 pounds and larger | 300 gallons |

(c) A water source of sufficient capacity readily accessible to allow the bucket to be filled three times without refilling the source. The water source must be located within five minutes round-trip flying time of every part of the operation;

(d) The following sized fire tool kit packaged for ready attachment to the cargo hook and located at the heliport serving the operation:

- (i) Two axes or pulaskis;
- (ii) Three shovels;
- (iii) Three adze eye hoes.

(e) Two fire extinguishers of at least 20 B C rating shall be kept with refueling equipment. They shall be appropriately mounted, suitably marked and available for immediate use.

(11) Railroad track installation and maintenance:

(a) Crews - ten people or less:

(i) A pump truck or pump trailer as defined in WAC 332-24-005(24) PROVIDED, That the water capacity of the pump truck or pump trailer may be less than three hundred gallons, but greater than one hundred and fifty gallons when the unit is capable of producing department-approved high expansion foam;

(ii) One serviceable five gallon backpack pump can;

(iii) Communications between the crew and dispatcher for reporting fires to the responsible protection agency.

(b) Crews - greater than ten people:

(i) A pump truck or pump trailer as defined in WAC 332-24-005(24) that is also capable of producing department-approved high expansion foam;

(ii) A fire tool box containing a minimum of:

- (A) Six pulaskis;
- (B) Six adze eye hoes;
- (C) Six shovels.

(iii) Communications between the crew and dispatchers for reporting fires to the responsible protection agency.

(c) Track welding, cutting and grinding shall be curtailed by not less than a four foot high canvas type curtain, which completely encloses the operation and prevents the escapement of sparks from welding, cutting or grinding.

(12) Prior to beginning operations, all snags, stubs and dead trees over fifteen feet in height shall be cut within fifty feet of each fixed-position machine which will operate for two consecutive days or more in one position.

(a) The ground shall be initially cleared of all flammable debris under four inches in diameter beneath and within ten feet of each fixed-position machine which will operate for two consecutive days or more in one position.

(13) The area around the tail, corner and haul back blocks must be kept clean of all flammable debris under four inches in diameter for a distance of six feet in all directions. Suitable flame-resistant blanket devices may be substituted for the clearing requirement when the six foot diameter area is covered. Each block must be equipped with one serviceable five gallon backpack pump can filled with water, one shovel

and one pulaski. Operations with multiple blocks must have this complement of tools and water within one hundred feet of each block.

(14) It shall be the operator's responsibility to identify points of line rub on cable logging operations during the closed season. If line rub occurs, the operator shall do what is necessary to stop, alleviate or control the line rub in order to prevent fires at these points. Satisfactory means include, but are not limited to:

- (a) Removal of the object which line is rubbing on;
- (b) Changing the logging system;
- (c) Moving the cable location.

(15) The department may designate certain areas which are known to have rapid fluctuations of extreme fire weather and/or concentrations of additional hazards. Operators in such areas may be required to monitor the humidity and/or wind speed and maintain a daily log of such readings. Relative humidity readings and wind speed must be determined and recorded by instruments and methods approved by the department.

The department may further require the operator in such areas to restrict operations when, in the opinion of the department, the recorded readings or current conditions are such that if a fire starts in that area it would probably spread to conflagration proportions regardless of personnel and equipment available for initial fire suppression.

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

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 332-24-411 SUBSTITUTION, REDUCTION OR INCREASE OF REQUIREMENTS. (1) The department may accept serviceable equivalents to any of the requirements in WAC 332-24-405. Such substitutions must be made in writing by the department.

(2) The department may, by written permission, reduce the requirements set forth in WAC 332-24-405 whenever, in the opinion of the department, the operation is of such type or location and/or weather is such that all the requirements are not needed for the protection of life and property.

(3) The department may, in writing, require additional equipment, above the requirements of WAC 332-24-405 for fire protection in those areas known to have rapid fluctuations of extreme fire weather and/or concentrations of additional hazards.

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.

ASSESSMENTS, OBLIGATIONS, FUNDS

NEW SECTION

WAC 332-24-600 FOREST FIRE PROTECTION AND SPECIAL FOREST FIRE SUPPRESSION ACCOUNT MINIMUM ASSESSMENT REFUND PROCEDURE. This section implements the provisions of RCW 76.04.610 and RCW 76.04.630, which provides that an owner of forest land owning two or more parcels, each containing less than thirty acres in a county, may obtain a refund of the assessments paid on all such parcels over one.

(1) The forest landowner must:

(a) Obtain a forest protection assessment refund form from any department office;

(b) Complete refund form per instructions on form;

(c) Pay taxes and assessments to county treasurer and obtain treasurer's signature on refund form to verify assessments have been paid in full;

(d) Mail refund form before December 31 of the year the assessments are due to: Department of Natural Resources, Fire Control Division, Olympia, WA 98504.

(2) The department's fire control division will complete the refund due the landowner, prepare a refund voucher and process for payment through the department's financial services' division. The financial services' division will prepare the refund check and send the check and a copy of the refund voucher to the landowner.

HAZARD ABATEMENT

NEW SECTION

WAC 332-24-650 EXTREME FIRE HAZARD REQUIRING ABATEMENT. A forest landowner shall be absolutely liable for fire suppression costs for any fire that occurs and abatement is required under the following conditions:

(1) Any additional fire hazard within a distance of one hundred feet from the closest edge of the running surface of any state or federal highway, county road or railroad;

(2) Any additional fire hazard within a distance of one hundred feet from the closest edge of the running surface of any other road, as hereinafter defined, that is generally open to and frequently used by the public during periods of fire danger. For the purpose of these rules and regulations, the term "other road" shall be defined as those roads owned or controlled by private individuals, partnerships or corporations, or by public agencies, including, without limitation, the department or the United States Forest Service, and which provide the principal access during periods of fire danger where normal use is seventy-five vehicles or more per week to geographic features of significant public interest and use such as lakes, streams, established viewpoints, lava tubes, ice caves, features of unique geological interest, recreational parks and developments or other facilities intended for frequent public use;

(3) Any additional fire hazard within a distance of two hundred feet, if required in writing by the department, and up to a maximum of five hundred feet, adjacent to public campgrounds, school grounds, other areas of frequent concentrated public use, buildings in use as residences (furnished and being occupied or available for immediate occupancy) and other buildings or structures valued at one thousand dollars or more, which are not owned by the owner of the land upon which such additional fire hazard exists;

(4) The department may identify other specific areas of additional fire hazard, with comparable high risk of ignition and/or a threat to life and property and, upon written notification, require abatement.

NEW SECTION

WAC 332-24-652 EXTREME FIRE HAZARD - EIGHT HUNDRED CONTIGUOUS ACRES. (1) A forest landowner shall be absolutely liable for fire suppression costs for any fire that occurs within an extreme fire hazard created by eight hundred or more contiguous acres of additional fire hazard when:

(a) The additional fire hazard's origin is less than five years, except when:

(i) The material is fifty percent or more Douglas fir by volume, the time of origin shall be less than eight years; or

(ii) The material is fifty percent or more cedar by volume, the time of origin shall be less than twenty years.

(b) Its unisolated compartments comprise eight hundred acres or more regardless of ownership or logging pattern;

(c) Its composition comprises an average tonnage greater than nine tons per acre of material, three inches or less in diameter.

(2) The department may identify additional acres comprising eight hundred acres or more of additional fire hazard extending beyond these limitations of time, with comparable high hazard and/or a threat to life or property and, upon written notification, place absolute liability for fires with the forest landowner(s).

(3) Areas of additional fire hazard will be considered as one contiguous area, unless one of the following conditions are satisfied:

(a) The areas are separated by natural barriers of at least three hundred feet in width at their narrowest point. Natural barriers can include streams, ridge tops and/or areas not comprising an additional fire hazard;

(b) The areas are separated by a constructed barrier as provided in the definition of isolation;

(c) A combination of (a) and (b).

NEW SECTION

WAC 332-24-654 EXTREME FIRE HAZARD - LIABILITY - RESPONSIBILITY. (1) Liability for the existence of an extreme hazard arises upon creation of the extreme hazard. No written notification by the department of its existence is required. Liability shall include any department suppression costs incurred during the act(s) of isolating, reducing or abating the extreme hazard.

(2) The owner(s) and/or person(s) responsible for the existence of an extreme fire hazard requiring abatement, as defined in WAC 332-24-650, shall abate the extreme fire hazard. The obligation to abate shall extend equally to all acreages of the extreme fire hazard, regardless of the number of owner(s) and/or person(s) responsible for its existence. The liability for the existence of the extreme fire hazard continues until the extreme fire hazard is abated.

(3) The owner(s) and/or person(s) responsible for the existence of an extreme fire hazard, as defined in WAC 332-24-652, may isolate and/or reduce the extreme fire hazard to remove the absolute liability associated with its existence. The liability assumed for the existence of the extreme fire hazard shall extend equally to all acreages involved, regardless of owner(s) and/or person(s) responsibility for its existence. Isolation, when used, must be maintained for a period of eight years from creation of the extreme fire hazard, unless the extreme fire hazard is otherwise eliminated prior to that time. Isolation and/or reduction may be performed in any manner consistent with existing statutes, these regulations or as approved in writing by the department.

NEW SECTION

WAC 332-24-656 PREEXISTING HAZARDS. For the purpose of these rules and regulations, the term "additional fire hazard" shall be limited to such hazards created subsequent to January 1, 1969: PROVIDED, That preexisting hazards resulting from operations in stands which contained by gross volume fifty percent or more of cedar shall have a twenty year limitation as to time. With respect to any such preexisting hazards, the owner(s) and/or person(s) responsible may request and the department may approve of alternatives to abating such hazard in lieu of the requirements set forth in WAC 332-24-650. The effective date of this rule will be June 7, 1987.

NEW SECTION

WAC 332-24-658 RECOVERY OF COSTS. The department may, following ten days' notice to the owner(s) and/or person(s) responsible for and extreme fire hazard that must be abated, summarily cause it to be abated, except that broadcast burning shall not be used by the department as an abatement procedure without prior written consent of all the owner(s) and/or person(s) responsible. This summary action may be taken ten days after notice as required by RCW 76.04.660. Obligations for recovery of costs incurred by the department shall be in accordance with RCW 76.04.660 and shall be prorated by the department to the owner(s) and/or person(s) responsible for the extreme fire hazard on the ratio of their acres of involvement to the total acres involved.

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 332-24-660 APPROVED ISOLATION, REDUCTION OR ABATEMENT - RELIEF OF LIABILITY. The owner(s) and/or person(s) responsible for an extreme fire hazard may identify, in writing, the procedures, or the natural or other processes which were taken to abate, isolate or reduce the extreme fire hazard and request the department to declare, in writing, whether the area does or does not constitute an extreme hazard. Absence of such a request on the part of the owner(s) and/or person(s) responsible for an extreme fire hazard will not prejudice their defense in the event of a fire.

As an alternative, the owner(s) and/or person(s) responsible may implement a plan of increased protection, which has received prior written approval of the department, for the specific location.

NEW SECTION

WAC 332-24-900 CAPTIONS - CHAPTER 332-24 WAC. As used in this chapter, subchapter and section captions constitute no part of the law.

REPEALER

The following sections of the Washington Administrative Code are each repealed:

WAC

332-24-001 Invalidity of part of chapter not to affect remainder.

- 332-24-020 Promulgation.
- 332-24-025 Definition.
- 332-24-027 Felling of snags.
- 332-24-055 Definitions.
- 332-24-056 Purpose of rules.
- 332-24-057 Spark emitting equipment regulated.
- 332-24-058 Substitutions and reduction of requirements.
- 332-24-059 Penalties for violation—Work stoppage notice.
- 332-24-060 Definitions.
- 332-24-063 Written burning permit requirements and exceptions.
- 332-24-070 General rules—Outdoor fire for recreational or debris disposal purposes not requiring a written burning permit.
- 332-24-090 Requirements—Outdoor fire for recreational or debris disposal purposes not requiring a written burning permit.
- 332-24-095 Recreation and debris disposal fire requirements—Penalty.
- 332-24-100 Burning permits—Portions of Clark and Skamania counties.
- 332-24-105 Exemptions from burning permit requirements—Parts of Clark and Wahkiakum counties.
- 332-24-10501 Exemptions from burning permit requirements—Parts of Wahkiakum County.
- 332-24-10502 Exemptions from burning permit requirements—Parts of Okanogan County.
- 332-24-150 Exemptions from burning permit requirements.
- 332-24-160 Exemptions from burning permit requirements—Parts of Asotin County.
- 332-24-170 Exemptions from burning permit requirements—Parts of Garfield County.
- 332-24-180 Exemptions from burning permit requirements—Parts of Columbia County.
- 332-24-185 Exemptions from burning permit requirements—parts of Cowlitz County.
- 332-24-185001 Exhibit A—Map.
- 332-24-190 Exemptions from burning permit requirements—Parts of Walla Walla County.
- 332-24-192 Exemptions from burning permit requirements—Parts of Snohomish County.
- 332-24-194 Exemptions from burning permit requirements—Parts of Snohomish and Skagit counties.
- 332-24-196 Exemptions from burning permit requirements—Parts of Pacific and Grays Harbor counties.
- 332-24-197 Burning permits—Extension of burning permit season.
- 332-24-200 Satisfactory clearance of slash.
- 332-24-210 Slash abatement west of the summit of the Cascade Mountains.
- 332-24-220 Slash clearance east of the summit of the Cascade Mountains.
- 332-24-230 Payment to certificate of clearance fund.
- 332-24-310 Rules requiring use of approved spark arresters on railroad locomotives.
- 332-24-320 Definitions.
- 332-24-330 General rules.
- 332-24-340 Penalties.
- 332-24-350 Extension of time for removal of distressed timber.
- 332-24-360 Promulgation.
- 332-24-370 Definitions.
- 332-24-380 Extreme fire hazard requiring abatement.
- 332-24-385 Extreme fire hazard requiring isolation or reduction.
- 332-24-387 Responsibility.
- 332-24-390 Preexisting hazards.
- 332-24-395 Compliance.
- 332-24-410 Recovery of costs.
- 332-24-412 Approved isolation, reduction or abatement.
- 332-24-415 Dumping mill waste, forest debris.
- 332-24-418 Definitions.
- 332-24-420 Creation of fire hazard—Dumping.
- 332-24-430 Fire hazard dumping permits.
- 332-24-440 Illegal dumping—Enforcement penalties.
- 332-24-500 Forest fire protection and special forest fire suppression account minimum assessment refund procedure.

WSR 87-07-001
ATTORNEY GENERAL OPINION
Cite as: AGO 1987 No. 6
[February 27, 1987]

STATUTES—APPROPRIATIONS—COMMUNITY COLLEGES—USE OF BUDGET ACT TO LIMIT DELEGATED AUTHORITY TO FIX COMPENSATION

1. The Legislature may not, through the use of conditions in its biennial appropriation act and without amending permanent statute, eliminate or limit the authority of community college districts to grant salary increases to district employees.

2. The Legislature may use conditions in the biennial appropriation act to limit the use of the funds appropriated in the act, including limits on their use for community college employee salary increase purposes, so long as the legislature does not impair vested contract rights.

3. The Legislature could establish authority to control community college employee salary increases through the biennial budget act, by amending current statutory law.

4. The State Board for Community College Education currently has only a minor role in the enforcement of salary policy for community college employees.

Requested by:

Honorable Daniel K. Grimm, Chair
 House Ways and Means Committee
 426 House Office Building
 Olympia, Washington 98504

WSR 87-07-002
NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD
[Memorandum—March 5, 1987]

The Public Works Board, by motion at its regular meeting on Tuesday, March 3, 1987, has taken the following actions:

NEXT MEETING

The next regular meeting of the Public Works Board will begin at 8:30 a.m. on Tuesday, March 24, 1987, Red Lion Inn, Mercury 7 and 8, 18740 Pacific Highway South, Seattle, (206) 246-8600.

APRIL MEETINGS

The regular meeting of the Public Works Board will begin at 8:30 a.m. on Tuesday, April 7, 1987, Double Tree Inn, Banyan Room, 205 Strander Boulevard, (South Center), Seattle, (206) 246-8220.

The regular meeting of the Public Works Board will begin at 9:30 a.m. on Tuesday, April 21, 1987, Mark 205 Motor Inn, Mark Center - 1 Quad, 221 N.E. Chkalov Drive, Vancouver, Washington, (206) 256-7044.

WSR 87-07-003

ADOPTED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Order 87-08—Filed March 5, 1987]

I, Richard A. Davis, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to contractor compliance infractions, chapter 296-200 WAC, which rules include definitions, filing suits, procedures for issuance of infraction, mailing infractions, hearings, representation by counsel, contested hearings, case evidence, appeals and fines.

This action is taken pursuant to Notice No. WSR 86-22-061 filed with the code reviser on November 5, 1986. 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 18.27 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 March 5, 1987.

By Richard A. Davis
Director

AMENDATORY SECTION (Amending Order 86-31, filed 9/17/86)

WAC 296-200-340 RIGHT TO CONTESTED HEARING—PLACE TO FILE. If a contractor desires to contest the notice of infraction issued, the contractor shall file two copies of a notice of appeal with the department at the office designated on the notice of infraction, within twenty days of issuance of the infraction. The contractor shall also be required to post an appeal bond of two hundred dollars with the notice of appeal payable to the ((office of administrative hearings)) department. The appeal bond shall be applied to the administrative costs of conducting the appeals of notices of infractions. If the appealing contractor prevails at a contested hearing, then the appeal bond shall be returned to the contractor.

AMENDATORY SECTION (Amending Order 86-31, filed 9/17/86)

WAC 296-200-350 ADMINISTRATIVE LAW JUDGE SHALL PRESIDE IN CONTESTED HEARINGS. A notice of infraction when contested, shall be heard before and determined by an administrative law judge from the office of administrative hearings. The administrative law judge shall conduct hearings in these cases at locations in the county where the infraction occurred. The parties shall have the right to apply to the ((chief)) administrative law judge for a change of venue where the interests of justice would be served.

AMENDATORY SECTION (Amending Order 86-31, filed 9/17/86)

WAC 296-200-370 CONTESTED CASES—NOTICE—HEARING—SUMMARY ORDERS—INFORMAL DISPOSITION—RECORD—FINDINGS OF FACT. The hearings shall be conducted in accordance with chapter 34.04 RCW and chapter 10-08 WAC.

(1) ((In any contested case all parties shall be afforded an opportunity for hearing after not less than twenty days' notice, but no hearing shall be required until the hearing is demanded unless other statutory provisions or agency rules provide otherwise. The notice shall include:

(a) A statement of the time, place, and nature of the proceeding;

(b) A statement of the legal authority and jurisdiction under which the hearing is to be held;

(c) A reference to the particular sections of the statutes and rules involved;

(d) A short and plain statement of the matters asserted. If the agency or other party is unable to state the matters in detail at the time the notice is served, the initial notice may be limited to a statement of the issues involved. Thereafter upon request a more definite and detailed statement shall be furnished.

(2) Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

(3) Unless precluded by law, informal disposition may also be made of any contested case by stipulation, agreed settlement, consent order, or default.

(4) The record in a contested case shall include:

(a) All pleadings, motion, intermediate rulings;

(b) Evidence received or considered;

(c) A statement of matters officially noticed;

(d) Questions and offers of proof, objections, and ruling thereon;

(e) Proposed findings and exceptions;

(f) Any decision, opinion, or report by the officer presiding at the hearing.

(5) Oral proceedings shall be tape recorded for the purposes of agency decision pursuant to RCW 34.04.110, as now or hereafter amended, rehearing, or court review. A copy of the record or any part thereof shall be transcribed and furnished to any party to the hearing upon request therefor and payment of the reasonable costs thereof.

(6) Findings of fact shall be based exclusively on the evidence and on matters officially noticed.

(7) The administrative law judge shall:

(a) Administer oaths and affirmations, examine witnesses, and receive evidence, and no person shall be compelled to divulge information which he could not be compelled to divulge in a court of law;

(b) Issue subpoenas as provided in RCW 34.04.105;

(c) Rule upon offers of proof and receive relevant evidence;

(d) Take or cause depositions to be taken pursuant to superior court rules, and no person shall be compelled to divulge information which he could not be compelled to

~~divulge by deposition in connection with a court proceeding;~~

~~(e) Regulate the course of the hearing;~~

~~(f) Hold conferences for the settlement or simplification of the issues by consent of the parties;~~

~~(g) Dispose of procedural requests or similar matters;~~

~~(h) Issue summary orders;~~

~~(i) Make proposed decisions and orders pursuant to RCW 34.04.110;~~

~~(j) Take any other action authorized by the department rule consistent with this chapter.~~

~~(8) The burden of proof is on the department to establish the commission of the infraction by a preponderance of the evidence.~~

~~(9) The administrative law judge shall issue findings of fact and conclusions of law in the judge's decision and order determining whether the infraction was committed.~~

~~(10) The director shall review the proposed decision and order of the administrative law judge and determine whether the order is correct. The director shall have twenty days in which to issue a final decision and order. If the director does not act to modify or change the proposed decision and order of the administrative law judge then the proposed decision and order of the administrative law judge shall become the final appealable order of the department.~~

~~(11) The department's final order shall be appealable.) An appeal from the administrative law judges' determination or order shall be to the superior court pursuant to chapter 34.04 RCW.~~

WSR 87-07-004

ATTORNEY GENERAL OPINION

Cite as: AGO 1987 No. 5

[March 6, 1987]

TAXATION—REAL ESTATE CONTRACT—TAXABILITY OF DECLARATION OF FORFEITURE

RCW 82.20.010 which imposes a tax upon certain conveyances does not apply to declarations of forfeiture recorded pursuant to chapter 61.30 RCW.

Requested by:

Honorable Paul Klasen
Prosecuting Attorney
P.O. Box 37
Ephrata, WA 98823

WSR 87-07-005

ATTORNEY GENERAL OPINION

Cite as: AGO 1987 No. 7

[March 5, 1987]

STATE—HIGHER EDUCATION COORDINATING BOARD—DELEGATION OF AUTHORITY TO EXECUTIVE DIRECTOR

The Higher Education Coordinating Board may not delegate to its executive director the authority to adopt rules.

The Board may delegate authority to its executive director to administer the administrative or ministerial but not the discretionary functions described in the degree authorization act contained in chapter 28B.85 RCW.

Requested by:

Honorable A. Robert Thoeny
Executive Director
Higher Education Coordinating Board
908 East Fifth Avenue, EW-11
Olympia, Washington 98504

WSR 87-07-006

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 87-12—Filed March 6, 1987]

I, Joseph R. Blum, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, Joseph R. Blum, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is this regulation is needed for conservation of halibut and is adopted at the recommendation of the International Pacific Halibut Commission.

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 March 6, 1987.

By Judith Merchant
for Joseph R. Blum
Director

NEW SECTION

WAC 220-56-24500A HALIBUT—SIZE AND BAG LIMIT. Effective 12:01 a.m., March 9, 1987, until further notice, the daily bag limit of Pacific halibut is two fish not less than 30 inches in length. The possession limit is the same as the daily bag limit. It is unlawful to possess halibut less than 30 inches in length.

WSR 87-07-007
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 87-13—Filed March 6, 1987]

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

I, Joseph R. Blum, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is harvestable numbers of whiting 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 March 6, 1987.

By Judith Merchant
 for Joseph R. Blum
 Director

NEW SECTION

WAC 220-48-01500Y PACIFIC WHITING Notwithstanding the provisions of WAC 220-48-015, effective immediately until further notice it is unlawful to fish for or possess Pacific whiting taken for commercial purposes from Puget Sound Marine Fish-Shellfish Management and Catch Reporting Areas 24B, 24C, or 26A except as provided for in this section:

Areas 24B and 26A - Open 9:00 a.m. to 3:00 p.m. March 10, 1987.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-48-01500X PACIFIC WHITING TRAWL CLOSURE. (87-06)

WSR 87-07-008
ADOPTED RULES
LIQUOR CONTROL BOARD

[Order 214, Resolution No. 223—Filed March 10, 1987]

Be it resolved by the Washington State Liquor Control Board, acting at the Capital Plaza Building, 1025 East Union Avenue, 5th Floor, Olympia, WA 98504, that it does adopt the annexed rules relating to:

Amd WAC 314-36-020 Liquor importation—General.

Amd WAC 314-36-100 Removal of liquor.
 Amd WAC 314-36-110 Release of liquor.
 Amd WAC 314-36-150 Special importation permit.

This action is taken pursuant to Notice No. WSR 87-04-063 filed with the code reviser on February 4, 1987. 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 Liquor Control Board as authorized in RCW 66.08.030 (1) and (2).

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 March 10, 1987.

By L. H. Pedersen
 Chairman

AMENDATORY SECTION (Amending Order 5, filed 8/7/69, effective 9/8/69)

WAC 314-36-020 LIQUOR IMPORTATION—GENERAL. No liquor shall be imported into this state unless such liquor be consigned to the Washington state liquor control board; or unless such liquor be consigned to a holder of a liquor importer's license and delivered at a public storage warehouse authorized by the Washington state liquor control board to store liquor, or at the warehouse of the holder of the liquor importer's license in those cases where the board has authorized storage at such warehouse. No carrier shall accept or deliver liquor except in accordance with this regulation: **PROVIDED, HOWEVER,** That this regulation shall not apply to importations of beer by the holder of a beer importer's license made under such license, nor to importations of alcohol, malt and other materials containing alcohol made by a manufacturer under the special permit authorized by ~~((section 12, subdivision (d) of the Washington State Liquor Act ()))~~ RCW 66.20.010(~~(3)~~) (2), nor to importations of wine by the holder of a wine importer's license made under such license.

AMENDATORY SECTION (Amending Order 5, filed 8/7/69, effective 9/8/69)

WAC 314-36-100 REMOVAL OF LIQUOR. No liquor (except beer and wine) shall be removed from any storage warehouse, either public or private, except for sale and delivery to the board or for export from the state, or for delivery to persons, firms or corporations holding manufacturer's importation permits authorized by ~~((section 12, subdivision (d) of the Washington State Liquor Act ()))~~ RCW 66.20.010(5)(~~(3)~~): **PROVIDED, HOWEVER,** That liquor may be removed from an authorized private liquor storage warehouse to a public storage warehouse, or may be removed from one authorized public storage warehouse to another authorized public storage warehouse, or may be removed from an authorized public storage warehouse to the authorized

private liquor storage warehouse of the owner of the liquor. Liquor importers may remove liquor for sample purposes only, but only after permission thereto has been specifically granted by the board or its accredited representatives. Any and all removals of liquor must be made in full compliance with the Washington state liquor ~~((Act))~~ laws, Title 66 RCW (Alcoholic beverage control), and the rules and regulations of the board.

AMENDATORY SECTION (Amending Order 5, filed 8/7/69, effective 9/8/69)

WAC 314-36-110 RELEASE OF LIQUOR. No public storage warehouse shall release any liquor, except beer or wine, for delivery to anyone other than the Washington state liquor control board or for shipment to a consignee outside the state of Washington, or for delivery to another authorized public storage warehouse, or to the authorized private liquor storage warehouse of the owner of the liquor, or to persons, firms or corporations holding manufacturer's importation permits authorized by ~~((section 12, subdivision (d) of the Washington State Liquor Act ()))~~ RCW 66.20.010(5)((~~+~~)): PROVIDED, HOWEVER, That liquor may be delivered to liquor importers for sample purposes under such conditions as the board may from time to time prescribe, and may be delivered to holders of liquor importer's licenses for export under ~~((regulation (88) of these regulations))~~ WAC 314-36-010.

AMENDATORY SECTION (Amending Rule 102, filed 6/13/63)

WAC 314-36-150 SPECIAL IMPORTATION PERMIT. Each manufacturer holding a special permit under ~~((section 12(d) of the Washington State Liquor Act ()))~~ RCW 66.20.010(5)((~~+~~)) to import alcohol, malt and other materials containing alcohol to be used in the manufacture of liquor or other products, shall notify the board of the location of their principal office within the state, at which office shall be kept full and complete records of all transactions pertaining to the importation of alcohol, malt and other materials containing alcohol and the disposition thereof, in a form approved by the board.

WSR 87-07-009

ADOPTED RULES

DEPARTMENT OF REVENUE

[Order PT 87-3—Filed March 10, 1987]

I, William R. Wilkerson, director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- New WAC 458-30-500 Definitions.
- New WAC 458-30-510 Creation of district—Protest—Final assessment roll.
- New WAC 458-30-520 Notification of district—Certification by assessor—Estimate by district.
- New WAC 458-30-530 Notification of owner.
- New WAC 458-30-540 Waiver.
- New WAC 458-30-550 Exemption—Removal.

- New WAC 458-30-560 Partial assessment—Computation.
- New WAC 458-30-570 Connection subsequent to final assessment roll—Interest—Connection charge.
- New WAC 458-30-580 Rate of inflation—When published—Calculation.
- New WAC 458-30-590 Rates of inflation.

This action is taken pursuant to Notice No. WSR 87-01-040 filed with the code reviser on December 15, 1986. 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 84.34.360 which directs that the Department of Revenue has authority to implement the provisions of RCW 84.34.300 through 84.34.380.

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 March 9, 1987.

By Trevor W. Thompson
Assistant Director

NEW SECTION

WAC 458-30-500 DEFINITIONS. For the purposes of WAC 458-30-500 through 458-30-590, unless otherwise required by the context:

- (1) "Farm and agricultural land" means that land classified by the assessor, prior to creation of the district, as farm and agricultural under chapter 84.34 RCW.
- (2) "Local government" means any city, town, county, sewer district, water district, public utility district, port district, irrigation district, flood control district, or any other municipal corporation, quasi-municipal corporation, or other political subdivision authorized to levy special benefit assessments for sanitary and/or storm sewerage systems, domestic water supply and/or distribution systems, or road construction or improvement purposes.
- (3) "District" means any local improvement district, utility local improvement district, local utility district, road improvement district or any similar unit created by a local government for the purpose of levying special benefit assessments against property specially benefited by improvements relating to such districts.
- (4) "Owner" means the party or parties having the fee interest in land, except that where land is subject to real estate contract, "owner" means the contract vendee.
- (5) The term "average rate of inflation" means the annual rate of inflation as adopted each year by the department of revenue according to WAC 458-30-580 averaged over the period of time as provided in WAC 458-30-550 and 458-30-570.
- (6) "Special benefits assessments" means special assessments levied or capable of being levied in any local improvement district or otherwise levied or capable of being levied by a local government to pay for all or part of the costs of a local improvement and which may be levied only for the special benefits to be realized by property by reason of that local improvement.

(7) "Connection charge" or "charge for connection" is the charge required to be paid to the district for connection to the service as opposed to the assessment based upon the benefits derived.

NEW SECTION

WAC 458-30-510 CREATION OF DISTRICT—PROTEST—FINAL ASSESSMENT ROLL. RCW 84.34.320 requires local government officials to take certain steps upon "creation" of a district. This section defines when a district shall be deemed to have been "created."

(1) For districts outside of cities, a district shall be considered created upon its actual adoption at the required hearing.

(2) For districts within cities, creation shall occur thirty days after the passage of the ordinance ordering the improvement, thereby allowing the protest period set forth in RCW 35.43.180.

(3) For districts within cities, a protest may be filed with the city or town council within thirty days from the date of passage of the ordinance ordering the improvement and the creation of the district can be prevented by property owners within said district whose combined payments for its creation shall be equal to or exceed sixty percent of the cost of the improvement. For all other districts the creation of the district can be prevented by the opposition of property owners within said district whose combined ownership of property is equal to or greater than forty percent of the area included in the district.

(4) For those districts which have annual assessment roll hearings on capital assessments, the final assessment roll will be said to be "adopted" upon confirmation of the roll at the hearing in the first year.

NEW SECTION

WAC 458-30-520 NOTIFICATION OF DISTRICT—CERTIFICATION BY ASSESSOR—ESTIMATE BY DISTRICT. (1) Immediately upon creation of a district the local government shall notify the county assessor and legislative authority of the county in which the district is located of said creation.

(2) Upon notification of the creation of a district, the county assessor shall certify in writing to the district the status of land within the created district which is classified as farm and agricultural land.

(a) If there is no farm and agricultural land within the district, the county assessor shall certify this to the district.

(b) If there is land within the district classified as farm and agricultural, the county assessor shall certify which land is classified as such by providing parcel numbers and legal descriptions of such property.

(c) If any owner of land within the created district has timely filed, as of January 1st, an application for current use assessment as farm and agricultural land and no action has been taken on it, the county assessor will indicate to the district the status of that pending application and take immediate action to render a decision for its

approval or denial. The county assessor shall also indicate to the district that any decision is appealable under RCW 84.34.035 and that the classification as farm and agricultural land would become effective as of the initial filing date, January 1.

(d) If the legislature extends the filing date for applying for classification as farm and agricultural land, those applications approved will receive their status as of January 1 of the filing year.

(3) The district, upon receipt of the assessor's certification above, shall notify the assessor and the legislative authority of:

(a) The extent to which classified lands may be subject to a partial assessment for connection of improvements to the service provided. Said estimate will be based upon WAC 458-30-560.

(b) The confirmation and approval of the special benefit assessment roll. Said confirmation shall include the lands exempted from assessment and the amounts which would have been levied if the land had not been exempt.

(4) The assessor shall provide notice to the district when any exempt land is removed from classification as farm and agricultural land.

NEW SECTION

WAC 458-30-530 NOTIFICATION OF OWNER. The county assessor, upon receiving notice of the creation of such a district, shall notify the owner of the farm and agricultural lands as shown on the current assessment rolls. Such notification shall be made on forms approved by the department of revenue and shall contain the following:

(1) Notice of the creation of the district.

(2) Notice of the exemption of that land from special benefit assessments.

(3) Notice that the farm and agricultural land will become subject to the special benefit assessments if the owner waives the exemption by filing a notarized document with the governing body of the local government creating the district before the confirmation of the final special benefit assessment roll.

(4) Notice of potential liability if the exemption is not waived and the land is subsequently removed from the farm and agricultural land status.

(5) The portion of his land measured as his benefited "residence" as provided in WAC 458-30-560 will be assessed for benefits received.

(6) If the owner connects to the system, he shall be liable for the connection charge.

(7) If the owner connects to the system at a time later than when the district is initially created and assessed, he will be liable for the amounts as calculated in WAC 458-30-570.

(8) The property owner shall have the right of appeal as is guaranteed any other property owner within the district.

NEW SECTION

WAC 458-30-540 WAIVER. (1) The owner of the land exempted from special benefit assessments may waive that exemption by filing a notarized statement to

that effect with the local government creating the district. Said statement must be filed prior to confirmation of the final special benefit assessment roll.

(2) A copy of said waiver shall be filed by the local government with the county assessor and the county legislative authority, but the failure of such filing shall not affect the waiver.

NEW SECTION

WAC 458-30-550 EXEMPTION—REMOVAL.

(1) If the owner of land classified as farm and agricultural land wishes to remain exempt and pay no assessment for the improvements made by creation of the district, it shall require no further action on his part. The status of his property will not change and it will not be included on the assessment roll.

(2) If the owner of such exempt land chooses to remain exempt and then at some future date his land is removed or withdrawn from classification as farm and agricultural, he will be subject to immediate payment of the amount of the total special benefit assessment listed in the notice provided for in RCW 84.34.320 in the following manner:

(a) If the bonds used to fund the improvement have not been completely retired at the time his land is removed from classification, he will be liable for:

- (i) The amount of the special benefit assessment, plus;
- (ii) Interest on that amount, compounded annually at a rate equal to the average rate of inflation from the time the initial notice is filed by the governmental entity which created the district to the time the owner withdraws such land from the exemption category.

(b) If the bonds used to fund the improvement in the district have been completely retired when his land is removed from classification, he shall immediately become liable for:

- (i) The amount of the special benefit assessment, plus;
- (ii) Interest on that amount compounded annually at a rate equal to the average rate of inflation from the time the initial notice is filed to the time the bonds used to fund the improvement have been retired, plus;
- (iii) Interest on the total amount of (i) and (ii) at a simple per annum rate equal to the average rate of inflation from the time the bonds used to fund the improvement have been retired to the time the owner withdraws such land from the exemption category.

(3) If property is withdrawn from farm and agricultural classification and has been partially assessed for connection to a sewer and/or water system, credit for the amount paid shall be given when computing the liability for withdrawal.

NEW SECTION

WAC 458-30-560 PARTIAL ASSESSMENT—COMPUTATION. A portion of land classified as farm and agricultural land (and therefore usually exempt from special benefit assessments) shall be subject to special benefit assessment if it is actually connected to the domestic water system or sewerage facilities or for access to a road improvement. The amount of special benefit assessment shall be calculated in one of the following

manners, whichever complies with the method used by the district for assessing. If any method has more than one manner to calculate the assessment, the district shall use whichever manner results in the least cost to each property owner, regardless of the owner's property holdings and/or exempt status. The district shall provide the owner of such property with a written estimate of the partial assessment as determined from the following methods:

(1) Sanitary and/or storm sewerage service or domestic water service.

(a) Square foot method: If the assessment for the special benefit assessment is determined on a square footage basis, the assessable portion of the exempt land shall be determined as follows:

Calculate the square footage of the residential area, i.e., the "main dwelling." This area shall include all those facilities normally found on a residential lot such as a garage or carport, driveway, front and back yards, etc. Also included in the area shall be any buildings or facilities which are directly benefited by actual connection to the improvement. (For example: A dairy barn connected to a sewer or water system.)

(b) Front foot method: If the method of assessment for the special benefit assessment is determined on a front footage basis, the assessable portion of the exempt land shall be determined in one of the following manners:

(i) Calculate the square footage for the residential area in the same manner as the square foot method. The measurement of the entire "residence," including other buildings connected, in square feet shall then be converted into an area of a perfect square. The calculated square will then be used as the unit to be charged for special benefit assessment. One side of the square will be used as front footage.

(ii) Take the average front footage of all nonexempt properties within the district and use that figure to assess the portion of otherwise exempt property for the special benefit assessment, i.e., add up all the nonexempt front footage relevant to the improvement and divide by the number of nonexempt properties within the district.

(c) Zone—termini method: If the method of assessment for the special benefit assessment is determined on a zone—termini basis, the assessable portion of the exempt land shall be determined in one of the following manners:

(i) Convert the square foot area of the residence to a square as in front foot method. Use this square as the zone for assessing the portion of otherwise exempt property for the special benefit assessment.

(ii) Take the average width and depth (length) of all nonexempt properties within the district and use this average to create a rectangular unit as the zone for assessing the portion of otherwise exempt property for the special benefit assessment. Example: (A) Add up all nonexempt front footage relevant to the improvement and divide by the number of nonexempt properties within the district. This will be the measurement of the width of the zone. (B) Add up the depths (lengths) of all nonexempt properties within the district and divide by the

number of nonexempt properties within the district. This will be the measurement of the depth of the zone.

(d) Equivalent residential unit method (ERU): The ERU method shall be used in the same manner as it is used on all other properties within the district. The value to be determined based on the amount of benefit derived or, when appropriate, the degree of contribution to the service, such as drainage or sewer. This amount shall be measured for all uses of property, i.e., if a dairy barn uses a greater amount of water or contributes a greater amount of sewerage than the normal residential unit, it shall be classified as more than one ERU and shall be charged a proportionately greater amount.

(e) Combined methods: In districts which make assessments using a combination of two or more methods (i.e., an assessment based on a front footage charge plus \$.02 per square foot), the procedures for determining the assessable portion of previously exempt property shall be the same as those outlined above.

(2) Road construction and/or improvements. If the property is provided access to the constructed or improved road, the assessment will be based upon the percentage of current use value to true and fair value as evidenced by the last property tax assessment roll as equalized by the county board of equalization to what the assessment would have been if the owner had waived the exemption, i.e., if the current use value is forty-five percent of its true and fair value, then the assessable portion shall be forty-five percent of the amount it would have been had the owner waived the exemption.

NEW SECTION

WAC 458-30-570 CONNECTION SUBSEQUENT TO FINAL ASSESSMENT ROLL—INTEREST—CONNECTION CHARGE. (1) If at some date after the assessment roll has been approved the owner of property exempt from special benefit assessments under current use farm and agricultural classification wishes to connect to water and/or sewer systems and/or road improvements provided by special benefit assessment, he will be liable for the foregone assessments as determined by WAC 458-30-560 including interest but not penalties. In addition to this amount, he shall make the annual payment required for all years following the connection.

(2) In addition to assessments in subsection (1) of this section, he will also be liable for the cost of connection.

NEW SECTION

WAC 458-30-580 RATE OF INFLATION—WHEN PUBLISHED—CALCULATION. For computing the interest used for withdrawal from classification as farm and agricultural land, as required by WAC 458-30-550, the department of revenue will publish each year an annual rate of inflation. The rate will be based upon the implicit price deflator for personal consumption expenditures calculated by the United States Department of Commerce. The rate will be published by December 31st of each year and will apply to all withdrawals which occur in the following year. An owner

will become liable for the interest from the time of creation of the district to the time of withdrawal. If more than one year is involved, the rates of inflation published by the department of revenue for all years involved shall be averaged together to find the average annual rate of inflation to be used in calculating the assessment for withdrawal. The interest shall take effect on the date the action which warrants the charge as provided for in WAC 458-30-550 is taken. Interest for withdrawal will be calculated for only those years and months in which the property was classified as exempt, i.e., if a property was withdrawn July 1, 1983, and the district was created in January 1980, the interest would be calculated using the inflation rates given for 1980, 1981, 1982, and 1983. In the year of withdrawal the interest would be calculated for only six months, January-July, those months in which the property was classified as exempt.

NEW SECTION

WAC 458-30-590 RATES OF INFLATION. The rates of inflation to be used for calculating the interest as required by WAC 458-30-550 are as follows:

| | | | | | |
|------|-----|------|------|------|-----|
| 1976 | 5.7 | 1980 | 10.7 | 1984 | 3.8 |
| 1977 | 6.5 | 1981 | 9.2 | 1985 | 3.5 |
| 1978 | 7.3 | 1982 | 5.7 | 1986 | 2.1 |
| 1979 | 9.2 | 1983 | 4.1 | | |

WSR 87-07-010

NOTICE OF PUBLIC MEETINGS DEPARTMENT OF LICENSING (Board of Medical Examiners)

[Memorandum—March 5, 1987]

There has been a change in the location of the September 25, 1987, Board of Medical Examiners meeting:

Yakima Towne Plaza
Yakima, Washington

WSR 87-07-011

EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 87-14—Filed March 10, 1987]

I, Joseph R. Blum, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, Joseph R. Blum, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is harvestable numbers of 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 March 10, 1987.

By Judith Merchant
for Joseph R. Blum
Director

NEW SECTION

WAC 220-57-16000F COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160:

(1) *Effective immediately until March 31, 1987, Bag Limit A - when fishing from the North Jetty at the mouth of the Columbia River.*

(2) *Effective immediately through March 15, 1987, Bag Limit A - downstream from the Highway 12 Bridge at Pasco to the Interstate 5 Bridge.*

(3) *Effective March 16 through March 31, 1987, Bag Limit C - downstream from the Highway 12 Bridge at Pasco to the Interstate 5 Bridge.*

WSR 87-07-012
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed March 11, 1987]

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 Medicaid qualifying trusts, new WAC 388-92-041.

It is the intention of the secretary to adopt these rules on an emergency basis on May 1, 1987;

that the agency will at 10:00 a.m., Wednesday, April 22, 1987, in the Auditorium, OB-2, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on April 23, 1987.

The authority under which these rules are proposed is RCW 74.08.090.

The specific statute these rules are intended to implement is chapter 74.09 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 22, 1987.

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

Leslie F. James, Director
Administrative Services
Department of Social and Health Services
Mailstop OB 39
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact Administrative Regulations Section, State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by April 8, 1987. The meeting site is in a location which is barrier free.

Dated: March 11, 1987
By: Leslie F. James, Director
Administrative Services

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: New section WAC 388-92-041.

Purpose: To implement federal requirements on Medicaid qualifying trusts, section 9506 of COBRA and section 9401(c) of H.R. 5300.

Reason: Required by federal law.

Statutory Authority: RCW 74.08.090.

Summary: Defines a Medicaid qualifying trust. The amount deemed to be available to the client from the trust is the greatest allowed by the trust. Sets up conditions under which the regulations do and don't apply. The department shall waive the regulations for good cause.

Person Responsible for Drafting, Implementation and Enforcement of the Rule: Jim Sparks, Program Manager, Division of Medical Assistance, mailstop HB-41, phone 753-7316.

Rules are proposed by DSHS.

These rules are necessary as a result of a federal law, section 9506 of COBRA and section 9401(c) of H.R. 5300.

No economic impact statement is required under the Regulatory Fairness Act.

NEW SECTION

WAC 388-92-041 MEDICAID QUALIFYING TRUSTS. (1) A Medicaid qualifying trust is a grantor trust, or other similar legal device, set up by the client (or spouse) under which:

(a) The client may be the beneficiary of all or part of the payments from the trust; and

(b) The distribution of such payments is determined by one or more trustees; and

(c) The trustees are permitted to use discretion with respect to the distribution to the client.

(2) The amount deemed to be available to the client from the trust is the greatest amount of payments permitted to be distributed under the terms of the trust.

(3) This section shall apply:

(a) Whether or not the Medicaid qualifying trust:

(i) Is irrevocable; or

(ii) Is established for purposes other than to establish eligibility for medical assistance.

(b) Whether or not the trustees actually use the discretion permitted by the trust.

(4) The department shall waive the requirements of this section if undue hardship exists. Each case involving a Medicaid qualifying trust shall be evaluated on an individual basis to decide if undue hardship exists. Undue hardship shall include but not be limited to situations in which:

(a) The trustee has refused to disburse the funds from the trust and the client has filed and is actively pursuing litigation to require the trustee to disburse said funds; or

(b) The client would be forced to go without life sustaining services because trust funds are not made available to pay for the services.

(5) This section shall not apply to any trust or initial trust decree established:

- (a) Prior to April 7, 1986; and
- (b) Solely for the benefit of a mentally retarded client who lives in an intermediate care facility for the mentally retarded.

PUBLIC EMPLOYEES RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

WSR 87-07-013
ADOPTED RULES
DEPARTMENT OF RETIREMENT SYSTEMS
[Order 87-1—Filed March 11, 1987]

I, Robert L. Hollister, Jr., director of the Department of Retirement Systems, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 415-02 WAC entitled actuarial tables, schedules and factors, includes the tables, schedules and factors currently being used by the department in calculating retirement benefits.

This action is taken pursuant to Notice No. WSR 87-03-049 filed with the code reviser on January 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 41.04.050, 41.26.060, 41.32.150, 41.40.065 and 43.43.200 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED February 24, 1987.

By Robert L. Hollister, Jr.
Director

AMENDATORY SECTION (Amending Order 86-2, filed 6/10/86)

WAC 415-02-090 ACTUARIAL TABLES, SCHEDULES, AND FACTORS. This chapter contains the tables, schedules, and factors adopted by the director of the department of retirement systems pursuant to the authority granted by RCW 41.04.050, 41.26.060, 41.32.150, 41.40.065, and 43.43.200 for calculating optional retirement allowances of members of retirement systems administered by the director. These tables, schedules, and factors were adopted by the director upon the recommendation of and in light of the findings of the state actuary in his regular actuarial investigation into the mortality, service, compensation, and other experience of the members and beneficiaries of such retirement systems. The tables, schedules, and factors contained in this chapter shall govern the retirement allowances only of members retiring during the period from April 12, 1986 until such time as these tables, schedules, and factors are amended by the director following the next actuarial investigation conducted by the state actuary. The retirement allowances of members retiring before April 12, 1986 shall continue to be governed by the tables, schedules, and factors in effect at the time of each member's retirement. Any new tables, schedules, and factors adopted by the director in the future shall govern retirement allowances only of members retiring after the adoption of such new tables, schedules, and factors.

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| | 1 | | .9918 |
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| | 3 | | .9755 |
| | 4 | | .9674 |
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| | 9 | | .6251 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN I
 EARLY RETIREMENT FACTORS

| | |
|-----|-------|
| 10 | .6200 |
| 11 | .6149 |
| 5 0 | .6099 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN I OPTION 1
 MONTHLY BENEFIT per \$1.00 of ACCUMULATION

| | |
|----|----------|
| 20 | .0058390 |
| 21 | .0058513 |
| 22 | .0058643 |
| 23 | .0058783 |
| 24 | .0058931 |
| 25 | .0059089 |
| 26 | .0059257 |
| 27 | .0059437 |
| 28 | .0059629 |
| 29 | .0059833 |
| 30 | .0060051 |
| 31 | .0060283 |
| 32 | .0060531 |
| 33 | .0060796 |
| 34 | .0061078 |
| 35 | .0061380 |
| 36 | .0061702 |
| 37 | .0062045 |
| 38 | .0062412 |
| 39 | .0062804 |
| 40 | .0063221 |
| 41 | .0063665 |
| 42 | .0064135 |
| 43 | .0064633 |
| 44 | .0065160 |
| 45 | .0065717 |
| 46 | .0066304 |
| 47 | .0066925 |
| 48 | .0067579 |
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| 61 | .0080549 |
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| 63 | .0083669 |
| 64 | .0085413 |
| 65 | .0087297 |
| 66 | .0089334 |
| 67 | .0091538 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN I OPTION 1
 MONTHLY BENEFIT per \$1.00 of ACCUMULATION

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|----|----------|
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| 69 | .0096493 |
| 70 | .0099272 |
| 71 | .0102271 |
| 72 | .0105505 |
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| 74 | .0112743 |
| 75 | .0116781 |
| 76 | .0121122 |
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| 79 | .0136149 |
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| 82 | .0154658 |
| 83 | .0161717 |
| 84 | .0169230 |
| 85 | .0177167 |
| 86 | .0185452 |
| 87 | .0193974 |
| 88 | .0202596 |
| 89 | .0211126 |
| 90 | .0219458 |
| 91 | .0227413 |
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| 93 | .0241825 |
| 94 | .0248232 |
| 95 | .0254146 |
| 96 | .0259627 |
| 97 | .0264737 |
| 98 | .0269527 |
| 99 | .0274037 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS

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|---|----|--------|
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| | 2 | .9826 |
| | 3 | .9740 |
| | 4 | .9653 |
| | 5 | .9566 |
| | 6 | .9479 |
| | 7 | .9393 |
| | 8 | .9306 |
| | 9 | .9219 |
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| | 11 | .9046 |
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| | 1 | .8883 |
| | 2 | .8806 |
| | 3 | .8730 |
| | 4 | .8654 |
| | 5 | .8578 |
| | 6 | .8501 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM

PLAN II

EARLY RETIREMENT FACTORS

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|---|----|-------|
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| | 5 | .7708 |
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| | 7 | .7574 |
| | 8 | .7507 |
| | 9 | .7439 |
| | 10 | .7372 |
| | 11 | .7305 |
| 3 | 0 | .7238 |
| | 1 | .7179 |
| | 2 | .7119 |
| | 3 | .7060 |
| | 4 | .7000 |
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| | 7 | .6822 |
| | 8 | .6763 |
| | 9 | .6704 |
| | 10 | .6644 |
| | 11 | .6585 |
| 4 | 0 | .6525 |
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| | 5 | .6262 |
| | 6 | .6210 |
| | 7 | .6157 |
| | 8 | .6104 |
| | 9 | .6052 |
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| | 11 | .5946 |
| 5 | 0 | .5894 |
| | 1 | .5847 |
| | 2 | .5800 |
| | 3 | .5753 |
| | 4 | .5707 |
| | 5 | .5660 |
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| | 7 | .5566 |
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| | 9 | .5473 |
| | 10 | .5426 |
| | 11 | .5379 |
| 6 | 0 | .5332 |
| | 1 | .5291 |
| | 2 | .5249 |
| | 3 | .5207 |
| | 4 | .5166 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM

PLAN II

EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| | 5 | .5124 |
| | 6 | .5082 |
| | 7 | .5041 |
| | 8 | .4999 |
| | 9 | .4957 |
| | 10 | .4916 |
| | 11 | .4874 |
| 7 | 0 | .4832 |
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| | 2 | .4758 |
| | 3 | .4721 |
| | 4 | .4683 |
| | 5 | .4646 |
| | 6 | .4609 |
| | 7 | .4572 |
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| | 9 | .3386 |
| | 10 | .3360 |
| | 11 | .3333 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS

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|----|----|-------|
| 11 | 0 | .3306 |
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| | 3 | .3234 |
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| | 7 | .3137 |
| | 8 | .3113 |
| | 9 | .3089 |
| | 10 | .3065 |
| | 11 | .3040 |
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| | 5 | .2907 |
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| | 8 | .2377 |
| | 9 | .2359 |
| | 10 | .2341 |
| | 11 | .2324 |
| 15 | 0 | .2306 |
| | 1 | .2290 |
| | 2 | .2274 |
| | 3 | .2258 |
| | 4 | .2242 |
| | 5 | .2225 |
| | 6 | .2209 |
| | 7 | .2193 |
| | 8 | .2177 |
| | 9 | .2161 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| | 10 | .2145 |
| | 11 | .2129 |
| 16 | 0 | .2113 |
| | 1 | .2098 |
| | 2 | .2084 |
| | 3 | .2069 |
| | 4 | .2054 |
| | 5 | .2040 |
| | 6 | .2025 |
| | 7 | .2011 |
| | 8 | .1996 |
| | 9 | .1981 |
| | 10 | .1967 |
| | 11 | .1952 |
| 17 | 0 | .1938 |
| | 1 | .1924 |
| | 2 | .1911 |
| | 3 | .1898 |
| | 4 | .1885 |
| | 5 | .1871 |
| | 6 | .1858 |
| | 7 | .1845 |
| | 8 | .1831 |
| | 9 | .1818 |
| | 10 | .1805 |
| | 11 | .1792 |
| 18 | 0 | .1778 |
| | 1 | .1766 |
| | 2 | .1754 |
| | 3 | .1742 |
| | 4 | .1730 |
| | 5 | .1718 |
| | 6 | .1706 |
| | 7 | .1694 |
| | 8 | .1682 |
| | 9 | .1670 |
| | 10 | .1658 |
| | 11 | .1646 |
| 19 | 0 | .1634 |
| | 1 | .1623 |
| | 2 | .1612 |
| | 3 | .1601 |
| | 4 | .1590 |
| | 5 | .1579 |
| | 6 | .1568 |
| | 7 | .1557 |
| | 8 | .1546 |
| | 9 | .1535 |
| | 10 | .1524 |
| | 11 | .1513 |
| 20 | 0 | .1502 |
| | 1 | .1492 |
| | 2 | .1482 |
| | 3 | .1472 |
| | 4 | .1462 |
| | 5 | .1452 |
| | 6 | .1442 |
| | 7 | .1432 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| | 8 | .1422 |
| | 9 | .1412 |
| | 10 | .1402 |
| | 11 | .1392 |
| 21 | 0 | .1382 |
| | 1 | .1373 |
| | 2 | .1364 |
| | 3 | .1355 |
| | 4 | .1345 |
| | 5 | .1336 |
| | 6 | .1327 |
| | 7 | .1318 |
| | 8 | .1309 |
| | 9 | .1300 |
| | 10 | .1291 |
| | 11 | .1281 |
| 22 | 0 | .1272 |
| | 1 | .1264 |
| | 2 | .1256 |
| | 3 | .1247 |
| | 4 | .1239 |
| | 5 | .1231 |
| | 6 | .1222 |
| | 7 | .1214 |
| | 8 | .1206 |
| | 9 | .1197 |
| | 10 | .1189 |
| | 11 | .1181 |
| 23 | 0 | .1172 |
| | 1 | .1165 |
| | 2 | .1157 |
| | 3 | .1149 |
| | 4 | .1142 |
| | 5 | .1134 |
| | 6 | .1127 |
| | 7 | .1119 |
| | 8 | .1111 |
| | 9 | .1104 |
| | 10 | .1096 |
| | 11 | .1088 |
| 24 | 0 | .1081 |
| | 1 | .1074 |
| | 2 | .1067 |
| | 3 | .1060 |
| | 4 | .1053 |
| | 5 | .1046 |
| | 6 | .1039 |
| | 7 | .1032 |
| | 8 | .1025 |
| | 9 | .1018 |
| | 10 | .1011 |
| | 11 | .1004 |
| 25 | 0 | .0997 |
| | 1 | .0991 |
| | 2 | .0984 |
| | 3 | .0978 |
| | 4 | .0971 |
| | 5 | .0965 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| | 6 | .0959 |
| | 7 | .0952 |
| | 8 | .0946 |
| | 9 | .0939 |
| | 10 | .0933 |
| | 11 | .0927 |
| 26 | 0 | .0920 |
| | 1 | .0914 |
| | 2 | .0909 |
| | 3 | .0903 |
| | 4 | .0897 |
| | 5 | .0891 |
| | 6 | .0885 |
| | 7 | .0879 |
| | 8 | .0873 |
| | 9 | .0868 |
| | 10 | .0862 |
| | 11 | .0856 |
| 27 | 0 | .0850 |
| | 1 | .0845 |
| | 2 | .0839 |
| | 3 | .0834 |
| | 4 | .0828 |
| | 5 | .0823 |
| | 6 | .0818 |
| | 7 | .0812 |
| | 8 | .0807 |
| | 9 | .0802 |
| | 10 | .0796 |
| | 11 | .0791 |
| 28 | 0 | .0785 |
| | 1 | .0780 |
| | 2 | .0775 |
| | 3 | .0771 |
| | 4 | .0766 |
| | 5 | .0761 |
| | 6 | .0756 |
| | 7 | .0751 |
| | 8 | .0746 |
| | 9 | .0741 |
| | 10 | .0736 |
| | 11 | .0731 |
| 29 | 0 | .0726 |
| | 1 | .0722 |
| | 2 | .0717 |
| | 3 | .0712 |
| | 4 | .0708 |
| | 5 | .0703 |
| | 6 | .0699 |
| | 7 | .0694 |
| | 8 | .0690 |
| | 9 | .0685 |
| | 10 | .0681 |
| | 11 | .0676 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| 30 | 0 | .0672 |
| | 1 | .0667 |
| | 2 | .0663 |
| | 3 | .0659 |
| | 4 | .0655 |
| | 5 | .0651 |
| | 6 | .0647 |
| | 7 | .0642 |
| | 8 | .0638 |
| | 9 | .0634 |
| | 10 | .0630 |
| | 11 | .0626 |
| 31 | 0 | .0621 |
| | 1 | .0618 |
| | 2 | .0614 |
| | 3 | .0610 |
| | 4 | .0606 |
| | 5 | .0602 |
| | 6 | .0598 |
| | 7 | .0595 |
| | 8 | .0591 |
| | 9 | .0587 |
| | 10 | .0583 |
| | 11 | .0579 |
| 32 | 0 | .0575 |
| | 1 | .0572 |
| | 2 | .0568 |
| | 3 | .0565 |
| | 4 | .0561 |
| | 5 | .0558 |
| | 6 | .0554 |
| | 7 | .0551 |
| | 8 | .0547 |
| | 9 | .0543 |
| | 10 | .0540 |
| | 11 | .0536 |
| 33 | 0 | .0533 |
| | 1 | .0530 |
| | 2 | .0526 |
| | 3 | .0523 |
| | 4 | .0520 |
| | 5 | .0516 |
| | 6 | .0513 |
| | 7 | .0510 |
| | 8 | .0507 |
| | 9 | .0503 |
| | 10 | .0500 |
| | 11 | .0497 |
| 34 | 0 | .0494 |
| | 1 | .0491 |
| | 2 | .0488 |
| | 3 | .0485 |
| | 4 | .0482 |
| | 5 | .0479 |
| | 6 | .0476 |
| | 7 | .0473 |
| | 8 | .0470 |
| | 9 | .0467 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS

| | | |
|-----------------|---------------|------------------|
| | 10 | .0464 |
| | 11 | .0461 |
| ((35 | 0 | .0458 |
| | 1 | .0419 |
| | 2 | .0381 |
| | 3 | .0343 |
| | 4 | .0305 |
| | 5 | .0267 |
| | 6 | .0229 |
| | 7 | .0191 |
| | 8 | .0153 |
| | 9 | .0114 |
| | 10 | .0076 |
| | 11 | .0038 |
| 36 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 37 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 38 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 39 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM

PLAN II

EARLY RETIREMENT FACTORS

| | | |
|----|----|---------|
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000)) |
| 35 | 0 | .0458 |
| | 1 | .0455 |
| | 2 | .0452 |
| | 3 | .0449 |
| | 4 | .0446 |
| | 5 | .0444 |
| | 6 | .0441 |
| | 7 | .0438 |
| | 8 | .0435 |
| | 9 | .0433 |
| | 10 | .0430 |
| | 11 | .0427 |
| 36 | 0 | .0424 |
| | 1 | .0422 |
| | 2 | .0419 |
| | 3 | .0416 |
| | 4 | .0414 |
| | 5 | .0411 |
| | 6 | .0409 |
| | 7 | .0406 |
| | 8 | .0404 |
| | 9 | .0401 |
| | 10 | .0399 |
| | 11 | .0396 |
| 37 | 0 | .0393 |
| | 1 | .0391 |
| | 2 | .0389 |
| | 3 | .0386 |
| | 4 | .0384 |
| | 5 | .0382 |
| | 6 | .0379 |
| | 7 | .0377 |
| | 8 | .0374 |
| | 9 | .0372 |
| | 10 | .0370 |
| | 11 | .0367 |
| 38 | 0 | .0365 |
| | 1 | .0363 |
| | 2 | .0361 |
| | 3 | .0358 |
| | 4 | .0356 |
| | 5 | .0354 |
| | 6 | .0352 |
| | 7 | .0350 |
| | 8 | .0347 |
| | 9 | .0345 |
| | 10 | .0343 |
| | 11 | .0341 |
| 39 | 0 | .0339 |
| | 1 | .0337 |
| | 2 | .0335 |
| | 3 | .0333 |
| | 4 | .0331 |
| | 5 | .0329 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM

PLAN II

EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| | 6 | .0327 |
| | 7 | .0325 |
| | 8 | .0323 |
| | 9 | .0321 |
| | 10 | .0318 |
| | 11 | .0316 |
| 40 | 0 | .0314 |
| | 1 | .0313 |
| | 2 | .0311 |
| | 3 | .0309 |
| | 4 | .0307 |
| | 5 | .0305 |
| | 6 | .0303 |
| | 7 | .0301 |
| | 8 | .0299 |
| | 9 | .0298 |
| | 10 | .0296 |
| | 11 | .0294 |
| 41 | 0 | .0292 |
| | 1 | .0290 |
| | 2 | .0289 |
| | 3 | .0287 |
| | 4 | .0285 |
| | 5 | .0283 |
| | 6 | .0282 |
| | 7 | .0280 |
| | 8 | .0278 |
| | 9 | .0276 |
| | 10 | .0275 |
| | 11 | .0273 |
| 42 | 0 | .0271 |
| | 1 | .0270 |
| | 2 | .0268 |
| | 3 | .0266 |
| | 4 | .0265 |
| | 5 | .0263 |
| | 6 | .0262 |
| | 7 | .0260 |
| | 8 | .0258 |
| | 9 | .0257 |
| | 10 | .0255 |
| | 11 | .0254 |
| 43 | 0 | .0252 |
| | 1 | .0250 |
| | 2 | .0249 |
| | 3 | .0247 |
| | 4 | .0246 |
| | 5 | .0245 |
| | 6 | .0243 |
| | 7 | .0242 |
| | 8 | .0240 |
| | 9 | .0239 |
| | 10 | .0237 |
| | 11 | .0236 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS

| | | |
|----|----|-------|
| 44 | 0 | .0234 |
| | 1 | .0233 |
| | 2 | .0231 |
| | 3 | .0230 |
| | 4 | .0229 |
| | 5 | .0227 |
| | 6 | .0226 |
| | 7 | .0224 |
| | 8 | .0223 |
| | 9 | .0222 |
| | 10 | .0220 |
| | 11 | .0219 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN II OPTION 1
 MONTHLY BENEFIT per \$1.00 of ACCUMULATION

| | |
|----|----------|
| 20 | .0036396 |
| 21 | .0036589 |
| 22 | .0036791 |
| 23 | .0037003 |
| 24 | .0037225 |
| 25 | .0037458 |
| 26 | .0037702 |
| 27 | .0037957 |
| 28 | .0038226 |
| 29 | .0038507 |
| 30 | .0038803 |
| 31 | .0039113 |
| 32 | .0039440 |
| 33 | .0039783 |
| 34 | .0040144 |
| 35 | .0040523 |
| 36 | .0040923 |
| 37 | .0041344 |
| 38 | .0041787 |
| 39 | .0042254 |
| 40 | .0042746 |
| 41 | .0043264 |
| 42 | .0043808 |
| 43 | .0044380 |
| 44 | .0044980 |
| 45 | .0045609 |
| 46 | .0046270 |
| 47 | .0046963 |
| 48 | .0047691 |
| 49 | .0048456 |
| 50 | .0049260 |
| 51 | .0050105 |
| 52 | .0050996 |
| 53 | .0051933 |
| 54 | .0052922 |
| 55 | .0053964 |
| 56 | .0055065 |
| 57 | .0056229 |
| 58 | .0057460 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN II OPTION 1
 MONTHLY BENEFIT per \$1.00 of ACCUMULATION

| | |
|----|----------|
| 59 | .0058766 |
| 60 | .0060153 |
| 61 | .0061630 |
| 62 | .0063207 |
| 63 | .0064896 |
| 64 | .0066708 |
| 65 | .0068657 |
| 66 | .0070755 |
| 67 | .0073014 |
| 68 | .0075449 |
| 69 | .0078071 |
| 70 | .0080897 |
| 71 | .0083939 |
| 72 | .0087216 |
| 73 | .0090743 |
| 74 | .0094540 |
| 75 | .0098624 |
| 76 | .0103014 |
| 77 | .0107731 |
| 78 | .0112795 |
| 79 | .0118228 |
| 80 | .0124056 |
| 81 | .0130308 |
| 82 | .0137012 |
| 83 | .0144186 |
| 84 | .0151831 |
| 85 | .0159917 |
| 86 | .0168371 |
| 87 | .0177086 |
| 88 | .0185923 |
| 89 | .0194688 |
| 90 | .0203271 |
| 91 | .0211489 |
| 92 | .0219227 |
| 93 | .0226428 |
| 94 | .0233088 |
| 95 | .0239245 |
| 96 | .0244955 |
| 97 | .0250278 |
| 98 | .0255267 |
| 99 | .0259962 |

PUBLIC EMPLOYEES RETIREMENT SYSTEM
 PLAN I

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|----------|-------------------|-------------------|
| | | BENEFICIARY OLDER |
| 0.970 | -20 | 0.987 |
| 0.968 | -19 | 0.985 |
| 0.965 | -18 | 0.984 |
| 0.962 | -17 | 0.982 |
| 0.958 | -16 | 0.980 |
| 0.954 | -15 | 0.978 |
| 0.950 | -14 | 0.976 |
| 0.945 | -13 | 0.974 |

| PUBLIC EMPLOYEES RETIREMENT SYSTEM | | | TEACHERS RETIREMENT SYSTEM | |
|------------------------------------|----------------|----------|--|----------|
| PLAN II | | | PLAN I | |
| OPTION 2 | AGE DIFFERENCE | OPTION 3 | MONTHLY (No Refund) BENEFIT per \$1.00 of ACCUMULATION | |
| BENEFICIARY YOUNGER | | | Used to Calculate Annuity Under Option 0, 4 & 1* | |
| 0.787 | 0 | 0.884 | 20 | .0058107 |
| 0.773 | 1 | 0.876 | 21 | .0058209 |
| 0.759 | 2 | 0.866 | 22 | .0058318 |
| 0.747 | 3 | 0.857 | 23 | .0058435 |
| 0.737 | 4 | 0.851 | 24 | .0058560 |
| 0.727 | 5 | 0.844 | 25 | .0058693 |
| 0.717 | 6 | 0.837 | 26 | .0058835 |
| 0.708 | 7 | 0.831 | 27 | .0058986 |
| 0.699 | 8 | 0.825 | 28 | .0059147 |
| 0.690 | 9 | 0.818 | 29 | .0059319 |
| 0.681 | 10 | 0.812 | 30 | .0059502 |
| 0.673 | 11 | 0.806 | 31 | .0059698 |
| 0.665 | 12 | 0.800 | 32 | .0059906 |
| 0.657 | 13 | 0.795 | 33 | .0060129 |
| 0.649 | 14 | 0.789 | 34 | .0060366 |
| 0.642 | 15 | 0.784 | 35 | .0060619 |
| 0.635 | 16 | 0.778 | 36 | .0060889 |
| 0.628 | 17 | 0.773 | 37 | .0061177 |
| 0.622 | 18 | 0.768 | 38 | .0061485 |
| 0.615 | 19 | 0.763 | 39 | .0061814 |
| 0.609 | 20 | 0.759 | 40 | .0062165 |
| 0.604 | 21 | 0.754 | 41 | .0062540 |
| 0.598 | 22 | 0.749 | 42 | .0062941 |
| 0.593 | 23 | 0.744 | 43 | .0063370 |
| 0.588 | 24 | 0.739 | 44 | .0063827 |
| 0.583 | 25 | 0.734 | 45 | .0064314 |
| 0.578 | 26 | 0.729 | 46 | .0064830 |
| 0.574 | 27 | 0.724 | 47 | .0065377 |
| 0.569 | 28 | 0.719 | 48 | .0065955 |
| 0.565 | 29 | 0.714 | 49 | .0066566 |
| 0.561 | 30 | 0.709 | 50 | .0067212 |
| 0.558 | 31 | 0.704 | 51 | .0067893 |
| 0.554 | 32 | 0.699 | 52 | .0068612 |
| 0.551 | 33 | 0.694 | 53 | .0069370 |
| 0.547 | 34 | 0.689 | 54 | .0070171 |
| 0.544 | 35 | 0.684 | 55 | .0071017 |
| 0.541 | 36 | 0.679 | 56 | .0071210 |
| 0.538 | 37 | 0.674 | 57 | .0072853 |
| 0.535 | 38 | 0.669 | 58 | .0073851 |
| 0.533 | 39 | 0.664 | 59 | .0074908 |
| 0.530 | 40 | 0.659 | 60 | .0076028 |
| | | | 61 | .0077218 |
| | | | 62 | .0078485 |
| | | | 63 | .0079837 |
| | | | 64 | .0081285 |
| | | | 65 | .0082841 |
| | | | 66 | .0084520 |
| | | | 67 | .0086335 |
| | | | 68 | .0088302 |
| | | | 69 | .0090435 |
| | | | 70 | .0092748 |
| | | | 71 | .0095257 |
| | | | 72 | .0097977 |
| | | | 73 | .0100927 |
| | | | 74 | .0104126 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

TEACHERS RETIREMENT SYSTEM
 PLAN I
 MONTHLY (No Refund) BENEFIT per \$1.00 of
 ACCUMULATION
 Used to Calculate Annuity Under Option 0, 4 & 1*

| | |
|----|----------|
| 75 | .0107597 |
| 76 | .0111364 |
| 77 | .0115456 |
| 78 | .0119904 |
| 79 | .0124742 |
| 80 | .0130007 |
| 81 | .0135738 |
| 82 | .0141980 |
| 83 | .0148781 |
| 84 | .0156205 |
| 85 | .0164335 |
| 86 | .0173278 |
| 87 | .0183144 |
| 88 | .0194044 |
| 89 | .0206072 |
| 90 | .0219300 |
| 91 | .0233771 |
| 92 | .0249513 |
| 93 | .0266410 |
| 94 | .0284835 |
| 95 | .0304470 |
| 96 | .0325413 |
| 97 | .0347687 |
| 98 | .0371380 |
| 99 | .0396689 |

Option 1 = .98 x Option 0

TEACHERS RETIREMENT SYSTEM
 PLAN I
 AGE
 OPTION 2 DIFFERENCE OPTION 3
 BENEFICIARY OLDER

| | | |
|-------|-----|-------|
| 0.976 | -20 | 0.988 |
| 0.973 | -19 | 0.986 |
| 0.971 | -18 | 0.985 |
| 0.968 | -17 | 0.984 |
| 0.966 | -16 | 0.982 |
| 0.962 | -15 | 0.981 |
| 0.960 | -14 | 0.980 |
| 0.956 | -13 | 0.977 |
| 0.953 | -12 | 0.976 |
| 0.949 | -11 | 0.974 |
| 0.946 | -10 | 0.972 |
| 0.942 | -09 | 0.970 |
| 0.939 | -08 | 0.968 |
| 0.935 | -07 | 0.966 |
| 0.931 | -06 | 0.964 |
| 0.924 | -05 | 0.960 |
| 0.917 | -04 | 0.956 |

TEACHERS RETIREMENT SYSTEM
 PLAN I
 AGE
 DIFFERENCE
 OPTION 2 DIFFERENCE OPTION 3
 BENEFICIARY OLDER

| | | |
|-------|-----|-------|
| 0.909 | -03 | 0.952 |
| 0.901 | -02 | 0.948 |
| 0.883 | -01 | 0.938 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

TEACHERS RETIREMENT SYSTEM
 PLAN I
 AGE
 DIFFERENCE
 OPTION 2 DIFFERENCE OPTION 3
 BENEFICIARY YOUNGER

| | | |
|-------|----|-------|
| 0.872 | 0 | 0.932 |
| 0.864 | 1 | 0.927 |
| 0.851 | 2 | 0.919 |
| 0.843 | 3 | 0.914 |
| 0.838 | 4 | 0.912 |
| 0.833 | 5 | 0.909 |
| 0.823 | 6 | 0.902 |
| 0.818 | 7 | 0.900 |
| 0.807 | 8 | 0.893 |
| 0.802 | 9 | 0.890 |
| 0.798 | 10 | 0.888 |
| 0.794 | 11 | 0.885 |
| 0.789 | 12 | 0.883 |
| 0.786 | 13 | 0.880 |
| 0.778 | 14 | 0.875 |
| 0.774 | 15 | 0.873 |
| 0.771 | 16 | 0.871 |
| 0.768 | 17 | 0.871 |
| 0.764 | 18 | 0.869 |
| 0.761 | 19 | 0.865 |
| 0.759 | 20 | 0.863 |
| 0.756 | 21 | 0.861 |
| 0.753 | 22 | 0.859 |
| 0.750 | 23 | 0.857 |
| 0.747 | 24 | 0.855 |
| 0.744 | 25 | 0.853 |
| 0.741 | 26 | 0.851 |
| 0.738 | 27 | 0.849 |
| 0.735 | 28 | 0.847 |
| 0.732 | 29 | 0.845 |
| 0.729 | 30 | 0.843 |
| 0.727 | 31 | 0.841 |
| 0.725 | 32 | 0.839 |
| 0.723 | 33 | 0.837 |
| 0.721 | 34 | 0.836 |
| 0.719 | 35 | 0.835 |
| 0.717 | 36 | 0.834 |
| 0.715 | 37 | 0.833 |

TEACHERS RETIREMENT SYSTEM
PLAN I

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|---------------------|----------------|----------|
| BENEFICIARY YOUNGER | | |
| 0.713 | 38 | 0.832 |
| 0.711 | 39 | 0.831 |
| 0.709 | 40 | 0.830 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | | |
|---|----|--------|
| 0 | 0 | 1.0000 |
| | 1 | .9929 |
| | 2 | .9857 |
| | 3 | .9786 |
| | 4 | .9715 |
| | 5 | .9643 |
| | 6 | .9572 |
| | 7 | .9501 |
| | 8 | .9429 |
| | 9 | .9358 |
| | 10 | .9287 |
| | 11 | .9215 |
| 1 | 0 | .9144 |
| | 1 | .9080 |
| | 2 | .9015 |
| | 3 | .8951 |
| | 4 | .8886 |
| | 5 | .8822 |
| | 6 | .8758 |
| | 7 | .8693 |
| | 8 | .8629 |
| | 9 | .8565 |
| | 10 | .8500 |
| | 11 | .8436 |
| 2 | 0 | .8372 |
| | 1 | .8314 |
| | 2 | .8255 |
| | 3 | .8197 |
| | 4 | .8139 |
| | 5 | .8081 |
| | 6 | .8023 |
| | 7 | .7965 |
| | 8 | .7907 |
| | 9 | .7848 |
| | 10 | .7790 |
| | 11 | .7732 |
| 3 | 0 | .7674 |
| | 1 | .7621 |
| | 2 | .7569 |
| | 3 | .7516 |
| | 4 | .7463 |
| | 5 | .7411 |
| | 6 | .7358 |

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | |
|-----|-------|
| 7 | .7306 |
| 8 | .7253 |
| 9 | .7200 |
| 10 | .7148 |
| 11 | .7095 |
| 4 0 | .7042 |
| 1 | .6995 |
| 2 | .6947 |
| 3 | .6899 |
| 4 | .6851 |
| 5 | .6804 |
| 6 | .6756 |
| 7 | .6708 |
| 8 | .6661 |
| 9 | .6613 |
| 10 | .6565 |
| 11 | .6517 |
| 5 0 | .6470 |
| 1 | .6426 |
| 2 | .6383 |
| 3 | .6340 |
| 4 | .6296 |
| 5 | .6253 |
| 6 | .6210 |
| 7 | .6166 |
| 8 | .6123 |
| 9 | .6080 |
| 10 | .6036 |
| 11 | .5993 |
| 6 0 | .5950 |
| 1 | .5910 |
| 2 | .5871 |
| 3 | .5831 |
| 4 | .5792 |
| 5 | .5753 |
| 6 | .5713 |
| 7 | .5674 |
| 8 | .5634 |
| 9 | .5595 |
| 10 | .5555 |
| 11 | .5516 |
| 7 0 | .5477 |
| 1 | .5441 |
| 2 | .5405 |
| 3 | .5369 |
| 4 | .5333 |
| 5 | .5297 |
| 6 | .5261 |
| 7 | .5225 |
| 8 | .5189 |
| 9 | .5153 |
| 10 | .5118 |
| 11 | .5082 |
| 8 0 | .5046 |
| 1 | .5013 |
| 2 | .4980 |
| 3 | .4948 |
| 4 | .4915 |

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | |
|------|-------|
| 5 | .4882 |
| 6 | .4849 |
| 7 | .4817 |
| 8 | .4784 |
| 9 | .4751 |
| 10 | .4718 |
| 11 | .4686 |
| 9 0 | .4653 |
| 1 | .4623 |
| 2 | .4593 |
| 3 | .4563 |
| 4 | .4533 |
| 5 | .4503 |
| 6 | .4473 |
| 7 | .4443 |
| 8 | .4413 |
| 9 | .4384 |
| 10 | .4354 |
| 11 | .4324 |
| 10 0 | .4294 |
| 1 | .4266 |
| 2 | .4239 |
| 3 | .4212 |
| 4 | .4184 |
| 5 | .4157 |
| 6 | .4130 |
| 7 | .4102 |
| 8 | .4075 |
| 9 | .4048 |
| 10 | .4020 |
| 11 | .3993 |
| 11 0 | .3966 |
| 1 | .3941 |
| 2 | .3916 |
| 3 | .3891 |
| 4 | .3865 |
| 5 | .3840 |
| 6 | .3815 |
| 7 | .3790 |
| 8 | .3765 |
| 9 | .3740 |
| 10 | .3715 |
| 11 | .3690 |
| 12 0 | .3665 |
| 1 | .3642 |
| 2 | .3619 |
| 3 | .3596 |
| 4 | .3573 |
| 5 | .3550 |
| 6 | .3527 |
| 7 | .3504 |
| 8 | .3482 |
| 9 | .3459 |
| 10 | .3436 |
| 11 | .3413 |

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | |
|------|-------|
| 13 0 | .3390 |
| 1 | .3369 |
| 2 | .3348 |
| 3 | .3327 |
| 4 | .3305 |
| 5 | .3284 |
| 6 | .3263 |
| 7 | .3242 |
| 8 | .3221 |
| 9 | .3200 |
| 10 | .3179 |
| 11 | .3158 |
| 14 0 | .3137 |
| 1 | .3118 |
| 2 | .3098 |
| 3 | .3079 |
| 4 | .3060 |
| 5 | .3040 |
| 6 | .3021 |
| 7 | .3002 |
| 8 | .2982 |
| 9 | .2963 |
| 10 | .2944 |
| 11 | .2924 |
| 15 0 | .2905 |
| 1 | .2887 |
| 2 | .2869 |
| 3 | .2851 |
| 4 | .2834 |
| 5 | .2816 |
| 6 | .2798 |
| 7 | .2780 |
| 8 | .2763 |
| 9 | .2745 |
| 10 | .2727 |
| 11 | .2709 |
| 16 0 | .2691 |
| 1 | .2675 |
| 2 | .2659 |
| 3 | .2642 |
| 4 | .2626 |
| 5 | .2610 |
| 6 | .2593 |
| 7 | .2577 |
| 8 | .2560 |
| 9 | .2544 |
| 10 | .2528 |
| 11 | .2511 |
| 17 0 | .2495 |
| 1 | .2480 |
| 2 | .2465 |
| 3 | .2450 |
| 4 | .2435 |
| 5 | .2420 |
| 6 | .2405 |
| 7 | .2389 |
| 8 | .2374 |
| 9 | .2359 |

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | |
|------|-------|
| 10 | .2344 |
| 11 | .2329 |
| 18 0 | .2314 |
| 1 | .2300 |
| 2 | .2286 |
| 3 | .2272 |
| 4 | .2258 |
| 5 | .2245 |
| 6 | .2231 |
| 7 | .2217 |
| 8 | .2203 |
| 9 | .2189 |
| 10 | .2175 |
| 11 | .2161 |
| 19 0 | .2147 |
| 1 | .2134 |
| 2 | .2122 |
| 3 | .2109 |
| 4 | .2096 |
| 5 | .2083 |
| 6 | .2070 |
| 7 | .2057 |
| 8 | .2045 |
| 9 | .2032 |
| 10 | .2019 |
| 11 | .2006 |
| 20 0 | .1993 |
| 1 | .1981 |
| 2 | .1970 |
| 3 | .1958 |
| 4 | .1946 |
| 5 | .1934 |
| 6 | .1922 |
| 7 | .1910 |
| 8 | .1899 |
| 9 | .1887 |
| 10 | .1875 |
| 11 | .1863 |
| 21 0 | .1851 |
| 1 | .1840 |
| 2 | .1829 |
| 3 | .1818 |
| 4 | .1807 |
| 5 | .1796 |
| 6 | .1786 |
| 7 | .1775 |
| 8 | .1764 |
| 9 | .1753 |
| 10 | .1742 |
| 11 | .1731 |
| 22 0 | .1720 |
| 1 | .1710 |
| 2 | .1700 |
| 3 | .1689 |
| 4 | .1679 |
| 5 | .1669 |
| 6 | .1659 |
| 7 | .1649 |

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | |
|------|-------|
| 8 | .1639 |
| 9 | .1629 |
| 10 | .1619 |
| 11 | .1609 |
| 23 0 | .1598 |
| 1 | .1589 |
| 2 | .1580 |
| 3 | .1570 |
| 4 | .1561 |
| 5 | .1552 |
| 6 | .1542 |
| 7 | .1533 |
| 8 | .1523 |
| 9 | .1514 |
| 10 | .1505 |
| 11 | .1495 |
| 24 0 | .1486 |
| 1 | .1477 |
| 2 | .1469 |
| 3 | .1460 |
| 4 | .1451 |
| 5 | .1443 |
| 6 | .1434 |
| 7 | .1425 |
| 8 | .1417 |
| 9 | .1408 |
| 10 | .1399 |
| 11 | .1391 |
| 25 0 | .1382 |
| 1 | .1374 |
| 2 | .1366 |
| 3 | .1358 |
| 4 | .1350 |
| 5 | .1342 |
| 6 | .1334 |
| 7 | .1326 |
| 8 | .1318 |
| 9 | .1310 |
| 10 | .1302 |
| 11 | .1294 |
| 26 0 | .1286 |
| 1 | .1278 |
| 2 | .1271 |
| 3 | .1263 |
| 4 | .1256 |
| 5 | .1248 |
| 6 | .1241 |
| 7 | .1234 |
| 8 | .1226 |
| 9 | .1219 |
| 10 | .1211 |
| 11 | .1204 |
| 27 0 | .1196 |
| 1 | .1189 |
| 2 | .1182 |
| 3 | .1176 |
| 4 | .1169 |
| 5 | .1162 |

TEACHERS RETIREMENT SYSTEM
PLAN I
EARLY RETIREMENT FACTORS

| | |
|------|-------|
| 6 | .1156 |
| 7 | .1148 |
| 8 | .1141 |
| 9 | .1134 |
| 10 | .1127 |
| 11 | .1120 |
| 28 0 | .1113 |
| 1 | .1107 |
| 2 | .1101 |
| 3 | .1094 |
| 4 | .1088 |
| 5 | .1081 |
| 6 | .1075 |
| 7 | .1069 |
| 8 | .1062 |
| 9 | .1056 |
| 10 | .1049 |
| 11 | .1043 |
| 29 0 | .1037 |
| 1 | .1031 |
| 2 | .1025 |
| 3 | .1019 |
| 4 | .1013 |
| 5 | .1007 |
| 6 | .1001 |
| 7 | .0995 |
| 8 | .0989 |
| 9 | .0983 |
| 10 | .0977 |
| 11 | .0971 |

TEACHERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|----------|-------------------|----------|
| | BENEFICIARY OLDER | |
| 0.780 | -03 | 0.878 |
| 0.764 | -02 | 0.867 |
| 0.740 | -01 | 0.852 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

TEACHERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|----------|---------------------|----------|
| | BENEFICIARY YOUNGER | |
| 0.719 | 0 | 0.838 |
| 0.706 | 1 | 0.830 |
| 0.694 | 2 | 0.821 |
| 0.681 | 3 | 0.813 |
| 0.673 | 4 | 0.807 |
| 0.665 | 5 | 0.801 |
| 0.657 | 6 | 0.796 |
| 0.650 | 7 | 0.790 |
| 0.643 | 8 | 0.785 |
| 0.636 | 9 | 0.779 |
| 0.629 | 10 | 0.774 |
| 0.622 | 11 | 0.769 |
| 0.616 | 12 | 0.764 |
| 0.610 | 13 | 0.760 |
| 0.600 | 14 | 0.752 |
| 0.595 | 15 | 0.748 |
| 0.590 | 16 | 0.744 |
| 0.585 | 17 | 0.740 |
| 0.580 | 18 | 0.736 |
| 0.575 | 19 | 0.732 |
| 0.570 | 20 | 0.728 |
| 0.566 | 21 | 0.725 |
| 0.562 | 22 | 0.721 |
| 0.558 | 23 | 0.718 |
| 0.554 | 24 | 0.715 |
| 0.550 | 25 | 0.712 |
| 0.547 | 26 | 0.709 |
| 0.544 | 27 | 0.706 |
| 0.540 | 28 | 0.703 |
| 0.537 | 29 | 0.701 |
| 0.534 | 30 | 0.698 |
| 0.532 | 31 | 0.696 |
| 0.529 | 32 | 0.693 |
| 0.526 | 33 | 0.691 |
| 0.524 | 34 | 0.689 |
| 0.521 | 35 | 0.687 |
| 0.519 | 36 | 0.685 |
| 0.517 | 37 | 0.683 |

TEACHERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|----------|-------------------|----------|
| | BENEFICIARY OLDER | |
| 0.910 | -20 | 0.955 |
| 0.910 | -19 | 0.955 |
| 0.910 | -18 | 0.955 |
| 0.910 | -17 | 0.955 |
| 0.902 | -16 | 0.950 |
| 0.895 | -15 | 0.946 |
| 0.886 | -14 | 0.942 |
| 0.878 | -13 | 0.937 |
| 0.870 | -12 | 0.932 |
| 0.861 | -11 | 0.927 |
| 0.853 | -10 | 0.922 |
| 0.844 | -09 | 0.917 |
| 0.836 | -08 | 0.912 |
| 0.826 | -07 | 0.907 |
| 0.818 | -06 | 0.901 |
| 0.806 | -05 | 0.894 |
| 0.793 | -04 | 0.886 |

TEACHERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|----------|---------------------|----------|
| | BENEFICIARY YOUNGER | |
| 0.515 | 38 | 0.681 |
| 0.513 | 39 | 0.679 |
| 0.511 | 40 | 0.678 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

TEACHERS RETIREMENT SYSTEM
PLAN II OPTION I
MONTHLY BENEFIT per \$1.00 of ACCUMULATION

| | |
|----|----------|
| 20 | .0035919 |
| 21 | .0036089 |
| 22 | .0036266 |
| 23 | .0036452 |
| 24 | .0036647 |
| 25 | .0036851 |
| 26 | .0037065 |
| 27 | .0037288 |
| 28 | .0037523 |
| 29 | .0037768 |
| 30 | .0038026 |
| 31 | .0038297 |
| 32 | .0038580 |
| 33 | .0038878 |
| 34 | .0039190 |
| 35 | .0039519 |
| 36 | .0039863 |
| 37 | .0040226 |
| 38 | .0040608 |
| 39 | .0041009 |
| 40 | .0041432 |
| 41 | .0041877 |
| 42 | .0042346 |
| 43 | .0042840 |
| 44 | .0043360 |
| 45 | .0043907 |
| 46 | .0044482 |
| 47 | .0045085 |
| 48 | .0045717 |
| 49 | .0046381 |
| 50 | .0047077 |
| 51 | .0047808 |
| 52 | .0048574 |
| 53 | .0049379 |
| 54 | .0050223 |
| 55 | .0051111 |
| 56 | .0052044 |
| 57 | .0053025 |
| 58 | .0054058 |
| 59 | .0055147 |
| 60 | .0056296 |
| 61 | .0057510 |
| 62 | .0058796 |

TEACHERS RETIREMENT SYSTEM
PLAN II OPTION I
MONTHLY BENEFIT per \$1.00 of ACCUMULATION

| | |
|----|----------|
| 63 | .0060161 |
| 64 | .0061615 |
| 65 | .0063167 |
| 66 | .0064828 |
| 67 | .0066609 |
| 68 | .0068522 |
| 69 | .0070578 |
| 70 | .0072786 |
| 71 | .0075157 |
| 72 | .0077703 |
| 73 | .0080433 |
| 74 | .0083361 |
| 75 | .0086497 |
| 76 | .0089856 |
| 77 | .0093448 |
| 78 | .0097286 |
| 79 | .0101380 |
| 80 | .0105739 |
| 81 | .0110369 |
| 82 | .0115273 |
| 83 | .0120455 |
| 84 | .0125917 |
| 85 | .0131654 |
| 86 | .0137656 |
| 87 | .0143890 |
| 88 | .0150299 |
| 89 | .0156797 |
| 90 | .0163280 |
| 91 | .0169635 |
| 92 | .0175741 |
| 93 | .0181484 |
| 94 | .0186825 |
| 95 | .0191686 |
| 96 | .0196071 |
| 97 | .0200007 |
| 98 | .0203537 |
| 99 | .0206708 |

TEACHERS RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|---|----|--------|
| 0 | 0 | 1.0000 |
| | 1 | .9918 |
| | 2 | .9836 |
| | 3 | .9755 |
| | 4 | .9673 |
| | 5 | .9591 |
| | 6 | .9509 |
| | 7 | .9428 |
| | 8 | .9346 |
| | 9 | .9264 |
| | 10 | .9182 |
| | 11 | .9100 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|---|----|-------|
| 1 | 0 | .9019 |
| | 1 | .8946 |
| | 2 | .8874 |
| | 3 | .8801 |
| | 4 | .8728 |
| | 5 | .8656 |
| | 6 | .8583 |
| | 7 | .8511 |
| | 8 | .8438 |
| | 9 | .8366 |
| | 10 | .8293 |
| | 11 | .8221 |
| 2 | 0 | .8148 |
| | 1 | .8084 |
| | 2 | .8019 |
| | 3 | .7955 |
| | 4 | .7890 |
| | 5 | .7826 |
| | 6 | .7761 |
| | 7 | .7697 |
| | 8 | .7632 |
| | 9 | .7568 |
| | 10 | .7503 |
| | 11 | .7439 |
| 3 | 0 | .7374 |
| | 1 | .7317 |
| | 2 | .7259 |
| | 3 | .7202 |
| | 4 | .7144 |
| | 5 | .7087 |
| | 6 | .7029 |
| | 7 | .6971 |
| | 8 | .6914 |
| | 9 | .6856 |
| | 10 | .6799 |
| | 11 | .6741 |
| 4 | 0 | .6684 |
| | 1 | .6633 |
| | 2 | .6581 |
| | 3 | .6530 |
| | 4 | .6479 |
| | 5 | .6427 |
| | 6 | .6376 |
| | 7 | .6324 |
| | 8 | .6273 |
| | 9 | .6222 |
| | 10 | .6170 |
| | 11 | .6119 |
| 5 | 0 | .6068 |
| | 1 | .6022 |
| | 2 | .5976 |
| | 3 | .5930 |
| | 4 | .5884 |
| | 5 | .5838 |
| | 6 | .5792 |
| | 7 | .5746 |
| | 8 | .5700 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|----|----|-------|
| | 9 | .5654 |
| | 10 | .5608 |
| | 11 | .5562 |
| 6 | 0 | .5516 |
| | 1 | .5474 |
| | 2 | .5433 |
| | 3 | .5392 |
| | 4 | .5351 |
| | 5 | .5309 |
| | 6 | .5268 |
| | 7 | .5227 |
| | 8 | .5186 |
| | 9 | .5144 |
| | 10 | .5103 |
| | 11 | .5062 |
| 7 | 0 | .5021 |
| | 1 | .4984 |
| | 2 | .4947 |
| | 3 | .4909 |
| | 4 | .4872 |
| | 5 | .4835 |
| | 6 | .4798 |
| | 7 | .4761 |
| | 8 | .4724 |
| | 9 | .4687 |
| | 10 | .4650 |
| | 11 | .4613 |
| 8 | 0 | .4576 |
| | 1 | .4542 |
| | 2 | .4509 |
| | 3 | .4476 |
| | 4 | .4442 |
| | 5 | .4409 |
| | 6 | .4376 |
| | 7 | .4342 |
| | 8 | .4309 |
| | 9 | .4275 |
| | 10 | .4242 |
| | 11 | .4209 |
| 9 | 0 | .4175 |
| | 1 | .4145 |
| | 2 | .4115 |
| | 3 | .4085 |
| | 4 | .4055 |
| | 5 | .4025 |
| | 6 | .3995 |
| | 7 | .3965 |
| | 8 | .3934 |
| | 9 | .3904 |
| | 10 | .3874 |
| | 11 | .3844 |
| 10 | 0 | .3814 |
| | 1 | .3787 |
| | 2 | .3760 |
| | 3 | .3733 |
| | 4 | .3705 |
| | 5 | .3678 |

| TEACHERS RETIREMENT SYSTEM PLAN II EARLY RETIREMENT FACTORS by Year and Month | | | TEACHERS RETIREMENT SYSTEM PLAN II EARLY RETIREMENT FACTORS by Year and Month | | |
|--|----|-------|--|----|-------|
| | 6 | .3651 | 15 | 0 | .2463 |
| | 7 | .3624 | | 1 | .2446 |
| | 8 | .3597 | | 2 | .2429 |
| | 9 | .3569 | | 3 | .2413 |
| | 10 | .3542 | | 4 | .2396 |
| | 11 | .3515 | | 5 | .2379 |
| 11 | 0 | .3488 | | 6 | .2363 |
| | 1 | .3463 | | 7 | .2346 |
| | 2 | .3439 | | 8 | .2329 |
| | 3 | .3414 | | 9 | .2312 |
| | 4 | .3390 | | 10 | .2296 |
| | 5 | .3365 | | 11 | .2279 |
| | 6 | .3340 | 16 | 0 | .2262 |
| | 7 | .3316 | | 1 | .2247 |
| | 8 | .3291 | | 2 | .2232 |
| | 9 | .3267 | | 3 | .2217 |
| | 10 | .3242 | | 4 | .2202 |
| | 11 | .3217 | | 5 | .2186 |
| 12 | 0 | .3193 | | 6 | .2171 |
| | 1 | .3170 | | 7 | .2156 |
| | 2 | .3148 | | 8 | .2141 |
| | 3 | .3126 | | 9 | .2126 |
| | 4 | .3104 | | 10 | .2110 |
| | 5 | .3081 | | 11 | .2095 |
| | 6 | .3059 | 17 | 0 | .2080 |
| | 7 | .3037 | | 1 | .2066 |
| | 8 | .3015 | | 2 | .2052 |
| | 9 | .2992 | | 3 | .2038 |
| | 10 | .2970 | | 4 | .2025 |
| | 11 | .2948 | | 5 | .2011 |
| 13 | 0 | .2925 | | 6 | .1997 |
| | 1 | .2905 | | 7 | .1983 |
| | 2 | .2885 | | 8 | .1969 |
| | 3 | .2865 | | 9 | .1955 |
| | 4 | .2845 | | 10 | .1941 |
| | 5 | .2824 | | 11 | .1928 |
| | 6 | .2804 | 18 | 0 | .1914 |
| | 7 | .2784 | | 1 | .1901 |
| | 8 | .2764 | | 2 | .1888 |
| | 9 | .2744 | | 3 | .1876 |
| | 10 | .2723 | | 4 | .1863 |
| | 11 | .2703 | | 5 | .1851 |
| 14 | 0 | .2683 | | 6 | .1838 |
| | 1 | .2665 | | 7 | .1825 |
| | 2 | .2646 | | 8 | .1813 |
| | 3 | .2628 | | 9 | .1800 |
| | 4 | .2610 | | 10 | .1787 |
| | 5 | .2591 | | 11 | .1775 |
| | 6 | .2573 | 19 | 0 | .1762 |
| | 7 | .2554 | | 1 | .1750 |
| | 8 | .2536 | | 2 | .1739 |
| | 9 | .2518 | | 3 | .1727 |
| | 10 | .2499 | | 4 | .1716 |
| | 11 | .2481 | | 5 | .1704 |
| | | | | 6 | .1693 |
| | | | | 7 | .1681 |
| | | | | 8 | .1670 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|----|----|-------|
| | 9 | .1658 |
| | 10 | .1647 |
| | 11 | .1635 |
| 20 | 0 | .1623 |
| | 1 | .1613 |
| | 2 | .1602 |
| | 3 | .1592 |
| | 4 | .1581 |
| | 5 | .1571 |
| | 6 | .1560 |
| | 7 | .1550 |
| | 8 | .1539 |
| | 9 | .1528 |
| | 10 | .1518 |
| | 11 | .1507 |
| 21 | 0 | .1497 |
| | 1 | .1487 |
| | 2 | .1477 |
| | 3 | .1468 |
| | 4 | .1458 |
| | 5 | .1448 |
| | 6 | .1439 |
| | 7 | .1429 |
| | 8 | .1419 |
| | 9 | .1410 |
| | 10 | .1400 |
| | 11 | .1390 |
| 22 | 0 | .1381 |
| | 1 | .1372 |
| | 2 | .1363 |
| | 3 | .1354 |
| | 4 | .1345 |
| | 5 | .1336 |
| | 6 | .1328 |
| | 7 | .1319 |
| | 8 | .1310 |
| | 9 | .1301 |
| | 10 | .1292 |
| | 11 | .1283 |
| 23 | 0 | .1274 |
| | 1 | .1266 |
| | 2 | .1258 |
| | 3 | .1250 |
| | 4 | .1242 |
| | 5 | .1234 |
| | 6 | .1226 |
| | 7 | .1218 |
| | 8 | .1209 |
| | 9 | .1201 |
| | 10 | .1193 |
| | 11 | .1185 |
| 24 | 0 | .1177 |
| | 1 | .1170 |
| | 2 | .1162 |
| | 3 | .1155 |
| | 4 | .1147 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|----|----|-------|
| | 5 | .1140 |
| | 6 | .1132 |
| | 7 | .1125 |
| | 8 | .1117 |
| | 9 | .1110 |
| | 10 | .1102 |
| | 11 | .1095 |
| 25 | 0 | .1088 |
| | 1 | .1081 |
| | 2 | .1074 |
| | 3 | .1067 |
| | 4 | .1060 |
| | 5 | .1053 |
| | 6 | .1046 |
| | 7 | .1040 |
| | 8 | .1033 |
| | 9 | .1026 |
| | 10 | .1019 |
| | 11 | .1012 |
| 26 | 0 | .1005 |
| | 1 | .0999 |
| | 2 | .0993 |
| | 3 | .0987 |
| | 4 | .0980 |
| | 5 | .0974 |
| | 6 | .0968 |
| | 7 | .0961 |
| | 8 | .0955 |
| | 9 | .0949 |
| | 10 | .0943 |
| | 11 | .0936 |
| 27 | 0 | .0930 |
| | 1 | .0924 |
| | 2 | .0918 |
| | 3 | .0913 |
| | 4 | .0907 |
| | 5 | .0901 |
| | 6 | .0895 |
| | 7 | .0889 |
| | 8 | .0884 |
| | 9 | .0878 |
| | 10 | .0872 |
| | 11 | .0866 |
| 28 | 0 | .0860 |
| | 1 | .0855 |
| | 2 | .0850 |
| | 3 | .0845 |
| | 4 | .0839 |
| | 5 | .0834 |
| | 6 | .0829 |
| | 7 | .0823 |
| | 8 | .0818 |
| | 9 | .0813 |
| | 10 | .0807 |
| | 11 | .0802 |

TEACHERS RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|----|-------|
| 29 | 0 | .0797 |
| | 1 | .0792 |
| | 2 | .0787 |
| | 3 | .0782 |
| | 4 | .0777 |
| | 5 | .0772 |
| | 6 | .0767 |
| | 7 | .0762 |
| | 8 | .0757 |
| | 9 | .0752 |
| | 10 | .0748 |
| | 11 | .0743 |
| 30 | 0 | .0738 |
| | 1 | .0733 |
| | 2 | .0729 |
| | 3 | .0724 |
| | 4 | .0720 |
| | 5 | .0715 |
| | 6 | .0711 |
| | 7 | .0706 |
| | 8 | .0702 |
| | 9 | .0697 |
| | 10 | .0692 |
| | 11 | .0688 |
| 31 | 0 | .0683 |
| | 1 | .0679 |
| | 2 | .0675 |
| | 3 | .0671 |
| | 4 | .0667 |
| | 5 | .0663 |
| | 6 | .0658 |
| | 7 | .0654 |
| | 8 | .0650 |
| | 9 | .0646 |
| | 10 | .0642 |
| | 11 | .0638 |
| 32 | 0 | .0633 |
| | 1 | .0630 |
| | 2 | .0626 |
| | 3 | .0622 |
| | 4 | .0618 |
| | 5 | .0614 |
| | 6 | .0610 |
| | 7 | .0606 |
| | 8 | .0603 |
| | 9 | .0599 |
| | 10 | .0595 |
| | 11 | .0591 |
| 33 | 0 | .0587 |
| | 1 | .0584 |
| | 2 | .0580 |
| | 3 | .0577 |
| | 4 | .0573 |
| | 5 | .0570 |
| | 6 | .0566 |
| | 7 | .0562 |
| | 8 | .0559 |

TEACHERS RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|-----------------|---------------|------------------|
| | 9 | .0555 |
| | 10 | .0552 |
| | 11 | .0548 |
| 34 | 0 | .0545 |
| | 1 | .0541 |
| | 2 | .0538 |
| | 3 | .0535 |
| | 4 | .0532 |
| | 5 | .0528 |
| | 6 | .0525 |
| | 7 | .0522 |
| | 8 | .0518 |
| | 9 | .0515 |
| | 10 | .0512 |
| | 11 | .0509 |
| ((35 | 0 | .0505 |
| | 1 | .0463 |
| | 2 | .0421 |
| | 3 | .0379 |
| | 4 | .0337 |
| | 5 | .0295 |
| | 6 | .0253 |
| | 7 | .0211 |
| | 8 | .0168 |
| | 9 | .0126 |
| | 10 | .0084 |
| | 11 | .0042 |
| 36 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 37 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 38 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | |
|------|---------|
| 6 | .0000 |
| 7 | .0000 |
| 8 | .0000 |
| 9 | .0000 |
| 10 | .0000 |
| 11 | .0000 |
| 39 0 | .0000 |
| 1 | .0000 |
| 2 | .0000 |
| 3 | .0000 |
| 4 | .0000 |
| 5 | .0000 |
| 6 | .0000 |
| 7 | .0000 |
| 8 | .0000 |
| 9 | .0000 |
| 10 | .0000 |
| 11 | .0000)) |
| 35 0 | .0505 |
| 1 | .0502 |
| 2 | .0499 |
| 3 | .0496 |
| 4 | .0493 |
| 5 | .0490 |
| 6 | .0487 |
| 7 | .0484 |
| 8 | .0481 |
| 9 | .0478 |
| 10 | .0475 |
| 11 | .0472 |
| 36 0 | .0469 |
| 1 | .0466 |
| 2 | .0463 |
| 3 | .0460 |
| 4 | .0458 |
| 5 | .0455 |
| 6 | .0452 |
| 7 | .0449 |
| 8 | .0446 |
| 9 | .0444 |
| 10 | .0441 |
| 11 | .0438 |
| 37 0 | .0435 |
| 1 | .0433 |
| 2 | .0430 |
| 3 | .0427 |
| 4 | .0425 |
| 5 | .0422 |
| 6 | .0420 |
| 7 | .0417 |
| 8 | .0415 |
| 9 | .0412 |
| 10 | .0409 |
| 11 | .0407 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | |
|------|-------|
| 38 0 | .0404 |
| 1 | .0402 |
| 2 | .0399 |
| 3 | .0397 |
| 4 | .0395 |
| 5 | .0392 |
| 6 | .0390 |
| 7 | .0387 |
| 8 | .0385 |
| 9 | .0383 |
| 10 | .0380 |
| 11 | .0378 |
| 39 0 | .0375 |
| 1 | .0373 |
| 2 | .0371 |
| 3 | .0369 |
| 4 | .0366 |
| 5 | .0364 |
| 6 | .0362 |
| 7 | .0360 |
| 8 | .0358 |
| 9 | .0355 |
| 10 | .0353 |
| 11 | .0351 |
| 40 0 | .0349 |
| 1 | .0347 |
| 2 | .0345 |
| 3 | .0343 |
| 4 | .0341 |
| 5 | .0338 |
| 6 | .0336 |
| 7 | .0334 |
| 8 | .0332 |
| 9 | .0330 |
| 10 | .0328 |
| 11 | .0326 |
| 41 0 | .0324 |
| 1 | .0322 |
| 2 | .0320 |
| 3 | .0318 |
| 4 | .0316 |
| 5 | .0315 |
| 6 | .0313 |
| 7 | .0311 |
| 8 | .0309 |
| 9 | .0307 |
| 10 | .0305 |
| 11 | .0303 |
| 42 0 | .0301 |
| 1 | .0299 |
| 2 | .0298 |
| 3 | .0296 |
| 4 | .0294 |
| 5 | .0292 |
| 6 | .0291 |
| 7 | .0289 |
| 8 | .0287 |

TEACHERS RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|----|----|-------|
| | 9 | .0285 |
| | 10 | .0284 |
| | 11 | .0282 |
| 43 | 0 | .0280 |
| | 1 | .0278 |
| | 2 | .0277 |
| | 3 | .0275 |
| | 4 | .0273 |
| | 5 | .0272 |
| | 6 | .0270 |
| | 7 | .0269 |
| | 8 | .0267 |
| | 9 | .0265 |
| | 10 | .0264 |
| | 11 | .0262 |
| 44 | 0 | .0260 |
| | 1 | .0259 |
| | 2 | .0257 |
| | 3 | .0256 |
| | 4 | .0254 |
| | 5 | .0253 |
| | 6 | .0251 |
| | 7 | .0250 |
| | 8 | .0248 |
| | 9 | .0247 |
| | 10 | .0245 |
| | 11 | .0244 |

LAW ENFORCEMENT OFFICERS
 AND FIREFIGHTERS
 RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|---|----|--------|
| 0 | 0 | 1.0000 |
| | 1 | .9920 |
| | 2 | .9841 |
| | 3 | .9761 |
| | 4 | .9682 |
| | 5 | .9602 |
| | 6 | .9523 |
| | 7 | .9443 |
| | 8 | .9364 |
| | 9 | .9284 |
| | 10 | .9204 |
| | 11 | .9125 |
| 1 | 0 | .9045 |
| | 1 | .8974 |
| | 2 | .8903 |
| | 3 | .8833 |
| | 4 | .8762 |
| | 5 | .8691 |
| | 6 | .8620 |

LAW ENFORCEMENT OFFICERS
 AND FIREFIGHTERS
 RETIREMENT SYSTEM
 PLAN II
 EARLY RETIREMENT FACTORS
 by Year and Month

| | | |
|---|----|-------|
| | 7 | .8549 |
| | 8 | .8478 |
| | 9 | .8407 |
| | 10 | .8336 |
| | 11 | .8265 |
| 2 | 0 | .8194 |
| | 1 | .8131 |
| | 2 | .8067 |
| | 3 | .8004 |
| | 4 | .7941 |
| | 5 | .7877 |
| | 6 | .7814 |
| | 7 | .7751 |
| | 8 | .7687 |
| | 9 | .7624 |
| | 10 | .7561 |
| | 11 | .7497 |
| 3 | 0 | .7434 |
| | 1 | .7377 |
| | 2 | .7320 |
| | 3 | .7264 |
| | 4 | .7207 |
| | 5 | .7150 |
| | 6 | .7094 |
| | 7 | .7037 |
| | 8 | .6980 |
| | 9 | .6923 |
| | 10 | .6867 |
| | 11 | .6810 |
| 4 | 0 | .6753 |
| | 1 | .6702 |
| | 2 | .6652 |
| | 3 | .6601 |
| | 4 | .6550 |
| | 5 | .6499 |
| | 6 | .6448 |
| | 7 | .6397 |
| | 8 | .6346 |
| | 9 | .6296 |
| | 10 | .6245 |
| | 11 | .6194 |
| 5 | 0 | .6143 |
| | 1 | .6097 |
| | 2 | .6052 |
| | 3 | .6006 |
| | 4 | .5960 |
| | 5 | .5914 |
| | 6 | .5869 |
| | 7 | .5823 |
| | 8 | .5777 |
| | 9 | .5732 |
| | 10 | .5686 |
| | 11 | .5640 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|----|-------|
| 6 | 0 | .5595 |
| | 1 | .5554 |
| | 2 | .5512 |
| | 3 | .5471 |
| | 4 | .5430 |
| | 5 | .5389 |
| | 6 | .5348 |
| | 7 | .5307 |
| | 8 | .5266 |
| | 9 | .5225 |
| | 10 | .5184 |
| | 11 | .5142 |
| 7 | 0 | .5101 |
| | 1 | .5064 |
| | 2 | .5027 |
| | 3 | .4990 |
| | 4 | .4953 |
| | 5 | .4916 |
| | 6 | .4879 |
| | 7 | .4842 |
| | 8 | .4805 |
| | 9 | .4768 |
| | 10 | .4731 |
| | 11 | .4694 |
| 8 | 0 | .4657 |
| | 1 | .4623 |
| | 2 | .4590 |
| | 3 | .4556 |
| | 4 | .4523 |
| | 5 | .4489 |
| | 6 | .4456 |
| | 7 | .4423 |
| | 8 | .4389 |
| | 9 | .4356 |
| | 10 | .4322 |
| | 11 | .4289 |
| 9 | 0 | .4255 |
| | 1 | .4225 |
| | 2 | .4195 |
| | 3 | .4165 |
| | 4 | .4134 |
| | 5 | .4104 |
| | 6 | .4074 |
| | 7 | .4044 |
| | 8 | .4013 |
| | 9 | .3983 |
| | 10 | .3953 |
| | 11 | .3923 |
| 10 | 0 | .3892 |
| | 1 | .3865 |
| | 2 | .3838 |
| | 3 | .3810 |
| | 4 | .3783 |
| | 5 | .3756 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|-------|-------|
| 6 | .3728 | |
| 7 | .3701 | |
| 8 | .3674 | |
| 9 | .3646 | |
| 10 | .3619 | |
| 11 | .3591 | |
| 11 | 0 | .3564 |
| | 1 | .3539 |
| | 2 | .3514 |
| | 3 | .3490 |
| | 4 | .3465 |
| | 5 | .3440 |
| | 6 | .3415 |
| | 7 | .3390 |
| | 8 | .3366 |
| | 9 | .3341 |
| | 10 | .3316 |
| | 11 | .3291 |
| 12 | 0 | .3266 |
| | 1 | .3244 |
| | 2 | .3221 |
| | 3 | .3199 |
| | 4 | .3176 |
| | 5 | .3154 |
| | 6 | .3131 |
| | 7 | .3109 |
| | 8 | .3086 |
| | 9 | .3064 |
| | 10 | .3041 |
| | 11 | .3019 |
| 13 | 0 | .2996 |
| | 1 | .2976 |
| | 2 | .2955 |
| | 3 | .2935 |
| | 4 | .2914 |
| | 5 | .2894 |
| | 6 | .2873 |
| | 7 | .2853 |
| | 8 | .2833 |
| | 9 | .2812 |
| | 10 | .2792 |
| | 11 | .2771 |
| 14 | 0 | .2751 |
| | 1 | .2732 |
| | 2 | .2714 |
| | 3 | .2695 |
| | 4 | .2676 |
| | 5 | .2658 |
| | 6 | .2639 |
| | 7 | .2620 |
| | 8 | .2602 |
| | 9 | .2583 |
| | 10 | .2565 |
| | 11 | .2546 |

| LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS RETIREMENT SYSTEM PLAN II EARLY RETIREMENT FACTORS by Year and Month | | | LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS RETIREMENT SYSTEM PLAN II EARLY RETIREMENT FACTORS by Year and Month | | |
|---|----|-------|---|----|-------|
| 15 | 0 | .2527 | | 6 | .1744 |
| | 1 | .2510 | | 7 | .1732 |
| | 2 | .2494 | | 8 | .1720 |
| | 3 | .2477 | | 9 | .1708 |
| | 4 | .2460 | | 10 | .1697 |
| | 5 | .2443 | | 11 | .1685 |
| | 6 | .2426 | 20 | 0 | .1673 |
| | 7 | .2409 | | 1 | .1662 |
| | 8 | .2392 | | 2 | .1651 |
| | 9 | .2375 | | 3 | .1641 |
| | 10 | .2358 | | 4 | .1630 |
| | 11 | .2341 | | 5 | .1619 |
| 16 | 0 | .2324 | | 6 | .1608 |
| | 1 | .2309 | | 7 | .1597 |
| | 2 | .2293 | | 8 | .1587 |
| | 3 | .2278 | | 9 | .1576 |
| | 4 | .2262 | | 10 | .1565 |
| | 5 | .2247 | | 11 | .1554 |
| | 6 | .2231 | 21 | 0 | .1543 |
| | 7 | .2216 | | 1 | .1533 |
| | 8 | .2200 | | 2 | .1524 |
| | 9 | .2185 | | 3 | .1514 |
| | 10 | .2169 | | 4 | .1504 |
| | 11 | .2154 | | 5 | .1494 |
| 17 | 0 | .2138 | | 6 | .1484 |
| | 1 | .2124 | | 7 | .1474 |
| | 2 | .2110 | | 8 | .1464 |
| | 3 | .2096 | | 9 | .1454 |
| | 4 | .2082 | | 10 | .1444 |
| | 5 | .2068 | | 11 | .1435 |
| | 6 | .2054 | 22 | 0 | .1425 |
| | 7 | .2040 | | 1 | .1416 |
| | 8 | .2026 | | 2 | .1407 |
| | 9 | .2012 | | 3 | .1397 |
| | 10 | .1997 | | 4 | .1388 |
| | 11 | .1983 | | 5 | .1379 |
| 18 | 0 | .1969 | | 6 | .1370 |
| | 1 | .1956 | | 7 | .1361 |
| | 2 | .1943 | | 8 | .1352 |
| | 3 | .1930 | | 9 | .1343 |
| | 4 | .1918 | | 10 | .1334 |
| | 5 | .1905 | | 11 | .1325 |
| | 6 | .1892 | 23 | 0 | .1316 |
| | 7 | .1879 | | 1 | .1307 |
| | 8 | .1866 | | 2 | .1299 |
| | 9 | .1853 | | 3 | .1291 |
| | 10 | .1840 | | 4 | .1282 |
| | 11 | .1827 | | 5 | .1274 |
| 19 | 0 | .1814 | | 6 | .1266 |
| | 1 | .1803 | | 7 | .1257 |
| | 2 | .1791 | | 8 | .1249 |
| | 3 | .1779 | | 9 | .1241 |
| | 4 | .1767 | | 10 | .1233 |
| | 5 | .1755 | | 11 | .1224 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|----|-------|
| 24 | 0 | .1216 |
| | 1 | .1208 |
| | 2 | .1201 |
| | 3 | .1193 |
| | 4 | .1185 |
| | 5 | .1178 |
| | 6 | .1170 |
| | 7 | .1162 |
| | 8 | .1155 |
| | 9 | .1147 |
| | 10 | .1139 |
| | 11 | .1132 |
| 25 | 0 | .1124 |
| | 1 | .1117 |
| | 2 | .1110 |
| | 3 | .1103 |
| | 4 | .1096 |
| | 5 | .1089 |
| | 6 | .1082 |
| | 7 | .1075 |
| | 8 | .1068 |
| | 9 | .1061 |
| | 10 | .1054 |
| | 11 | .1047 |
| 26 | 0 | .1040 |
| | 1 | .1033 |
| | 2 | .1027 |
| | 3 | .1020 |
| | 4 | .1014 |
| | 5 | .1007 |
| | 6 | .1001 |
| | 7 | .0994 |
| | 8 | .0988 |
| | 9 | .0981 |
| | 10 | .0975 |
| | 11 | .0969 |
| 27 | 0 | .0962 |
| | 1 | .0956 |
| | 2 | .0950 |
| | 3 | .0944 |
| | 4 | .0938 |
| | 5 | .0932 |
| | 6 | .0926 |
| | 7 | .0920 |
| | 8 | .0914 |
| | 9 | .0908 |
| | 10 | .0903 |
| | 11 | .0897 |
| 28 | 0 | .0891 |
| | 1 | .0885 |
| | 2 | .0880 |
| | 3 | .0874 |
| | 4 | .0869 |
| | 5 | .0863 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|----|-------|
| | 6 | .0858 |
| | 7 | .0852 |
| | 8 | .0847 |
| | 9 | .0841 |
| | 10 | .0836 |
| | 11 | .0830 |
| 29 | 0 | .0825 |
| | 1 | .0820 |
| | 2 | .0815 |
| | 3 | .0810 |
| | 4 | .0805 |
| | 5 | .0800 |
| | 6 | .0795 |
| | 7 | .0789 |
| | 8 | .0784 |
| | 9 | .0779 |
| | 10 | .0774 |
| | 11 | .0769 |
| 30 | 0 | .0764 |
| | 1 | .0760 |
| | 2 | .0755 |
| | 3 | .0750 |
| | 4 | .0746 |
| | 5 | .0741 |
| | 6 | .0736 |
| | 7 | .0732 |
| | 8 | .0727 |
| | 9 | .0722 |
| | 10 | .0718 |
| | 11 | .0713 |
| 31 | 0 | .0708 |
| | 1 | .0704 |
| | 2 | .0700 |
| | 3 | .0695 |
| | 4 | .0691 |
| | 5 | .0687 |
| | 6 | .0682 |
| | 7 | .0678 |
| | 8 | .0674 |
| | 9 | .0670 |
| | 10 | .0665 |
| | 11 | .0661 |
| 32 | 0 | .0657 |
| | 1 | .0653 |
| | 2 | .0649 |
| | 3 | .0645 |
| | 4 | .0641 |
| | 5 | .0637 |
| | 6 | .0633 |
| | 7 | .0629 |
| | 8 | .0625 |
| | 9 | .0621 |
| | 10 | .0617 |
| | 11 | .0613 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----------------|---------------|------------------|
| 33 | 0 | .0609 |
| | 1 | .0605 |
| | 2 | .0602 |
| | 3 | .0598 |
| | 4 | .0594 |
| | 5 | .0591 |
| | 6 | .0587 |
| | 7 | .0583 |
| | 8 | .0580 |
| | 9 | .0576 |
| | 10 | .0572 |
| | 11 | .0569 |
| 34 | 0 | .0565 |
| | 1 | .0562 |
| | 2 | .0558 |
| | 3 | .0555 |
| | 4 | .0551 |
| | 5 | .0548 |
| | 6 | .0545 |
| | 7 | .0541 |
| | 8 | .0538 |
| | 9 | .0534 |
| | 10 | .0531 |
| | 11 | .0528 |
| (35 | 0 | .0524 |
| | 1 | .0481 |
| | 2 | .0437 |
| | 3 | .0393 |
| | 4 | .0350 |
| | 5 | .0306 |
| | 6 | .0262 |
| | 7 | .0218 |
| | 8 | .0175 |
| | 9 | .0131 |
| | 10 | .0087 |
| | 11 | .0044 |
| 36 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 37 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II
EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|----|-------|
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 38 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 39 | 0 | .0000 |
| | 1 | .0000 |
| | 2 | .0000 |
| | 3 | .0000 |
| | 4 | .0000 |
| | 5 | .0000 |
| | 6 | .0000 |
| | 7 | .0000 |
| | 8 | .0000 |
| | 9 | .0000 |
| | 10 | .0000 |
| | 11 | .0000 |
| 35 | 0 | .0524 |
| | 1 | .0521 |
| | 2 | .0518 |
| | 3 | .0515 |
| | 4 | .0512 |
| | 5 | .0509 |
| | 6 | .0505 |
| | 7 | .0502 |
| | 8 | .0499 |
| | 9 | .0496 |
| | 10 | .0493 |
| | 11 | .0490 |
| 36 | 0 | .0487 |
| | 1 | .0484 |
| | 2 | .0481 |
| | 3 | .0478 |
| | 4 | .0475 |
| | 5 | .0472 |
| | 6 | .0469 |
| | 7 | .0466 |
| | 8 | .0463 |
| | 9 | .0461 |
| | 10 | .0458 |
| | 11 | .0455 |

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II

EARLY RETIREMENT FACTORS
by Year and Month

| | | |
|----|----|-------|
| 37 | 0 | .0452 |
| | 1 | .0449 |
| | 2 | .0446 |
| | 3 | .0444 |
| | 4 | .0441 |
| | 5 | .0438 |
| | 6 | .0436 |
| | 7 | .0433 |
| | 8 | .0430 |
| | 9 | .0428 |
| | 10 | .0425 |
| | 11 | .0422 |
| 38 | 0 | .0420 |
| | 1 | .0417 |
| | 2 | .0415 |
| | 3 | .0413 |
| | 4 | .0411 |
| | 5 | .0408 |
| | 6 | .0406 |
| | 7 | .0404 |
| | 8 | .0401 |
| | 9 | .0399 |
| | 10 | .0397 |
| | 11 | .0394 |
| 39 | 0 | .0392 |
| | 1 | .0390 |
| | 2 | .0388 |
| | 3 | .0386 |
| | 4 | .0384 |
| | 5 | .0382 |
| | 6 | .0379 |
| | 7 | .0377 |
| | 8 | .0375 |
| | 9 | .0373 |
| | 10 | .0371 |
| | 11 | .0369 |

LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II OPTION I

| | |
|----|----------|
| 32 | .0040207 |
| 33 | .0040586 |
| 34 | .0040985 |
| 35 | .0041406 |
| 36 | .0041848 |
| 37 | .0042315 |
| 38 | .0042806 |
| 39 | .0043325 |
| 40 | .0043871 |
| 41 | .0044447 |
| 42 | .0045052 |
| 43 | .0045687 |
| 44 | .0046352 |
| 45 | .0047048 |
| 46 | .0047775 |
| 47 | .0048536 |
| 48 | .0049331 |
| 49 | .0050162 |
| 50 | .0051031 |
| 51 | .0051940 |
| 52 | .0052893 |
| 53 | .0053892 |
| 54 | .0054942 |
| 55 | .0056047 |
| 56 | .0057211 |
| 57 | .0058441 |
| 58 | .0059741 |
| 59 | .0061120 |
| 60 | .0062584 |
| 61 | .0064141 |
| 62 | .0065800 |
| 63 | .0067571 |
| 64 | .0069461 |
| 65 | .0071481 |
| 66 | .0073639 |
| 67 | .0075944 |
| 68 | .0078407 |
| 69 | .0081037 |
| 70 | .0083844 |
| 71 | .0086841 |
| 72 | .0090038 |
| 73 | .0093446 |
| 74 | .0097076 |
| 75 | .0100938 |
| 76 | .0105040 |
| 77 | .0109388 |
| 78 | .0113988 |
| 79 | .0118848 |
| 80 | .0123977 |
| 81 | .0129386 |
| 82 | .0135092 |
| 83 | .0141104 |
| 84 | .0147416 |
| 85 | .0153996 |
| 86 | .0160774 |
| 87 | .0167652 |
| 88 | .0174514 |
| 89 | .0181218 |

LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II OPTION I

| | |
|----|----------|
| 20 | .0036854 |
| 21 | .0037066 |
| 22 | .0037288 |
| 23 | .0037521 |
| 24 | .0037765 |
| 25 | .0038020 |
| 26 | .0038289 |
| 27 | .0038571 |
| 28 | .0038866 |
| 29 | .0039177 |
| 30 | .0039503 |
| 31 | .0039846 |

LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS
RETIREMENT SYSTEM
PLAN II OPTION 1

| | |
|----|----------|
| 90 | .0187587 |
| 91 | .0193543 |
| 92 | .0198948 |
| 93 | .0203734 |
| 94 | .0207882 |
| 95 | .0211409 |
| 96 | .0214355 |
| 97 | .0216775 |
| 98 | .0218727 |
| 99 | .0220272 |

LAW ENFORCEMENT OFFICERS AND
FIREFIGHTERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|-------------------|-------------------|----------|
| BENEFICIARY OLDER | | |
| 0.933 | -20 | 0.967 |
| 0.927 | -19 | 0.963 |
| 0.920 | -18 | 0.960 |
| 0.914 | -17 | 0.956 |
| 0.907 | -16 | 0.952 |
| 0.900 | -15 | 0.949 |
| 0.892 | -14 | 0.944 |
| 0.885 | -13 | 0.940 |
| 0.877 | -12 | 0.936 |
| 0.869 | -11 | 0.931 |
| 0.861 | -10 | 0.927 |
| 0.853 | -09 | 0.922 |
| 0.845 | -08 | 0.917 |
| 0.837 | -07 | 0.913 |
| 0.829 | -06 | 0.908 |
| 0.821 | -05 | 0.903 |
| 0.813 | -04 | 0.898 |
| 0.805 | -03 | 0.893 |
| 0.797 | -02 | 0.888 |
| 0.789 | -01 | 0.883 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|---------------------|-------------------|----------|
| BENEFICIARY YOUNGER | | |
| 0.743 | 5 | 0.854 |
| 0.736 | 6 | 0.849 |
| 0.729 | 7 | 0.844 |
| 0.722 | 8 | 0.839 |
| 0.715 | 9 | 0.835 |
| 0.708 | 10 | 0.830 |
| 0.701 | 11 | 0.825 |
| 0.695 | 12 | 0.821 |
| 0.688 | 13 | 0.816 |
| 0.682 | 14 | 0.812 |
| 0.676 | 15 | 0.808 |
| 0.670 | 16 | 0.803 |
| 0.664 | 17 | 0.799 |
| 0.658 | 18 | 0.795 |
| 0.653 | 19 | 0.791 |
| 0.648 | 20 | 0.787 |
| 0.643 | 21 | 0.783 |
| 0.638 | 22 | 0.780 |
| 0.633 | 23 | 0.776 |
| 0.628 | 24 | 0.773 |
| 0.624 | 25 | 0.769 |
| 0.620 | 26 | 0.766 |
| 0.616 | 27 | 0.763 |
| 0.612 | 28 | 0.760 |
| 0.608 | 29 | 0.757 |
| 0.604 | 30 | 0.754 |
| 0.601 | 31 | 0.751 |
| 0.597 | 32 | 0.749 |
| 0.594 | 33 | 0.746 |
| 0.591 | 34 | 0.744 |
| 0.588 | 35 | 0.741 |
| 0.585 | 36 | 0.739 |
| 0.582 | 37 | 0.737 |
| 0.579 | 38 | 0.735 |

AGE DIFFERENCE = MEMBERS AGE MINUS BENEFICIARY AGE

LAW ENFORCEMENT OFFICERS
AND FIREFIGHTERS RETIREMENT SYSTEM
PLAN II

| OPTION 2 | AGE DIFFERENCE | OPTION 3 |
|---------------------|-------------------|----------|
| BENEFICIARY YOUNGER | | |
| 0.781 | 0 | 0.878 |
| 0.773 | 1 | 0.873 |
| 0.766 | 2 | 0.868 |
| 0.758 | 3 | 0.863 |
| 0.750 | 4 | 0.859 |

WSR 87-07-014

ADOPTED RULES

DEPARTMENT OF RETIREMENT SYSTEMS

[Order 87-02—Filed March 11, 1987]

I, Robert L. Hollister, Jr., director of the Department of Retirement Systems, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 415-100 WAC entitled purpose, scope of rules, public records, and retirement for service for implementation of chapter 2.10 RCW.

This action is taken pursuant to Notice No. WSR 87-03-046 filed with the code reviser on January 20, 1987. These rules shall take effect thirty days after they are

filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 41.50.050(5) and 41.50.090 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 February 24, 1987.

By Robert L. Hollister, Jr.
Director

Chapter 415-100 WAC
JUDICIAL RETIREMENT (~~BOARD~~) SYSTEM

NEW SECTION

WAC 415-100-005 PURPOSE. These rules are adopted to implement administration of chapter 2.10 RCW by the director of the department of retirement systems pursuant to RCW 2.10.052.

NEW SECTION

WAC 415-100-015 SCOPE. These rules shall govern the unique aspects of the administration of chapter 2.10 RCW, Judicial retirement system.

NEW SECTION

WAC 415-100-025 PUBLIC RECORDS. See chapter 415-06 WAC.

NEW SECTION

WAC 415-100-035 RETIREMENT FOR SERVICE. Any judge who voluntarily leaves service after having served an aggregate of fifteen years but prior to attaining age sixty shall be eligible to apply for and receive a service retirement allowance computed according to RCW 2.10.110 commencing upon his/her attainment of age sixty. Such allowance shall be computed in accordance with RCW 2.10.110 and 2.10.030 (9)(b).

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 415-100-010 DEFINITIONS.
- WAC 415-100-020 PUBLIC RECORDS.
- WAC 415-100-040 APPEALS—DISABILITY RETIREMENT APPLICATIONS.
- WAC 415-100-050 APPEALS TO SUPERIOR COURT—NOTICE OF APPEAL.
- WAC 415-100-060 APPEALS TO SUPERIOR COURT—CERTIFICATION OF RECORD.
- WAC 415-100-100 MEMBERS.
- WAC 415-100-110 OFFICERS.
- WAC 415-100-120 FUNCTION.
- WAC 415-100-130 DUTIES.
- WAC 415-100-140 LOCATION.
- WAC 415-100-150 MEETINGS.

WAC 415-100-160 OFFICE OF THE CHAIRMAN.

WAC 415-100-170 BUSINESS HOURS.

WAC 415-100-180 CORRESPONDENCE.

WSR 87-07-015

ADOPTED RULES

DEPARTMENT OF RETIREMENT SYSTEMS

[Order 87-3—Filed March 11, 1987]

I, Robert L. Hollister, Jr., director of the Department of Retirement Systems, do promulgate and adopt at Olympia, Washington, the annexed rules relating to amending sections in chapter 415-105 WAC entitled examination for disability retirement, granting disability retirement, execution, and reexamination and return to duty, respectively; and to add new sections to chapter 415-105 WAC entitled purpose, application to disability board, burden of proof, standard for determination, examination by board physician, disability board order, purpose, application to the disability board, and disability board hearing and order. This will provide a basis for uniform administration of disability retirement matters by all disability boards.

This action is taken pursuant to Notice No. WSR 87-03-048 filed with the code reviser on January 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 41.26.115 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 February 24, 1987.

By Robert L. Hollister, Jr.
Director

AMENDATORY SECTION (Amending Order 81-03, filed 11/16/81)

WAC 415-105-050 EXAMINATION FOR DISABILITY RETIREMENT. (1) Every applicant((s)) for disability retirement shall be reexamined during the fifth or sixth month of disability leave in order to determine ~~((their)) his/her~~ eligibility for disability retirement, with the following exception((s)): ~~((a) If the board doctor assures the board that the applicant's condition has not and will not be corrected before the end of the sixth month, or (b))~~ If the applicant establishes that the disabling condition will be in existence for a period of at least six months and he/she voluntarily waives disability leave. No applicant will be granted a disability retirement allowance unless the conditions imposed by this subsection are met.

(2) In the event the medical and other relevant evidence is inconclusive, the board may specify in written order a reasonable trial service period for return to duty

in the same position held at the time of discontinuance of service to determine the member's fitness for active duty. The reasonable length of such (~~conditional~~) trial return to service shall be supported by medical evidence. Such a (~~conditional~~) trial return to service does not entitle the member to a second six-month period of disability leave for the same disability if, based upon this trial period of service, the member is found to be disabled.

AMENDATORY SECTION (Amending Order 81-03, filed 11/16/81)

WAC 415-105-060 GRANTING DISABILITY RETIREMENT. (1) If the evidence shows to the satisfaction of the board that the member is physically or mentally disabled from further performance of duty and that the disability has been continuous from the date of commencement of disability leave for a period of six months, the board shall enter its written decision and order, accompanied by appropriate findings of fact and conclusions of law in compliance with RCW 41.26.120 or 41.26.125. Such written decision and order with supporting documentation shall thereafter be forwarded to the director, department of retirement systems, for review. In the event a regular meeting of the board precedes by no more than 40 days the date at which the full six months will conclude and the evidence is clear that the disability can be expected to continue through the full six-month period, the board may make a finding of six months continuous disability prior to the actual conclusion of the six-month period, so as to eliminate unnecessary delay of receipt of retirement benefits.

(2) In order to qualify to receive a disability retirement allowance, the applicant will be required to prove that he or she is physically or mentally disabled to such extent that he or she is unable to discharge with average efficiency the duty of the position held at time of discontinuance of service: PROVIDED, That no member shall be entitled to a disability retirement allowance if the appropriate authority advises that there is an available position for which the member is qualified and to which one of such grade or rank is normally assigned and the board determines that the member is capable of discharging, with average efficiency, the duties of the position.

AMENDATORY SECTION (Amending Order 81-03, filed 11/16/81)

WAC 415-105-070 EXECUTION. Every order of the disability board granting or denying a disability retirement allowance shall contain the following presented in clear and concise terms:

(1) Findings of fact supported by credible evidence (~~in the record supporting~~) sufficient to sustain the granting or denying of the disability retirement allowance. When a disability retirement is granted, findings of fact shall include:

- (a) Whether or not the disability was incurred in the line of duty.
- (b) Whether or not the disability was incurred in other employment.

(c) Dates encompassing disability leave and/or dates relating to authorized trial basis return to duty; and, in the case of return to duty on a trial basis, the factual basis for such decision.

(d) Dates encompassing waiver of disability leave, if applicable; and that applicant established that such disability will be in existence for a period of six months.

(2) Conclusions of law in accordance with law on the basis of the facts in the case.

(3) Decision and order.

AMENDATORY SECTION (Amending Order 81-03, filed 11/16/81)

WAC 415-105-090 REEXAMINATION AND RETURN TO DUTY. (1) In the event a member is placed on disability retirement, the board (~~shall~~) may determine whether or not the member is so disabled that no possibility exists for return to duty or that there is no possibility that rehabilitation could restore the member to fitness for duty. Further, the board may at any point subsequent to retirement make such a determination provided a current (within ninety days) medical examination by the board physician or a specialist of his/her selection indicates that the retiree is so disabled that no possibility for recovery exists. A copy of all such determinations shall be sent to the department of retirement systems. Unless the board has made such a finding, the board's representative shall order a reexamination at six-month intervals and advise the board of the results thereof with a copy to the department of retirement systems: PROVIDED, That such reexamination need not be conducted on a member over 49.5 years of age. In the event the retired member is residing at a location more than 100 miles from his former place of employment, the member may be authorized to be examined by a physician in his immediate area, provided, however, such physician shall be first approved by the board and prior to such evaluation the examining physician shall be apprised of the basis upon which the examination is to be conducted and the issues to be addressed in the physician's evaluative report.

(2) In the event such evaluation discloses fitness to perform duties of the rank or position held by the member at the time of disability retirement, the member shall be entitled to a hearing before the board, and further consideration of the matter. Such notice and hearing shall comply with the (~~Administrative Procedure Act,~~) requirements of chapter 34.04 RCW.

(3) The hearing provided by RCW 41.26.140(2) is to be held, unless the retiree waives such hearing, prior to actual cancellation of a disability retirement allowance.

(4) The retirement allowance of any member who fails to submit to medical examination as provided herein shall be discontinued and in the event such refusal continues for one year, his retirement allowance shall be cancelled. Failure of the member to affirmatively respond to the request for reexamination shall be deemed a continuing refusal.

CESSATION OF DISABILITY

NEW SECTION

WAC 415-105-100 PURPOSE. These rules are adopted pursuant to RCW 41.26.115 to implement the provisions of RCW 41.26.130(3) and 41.26.135 and establish procedures to be followed by the applicant and the disability board. These rules apply only to a disability retiree over age fifty who seeks a determination that his/her disability has ceased.

NEW SECTION

WAC 415-105-110 APPLICATION TO DISABILITY BOARD. (1) When a disability retiree over age fifty believes that his/her disability has ceased, he/she may make application to cancel the disability retirement allowance. Such application shall be made to the disability board that originally considered the application for disability retirement.

(2) The application must be in writing and contain the following information:

(a) The retiree's name, birthdate, Social Security number, mailing address, telephone number, former LEOFF employer, and the name and mailing address of the retiree's legal representative, if any;

(b) The nature of the disability and the date the disability ceased;

(c) The names, addresses and telephone numbers of all physicians and other health care practitioners who have been contacted by the retiree or his/her representative in the last year for medical care, consultation or evaluation;

(3) The application must be accompanied by the following documents:

(a) Copies of any written documents supporting the retiree's claim that his/her disability has ceased;

(b) A copy of the local disability board order granting disability retirement if the original disability board order was summarily affirmed by the director or the LEOFF retirement board; or

(c) A copy of the director's order or the LEOFF retirement board's order if the director or the LEOFF retirement board entered the final order granting disability retirement.

NEW SECTION

WAC 415-105-120 BURDEN OF PROOF. The retiree has the burden of proof in the proceedings before the disability board.

NEW SECTION

WAC 415-105-130 STANDARD FOR DETERMINATION. To obtain a determination that a disability has ceased, the retiree must demonstrate that:

(1) He/she is reasonably able to perform the ordinary duties of his/her former position or position within his/her former rank with average efficiency; and

(2) There has been a material change in the circumstances upon which the original disability determination was based; and

(3) No other physical or mental disability now prevents the retiree from performing the ordinary duties of his/her position or rank.

A retiree may not obtain a determination that his/her disability has ceased by demonstrating that the medical condition was incorrectly diagnosed at the time of the initial disability hearing. The disability board need not rely solely on medical evidence in making its determination. If the medical condition for which the retiree was granted disability retirement has improved, but the retiree is still not physically or mentally able to perform his/her duties with average efficiency, he/she shall continue to receive a disability retirement allowance and shall not be entitled to service retirement.

NEW SECTION

WAC 415-105-140 EXAMINATION BY BOARD PHYSICIAN. (1) Before acting on an application, the disability board shall have the retiree examined by the board doctor as provided in WAC 415-105-030. If the board doctor has seen the retiree before in any capacity except evaluation on behalf of the disability board, the board doctor shall refer the retiree to another physician who has not seen the retiree in any capacity except evaluation on behalf of the disability board.

(2) Before the retiree is examined, the disability board shall furnish the board doctor or other physician with a current job description for the rank or position held by the member at the time he/she was granted disability retirement and a copy of these regulations.

(3) The board doctor or other physician shall examine the retiree to determine if he/she is able to perform with average efficiency the duties of the rank or position held by the retiree at the time of discontinuance of service and that he/she meets the requirements of WAC 415-105-130.

NEW SECTION

WAC 415-105-150 DISABILITY BOARD ORDER. Upon the basis of the application and the medical evaluation by the board doctor, and any other relevant evidence, the disability board shall determine whether the disability retiree has met the standards set out in WAC 415-105-130 and is physically and mentally capable of performing his/her duties with average efficiency. If it is determined that the retiree's disability has ceased, the board shall enter its written decision and order accompanied by appropriate findings of fact and conclusions of law evidencing compliance with the applicable statutes and regulations. The disability board must make a finding which specifies the date the disability ceased.

CESSATION OF DISABILITY WHILE UNDER AGE FIFTY**NEW SECTION**

WAC 415-105-160 PURPOSE—UNDER AGE FIFTY. These rules are adopted pursuant to RCW 41.26.115 to implement the provisions of RCW 41.26.130(3) and establish procedures to be followed by

the applicant and the disability board in cases in which the applicant is under age fifty and believes that his disability has ceased.

NEW SECTION

WAC 415-105-170 APPLICATION TO THE DISABILITY BOARD—UNDER AGE FIFTY. A disability retiree under age fifty who believes that his/her disability has ceased may make application to the disability board which originally found the member to be disabled for a determination that the disability has ceased. Such application must be in writing and contain the information set forth in WAC 415-105-110(2). Thereafter, the rules and procedures set forth in WAC 415-105-120 through 415-105-140 shall be in effect.

NEW SECTION

WAC 415-105-180 DISABILITY BOARD HEARING AND ORDER. (1) Upon the basis of the application, the medical evaluation by the board doctor, and any other relevant evidence, the disability board shall determine whether the disability retiree has met the standards set out in WAC 415-105-130 and is physically and mentally capable of performing his/her duties with average efficiency. If the board determines that the retiree's disability has ceased, both the retiree and the former employer shall be entitled to a notice and a hearing. Both the notice and the hearing shall comply with the requirements of chapter 34.04 RCW.

(2) After the hearing, the board shall enter its written decision and order, accompanied by appropriate findings of fact and conclusions of law, either denying the retiree's application or cancelling his/her disability retirement allowance and restoring him/her to duty pursuant to RCW 41.26.140(2).

(3) Any person aggrieved by a determination or order of a disability board that the applicant's disability has not ceased may file an appeal with the director pursuant to RCW 41.26.140(6).

WSR 87-07-016

ADOPTED RULES

DEPARTMENT OF RETIREMENT SYSTEMS

[Order 87-4—Filed March 11, 1987]

I, Robert L. Hollister, Jr., director of the Department of Retirement Systems, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 415-104 WAC entitled purpose, scope, public records, jurisdiction of director, grievances, review of disability board action, rules on appeals filed pursuant to RCW 41.26.200, parties to a de novo hearing, department examination, notice of appeal to the superior court, certification of record, purpose and scope, director's review of disability board order, notice for hearing, department examination, burden of proof, payment of benefits pending final determination, and comparison of disability retirement allowance and service retirement allowance.

This action is taken pursuant to Notice No. WSR 87-03-047 filed with the code reviser on January 20, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 41.50.050(5) and 41.50.090 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 February 24, 1987.

By Robert L. Hollister, Jr.
Director

Chapter 415-104 WAC LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT ((BOARD)) SYSTEM

NEW SECTION

WAC 415-104-005 PURPOSE. These rules are adopted to implement administration of chapter 41.26 RCW by the director of the department of retirement systems pursuant to RCW 41.26.051.

NEW SECTION

WAC 415-104-015 SCOPE. These rules shall govern the unique aspects of the administration of chapter 41.26 RCW, Law enforcement officers' and fire fighters' retirement system (LEOFF).

NEW SECTION

WAC 415-104-025 PUBLIC RECORDS. See chapter 415-06 WAC.

NEW SECTION

WAC 415-104-035 JURISDICTION OF DIRECTOR. (1) The director has no jurisdiction to review the propriety of a disability board finding that the member's disability was incurred in the line of duty under RCW 41.26.120 or not incurred in the line of duty under RCW 41.26.125. If a member is granted disability retirement subsequent to a disability board's denial of disability, the director shall remand the matter to the disability board to make a finding of whether the disability was incurred in the line of duty.

(2) The director has no jurisdiction to review a disability board determination regarding a member's right to the employer's payment for medical services pursuant to RCW 41.26.030(22) and/or 41.26.150.

NEW SECTION

WAC 415-104-045 GRIEVANCES. Any person aggrieved by a decision or order of the local disability board denying disability leave, disability retirement, or cancelling a previously granted disability retirement allowance must submit a notice of appeal to the director within thirty days in accordance with RCW 41.26.200.

NEW SECTION

WAC 415-104-050 REVIEW OF DISABILITY BOARD ACTION. After the director has reviewed the disability board's decision pursuant to the provisions of RCW 41.26.120 or 41.26.125, he shall serve a copy of his decision on the disability board, the employer, and the applicant. If the director's decision is adverse to the applicant, he shall notify the applicant of his/her right to appeal by filing a notice for hearing.

NEW SECTION

WAC 415-104-060 RULES ON APPEALS FILED PURSUANT TO RCW 41.26.200. Appeal from decisions of the local disability boards will be reviewed on the basis of the record established by the disability board and materials appearing in the records of the department of retirement systems. The director shall act on such appeals as follows:

- (1) Affirmance; or
- (2) Remand for further proceedings; or
- (3) Reversal and remand.

NEW SECTION

WAC 415-104-070 PARTIES TO A DE NOVO HEARING. The parties to a de novo hearing held pursuant to RCW 41.26.220 shall be the applicant, employer, and the department. The disability board may appear at such hearing only in support of the director's decision pursuant to RCW 41.26.220.

NEW SECTION

WAC 415-104-080 DEPARTMENT EXAMINATION. The director or his representative, in his/her discretion, may require an application for disability retirement to undergo a mental and/or physical examination prior to the hearing to be held pursuant to RCW 41.26.220. The cost of such examination is the responsibility of the department.

NEW SECTION

WAC 415-104-090 NOTICE OF APPEAL TO THE SUPERIOR COURT. Upon an appeal from the decision and order of the director to the superior court pursuant to RCW 41.26.210, the appealing party within thirty days from the decision and order of the director must perfect his appeal by serving notice of appeal on the director and filing the notice of appeal together with proof of service with the clerk of the superior court. The service and the filing together with proof of service of the notice of appeal within thirty days shall be jurisdictional.

AMENDATORY SECTION (Amending Order IV, filed 2/15/78)

WAC 415-104-100 (~~(MEMBERS)) CERTIFICATION OF RECORD. ((The LEOFF retirement board is an independent agency of the state of Washington and is composed of the members specified by RCW 41.26.050 as now existing or hereafter amended.))~~ The director or his/her designated representative shall promptly file with

the clerk of the court a certified copy of the complete record of the hearing before the director which shall, upon being so filed, become the record in such case. Appeal shall lie from the judgment of the superior court to the court of appeals or the supreme court as in other cases.

CESSATION OF DISABILITY

NEW SECTION

WAC 415-104-115 PURPOSE AND SCOPE. The purpose of WAC 415-104-125 through 415-104-175 is to implement the provisions of RCW 41.26.135 to be followed by the department of retirement systems. These rules apply only to disability retirees over age fifty who seek a determination that their disability has ceased.

NEW SECTION

WAC 415-104-125 DIRECTOR'S REVIEW OF DISABILITY BOARD ORDER. (1) Every order of a disability board determining that an applicant's disability has ceased pursuant to RCW 41.26.130(3) shall be reviewed by the director, or his designated representative. The director may affirm or reverse the order or remand the matter for further proceedings.

(2) A retiree may appeal the disability board determination that a disability has not ceased to the director pursuant to the provisions of RCW 41.26.140(6).

NEW SECTION

WAC 415-104-135 NOTICE FOR HEARING. Before appealing to the superior court, any person aggrieved by the director's final decision on review of the local board determination or the director's final decision after review of the record on appeal shall invoke the director's jurisdiction by filing a notice for hearing in accordance with RCW 41.26.210 and WAC 415-08-020. Such hearing shall be in accordance with RCW 41.26.220.

NEW SECTION

WAC 415-104-145 DEPARTMENT EXAMINATION. The director or his representative, in his/her discretion, may require a disability retiree to undergo a mental and/or physical examination prior to the hearing to be held pursuant to RCW 41.26.220. The cost of such examination is the responsibility of the department.

NEW SECTION

WAC 415-104-155 BURDEN OF PROOF. The retiree has the burden of proof in the proceedings before the disability board and the director.

NEW SECTION

WAC 415-104-165 PAYMENT OF BENEFITS PENDING FINAL DETERMINATION. When a disability board determines that a retiree's disability has ceased, the department shall continue to pay monthly benefits: Provided, however, that the department shall

pay either the member's monthly service retirement allowance or monthly disability allowance, whichever is less, until there is a final determination from which no appeal is taken. Any retroactive adjustment that may be necessary as the result of the final determination shall be made after the appeal period has passed.

NEW SECTION

WAC 415-104-175 COMPARISON OF DISABILITY RETIREMENT ALLOWANCE AND SERVICE RETIREMENT ALLOWANCE. In comparing the member's disability retirement allowance and his/her service retirement allowance as required by RCW 41.26.130(3), the department shall calculate the service retirement allowance using a final average salary calculated as follows:

On the date the disability ceased, the average of the greatest basic monthly rate of salary or wages (basic salary) that was paid or would have been paid to the member had he/she been in "active service" (employed) during any consecutive twenty-four month period within the member's last ten years of service for which service credit was given (including periods of disability leave and disability retirement).

The initial calculation of the service retirement allowance does not include any cost-of-living increases that would have been granted if the service retirement allowance had been in effect during the period of disability retirement. The service retirement allowance is then compared to the monthly disability retirement allowance amount that the member was receiving on the date that the disability ceased.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 415-104-010 DEFINITIONS.
 WAC 415-104-020 PUBLIC RECORDS.
 WAC 415-104-030 DEDUCTIONS FROM PENSION PAYMENTS FOR INSURANCE PURPOSES.
 WAC 415-104-105 ELECTION OF LEOFF MEMBER TO LEOFF RETIREMENT BOARD.
 WAC 415-104-110 ADMINISTRATION.
 WAC 415-104-120 FUNCTION.
 WAC 415-104-140 LOCATION.
 WAC 415-104-150 MEETINGS.
 WAC 415-104-160 OFFICE OF THE CHAIRMAN.
 WAC 415-104-170 BUSINESS HOURS.
 WAC 415-104-180 CORRESPONDENCE.
 WAC 415-104-190 IDENTIFICATION.
 WAC 415-104-200 DECISION AND ORDER OF THE LOCAL DISABILITY BOARD.
 WAC 415-104-210 PROCESSING APPLICATIONS.
 WAC 415-104-220 RECORDING.
 WAC 415-104-230 LEGAL EXAMINATION OF APPLICATION.

WAC 415-104-240 RECOMMENDATION AND CONCLUSION.

WAC 415-104-250 LEOFF RETIREMENT BOARD DECISION ON APPLICATION.

WAC 415-104-260 NOTIFICATION OF MEMBER.

WAC 415-104-270 MISCELLANEOUS APPLICATIONS.

WAC 415-104-300 DISABILITY RETIREMENT APPLICATIONS—APPEALS.

WAC 415-104-310 GRIEVANCES.

WAC 415-104-320 RULES ON APPEALS.

WAC 415-104-400 NOTICE OF APPEAL TO THE SUPERIOR COURT.

WAC 415-104-410 CERTIFICATION OF RECORD.

WAC 415-104-800 CONTINUED LEOFF MEMBERSHIP FOR MEMBERS IN STATE ELECTIVE POSITIONS.

WAC 415-104-810 CONTRIBUTIONS AND SERVICE CREDIT FOR MEMBERS IN STATE ELECTIVE POSITIONS.

WAC 415-104-820 MEMBERS IN STATE ELECTIVE POSITIONS—ENTITLEMENT TO BENEFITS.

WAC 415-104-830 OPERATION IF IN CONFLICT WITH STATE LAW.

WSR 87-07-017

PROPOSED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed March 11, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules applicable to the administration of retrospective rating plans and group insurance plans, chapter 296-17 WAC, for workers' compensation insurance underwritten by the Department of Labor and Industries and offered to employers on an optional basis. The proposed rules will provide interest payment on outstanding retrospective rating additional premium assessments, consistent with the interest schedule of industrial insurance; and qualification for participants reenrolling in retrospective rating; that the agency will at 1:00 p.m., Wednesday, April 29, 1987, in the 1st Floor Conference Room, General Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on May 29, 1987.

The authority under which these rules are proposed is RCW 51.04.020(1) and 51.16.035.

The specific statute these rules are intended to implement is RCW 51.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 29, 1987.

The agency reserves the right to modify the text of these proposed rules prior to the public hearing thereon

or in response to written and/or oral comments thereon received prior to or during the public hearing.

Written and/or oral submission may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

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

R. A. Davis, Director
Department of Labor and Industries
General Administration Building
Olympia, Washington 98504

Dated: March 11, 1987

By: Joseph A. Dear
Deputy Director
for R. A. Davis
Director

STATEMENT OF PURPOSE

Title and Number of Rule(s) or Chapter: The proposals for rule changes which follow amend chapter 296-17 WAC which is the Administrative Code comprising the "manual of rules, classifications, rates, and rating system for Washington state workers' compensation insurance." The proposed rules govern the retrospective rating plans and group insurance plans underwritten by the department, offered to Washington employers on an optional basis.

Statutory Authority: RCW 51.04.020(1) and 51.16.035.

Implementation of Specific Statute: RCW 51.16.035.

Description of the Proposed Rule(s): Requires that prospective employers or groups must maintain any existing retrospective rating account in good standing with the department with no outstanding additional premium assessment or interest therein due at the time the agreement is processed. Institutes an interest payment schedule on unpaid retrospective premium adjustments.

Implementation of the proposed rules is necessary for enforcement of interest payment on outstanding retrospective rating additional premium assessments, consistent with the interest schedule of industrial insurance; and qualification for participants reenrolling in retrospective rating.

Agency Personnel Responsible for Drafting: Robert Lewis, Assistant Director for Industrial Insurance, 753-5173, Bill White, Actuary, 753-0779, Dale Andersen, Employer Services Chief, 753-5371, and Manette Moses, Group Insurance Manager, 586-3726, General Administration Building, Olympia, Washington 98504; **Implementation and Enforcement:** Robert Lewis, Assistant Director for Industrial Insurance, 753-5173, Dale Andersen, Employer Services Chief, 753-5371, and Manette Moses, Group Insurance Manager, 586-3726, General Administration Building, Olympia, Washington 98504.

Name of Person or Organization Whether Private, Public or Governmental, that is Proposing the Rule(s): Department of Labor and Industries.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rule(s):

The proposed rules will provide interest payment on outstanding retrospective rating additional premium assessments, consistent with the interest schedule of industrial insurance; and qualification for participants reenrolling in retrospective rating.

These rules are not proposed to comply with a 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: This statement pertains to revisions in chapter 296-17 WAC, proposed by the Department of Labor and Industries, and is prepared to conform with section 3(2) of [and] section 4 of the Regulatory Fairness Act (chapter 6, Laws of 1982).

Existing Rules: Chapter 296-17 WAC presently defines dividend declaration, qualifications for employer groups and employers participating in retrospective rating plans, retrospective rating formula, evaluation of incurred losses, retrospective premium adjustments, basic premium ratios, loss conversion factors and premium size group tables. The retrospective rating plans provide an adjustment of employer premium payments based on the premium due and incurred losses that were reported during the enrolled coverage period.

Treatment of Small Business Under Existing Rules: The department's retrospective rating plans are offered to Washington employers on an optional basis. These plans do not provide special allowances for any particular industry. Treatment of all employers under these plans is consistent with the process of initially collecting premiums: Risk classifications are keyed to the nature of an employer's business, industrial insurance rates are established by class, class rates multiplied by worker hours determine premium due. Although these plans are not generally as desirable when enrolled on an individual basis, we offer a group plan wherein many employers whose business is substantially similar can participate together. The group plan enables small employers to take advantage of lower insurance charges by producing a large aggregate premium base.

Effect of Proposed Revisions: The structure of these plans remains unchanged. Implementation of the proposed rules will provide interest payment on outstanding retrospective rating additional premium assessments, consistent with the interest schedule of industrial insurance; and qualification for participants reenrolling in retrospective rating.

Analysis of Cost of Proposed Revisions: There is no fiscal impact by making these changes nor can any cost be attached to implementing the rules. Employers voluntarily elect to participate in a retrospective rating plan.

AMENDATORY SECTION (Amending Order 85-8, filed 2/28/85, effective 7/1/85)

WAC 296-17-913 QUALIFICATIONS FOR EMPLOYER PARTICIPATION IN A RETROSPECTIVE RATING PLAN. The department may enroll interested employers in a retrospective rating plan as a means of insuring their workers' compensation obligations provided the following conditions are met:

(1) The employer submits a satisfactorily completed retrospective rating plan agreement for each employer account to be enrolled.

(2) The employer has an industrial insurance account in good standing with the department such that at the time the agreement is processed no outstanding premium, penalties or assessments are due and quarterly reporting of payroll has been made in accordance with WAC 296-17-310.

(3) The employer may be required to post a surety bond or other security deposit separate from the cash deposit required for establishing an industrial insurance account with the department:

(a) The employer's surety bond must be on the prescribed forms authorized by the department;

(b) The employer's surety bond shall be secured in one thousand dollar increments provided further that if the estimated maximum premium falls within two increment ranges, a surety bond at the higher level increment shall be obtained;

(c) The employer's surety bond shall remain in full force and effect for the period required retrospective premium calculations are made.

Such surety bond or security deposit would be sufficient to cover the difference between the employer's estimated standard premium and the maximum premium due under the retrospective rating plan. Past reporting data and current rate levels will be used to determine the estimated standard premium and maximum percentage retrospective premium due under the plan.

(4) The employer maintains any existing retrospective rating account in good standing with the department with no outstanding additional premium assessments or interest therein due at the time the agreement is processed.

Final determination as to the employer's eligibility under this section and financial ability to assume the responsibilities under the retrospective rating plan rests with the department subject to review under chapter 51.52 RCW.

AMENDATORY SECTION (Amending Order 86-18, filed 2/25/86)

WAC 296-17-916 RETROSPECTIVE PREMIUM ADJUSTMENTS—DUE AND PAYABLE. The initial retrospective premium adjustment will be calculated approximately twelve months from the close of the coverage period and annually thereafter for a period of four years. Provided a request is made within ninety days following promulgation of the fifth and final required retrospective premium adjustment by either the employer or department up to two subsequent annual retrospective premium adjustments on the coverage period will be made. The additional adjustments will be identified as the sixth and seventh adjustments and must be requested and made in succession.

Retrospective premium adjustments become due or payable within sixty days of notification of amount.

Interest on the unpaid amount of any retrospective premium adjustment shall be assessed and paid to the department according to the following schedule:

(1) Five percent interest beginning with the sixty-first day following notification of a premium amount due.

(2) Ten percent interest beginning with the ninety-first day following notification of a premium amount due.

(3) Twenty percent interest beginning with the one hundred twenty-first day following notification of a premium amount due.

Reevaluation of incurred losses or premium audits will not delay retrospective premium adjustment payments. For employers participating on an individual retrospective rating plan, no retrospective premium adjustment refund check will be written for less than ten dollars. In lieu of refund checks, retrospective premium adjustments of less than ten dollars will be credited to the employer's industrial insurance account.

The department may withhold any member's pro rata share from the group's retrospective premium adjustment refund and credit the employer's industrial insurance account when premiums, penalties, or assessments are owing the department. For employers participating in an individual retrospective rating plan, retrospective premium adjustment refunds may be credited to the employer's industrial insurance account when premiums, penalties, or assessments are owing the department.

AMENDATORY SECTION (Amending Order 86-18, filed 2/25/86)

WAC 296-17-917 QUALIFICATIONS FOR EMPLOYER GROUP PARTICIPATION IN RETROSPECTIVE RATING PLAN. The department may enroll interested groups in the retrospective rating plan provided:

(1) Employers qualify as a group as defined by WAC 296-17-910.

(2) Employers have industrial insurance accounts in good standing with the department such that at the time the agreement is processed no outstanding premium, penalties, or assessments are due and quarterly reporting of payroll has been made in accordance with WAC 296-17-310.

(3) Group submits a satisfactorily completed:

(a) Application for group retrospective rating plan no later than:

(i) April 30 for the coverage period beginning the following July 1;

(ii) July 31 for the coverage period beginning the following October 1;

(iii) October 31 for the coverage period beginning the following January 1;

(iv) January 31 for the coverage period beginning the following April 1.

(b) Employer's authorization for release of insurance data and group membership enrollment application for each employer account to be enrolled by the 15th day of the month preceding the start of the coverage period;

(c) Group retrospective rating plan agreement by the 15th day of the month preceding the start of the coverage period.

(4) The group may be required to post a surety bond or other security deposit separate from the individual employer's cash deposits required for establishing industrial insurance accounts with the department:

(a) The group's surety bond must be on the prescribed forms authorized by the department;

(b) The group's surety bond shall be secured in one thousand dollar increments provided further that if the group's estimated maximum premium due falls within two increment ranges, a surety bond at the higher level increment shall be obtained;

(c) The group's surety bond shall remain in force and effect for the period required retrospective premium calculations are made.

The amount of such surety bond or other security deposit, if required, may be fixed by the department in any amount equal to or less than the difference between the group's estimated standard premium and the maximum premium due under the retrospective rating plan. Past reporting data and current rate levels will be used to determine the estimated standard premium and maximum percentage retrospective premium due under the plan.

Each employer included as a group member in the group retrospective rating plan agreement will maintain an individual account with the department and will continue to pay quarterly premiums based on assigned risk classification(s) and individual experience rating.

Employers associated with the group at any time during the term of the group retrospective rating plan agreement will remain parties to the agreement for the balance of its term.

Members of the organization or association which do not elect to participate in the group retrospective rating plan at the inception of the agreement shall not become participating members in the group during the term of the agreement.

(5) The group maintains any existing retrospective rating account in good standing with the department with no outstanding additional premium assessment or interest therein due at the time the agreement is processed.

Final determination of an employer's eligibility to participate in a group plan under this section rests with the department subject to review under chapter 51.52 RCW.

The payment of the group retrospective premium adjustment will be made to or collected from the association. The distribution to the individual group members or collection from the individual group members will be done by the association.

Group retrospective premium adjustment will be calculated according to WAC 296-17-914 and is subject to WAC 296-17-915 and 296-17-916.

WSR 87-07-018

**NOTICE OF PUBLIC MEETINGS
EDMONDS COMMUNITY COLLEGE**

[Memorandum—March 11, 1987]

March 16, 1987
Monday, 4:15 p.m.
Board of Trustees Meeting
Lynnwood Hall, Room 424

The facilities for this meeting are free of mobility barriers and interpreters for deaf individuals and brailled or taped information for blind individuals will be provided upon request when adequate notice is given.

WSR 87-07-019

**PROPOSED RULES
DEPARTMENT OF AGRICULTURE**

[Filed March 12, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Agriculture intends to adopt, amend, or repeal rules to allow the posting of the credit card price or the cash price in the metering device of a motor fuel dispenser, amending WAC 16-657-025;

that the agency will at 1:30 p.m., Thursday, April 30, 1987, in the Main Conference Room, General Administration Building, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Monday, May 4, 1987.

The authority under which these rules are proposed is chapter 19.94 RCW.

The specific statute these rules are intended to implement is chapter 19.94 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 30, 1987.

Dated: March 11, 1987
By: James E. Wommack
Assistant Director

STATEMENT OF PURPOSE

Description of Purpose: To allow retail motor fuel dealers the option of setting either the credit card price or the cash price in the meters of computing dispensers used for both credit and cash sales. Appropriate signing would be required in either case to inform the public.

Statutory Authority: Chapter 19.94 RCW.

Agency Personnel to Contact: James Wommack, Assistant Director, Dairy and Food Division, Department of Agriculture, 406 General Administration Building, Olympia, WA 98504, phone (206) 753-5042.

This amendment is proposed by an independent dealer.

Agency Comments: None.

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

Small Business Impact: None.

AMENDATORY SECTION (Amending Order 1794, filed 4/11/83)

WAC 16-657-025 POSTING OF MOTOR FUEL PRICES—CASH AND CREDIT SALES. The following rules apply to the posting of prices of retail sales of motor fuels. As used herein, motor fuel means any fuel used in motor vehicles, including but not limited to gasoline, diesel, propane and alcohol-gasoline blends. As used herein, motor vehicles shall include all wheeled motorized vehicles, and all boats and airplanes.

(1) The posted or advertised price of motor fuel at retail outlets must be available to all consumers. Any condition or qualification required to obtain the posted price must be clearly displayed in letters of contrasting color at least one-half the size of the posted price and immediately adjacent thereto.

(2) A cash price may be posted or advertised if the posting of the price clearly shows it to be limited to cash purchases. The information shall be in letters at least one-half the size of the posted price and immediately adjacent thereto.

(3) Cash and credit sales.

(a) If a retailer elects to establish separate islands for cash and credit sales, the islands shall be clearly marked as such in letters at least six inches in height and of proportional width.

(b) If a retailer elects to permit cash and credit card sales from the same dispenser, the retailer may post in the meter of a computing dispenser the credit price or the cash price. If the credit price (~~will be displayed~~) appears on the meter face (~~immediately adjacent to or on the pump~~), a chart shall be posted immediately adjacent showing the cash discount price in one cent increments (~~the~~) with lettering (~~on the chart shall be~~) of such size and contrast lettering as to be easily read by (~~the~~) a consumer.

If the retailer elects to display the cash price in the meter, a sign will be displayed on each face of the dispenser in a location easily visible to a consumer in gothic letters at least one inch in height with this terminology: "This is the cash price. Credit card purchasers must pay a surcharge of cents per gallon." The amount of the surcharge will appear in the blank space.

(4) Posted prices of motor fuels at retail outlets shall include all federal, state and local taxes.

(5) The director of agriculture may require retailers to post additional signs or information as necessary to assure that the consumer is aware of information as necessary to make an informed purchase.

(6) Nothing herein shall be construed to prevent the use of a dispenser which is designed, manufactured, or adapted to permit cash and credit card sales from a single dispenser by manual or automatic means and which computes prices per gallon or litre pursuant to standards established in National Bureau of Standards Handbook 44.

WSR 87-07-020

**EMERGENCY RULES
DEPARTMENT OF FISHERIES**

[Order 87-15—Filed March 12, 1987]

I, Joseph R. Blum, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, Joseph R. Blum, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is this regulation addresses catch imbalances and provides for an equitable catch allocation.

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 March 12, 1987.

By Judith Merchant
for Joseph R. Blum
Director

NEW SECTION

WAC 220-56-18000U BAG LIMIT CODES. Notwithstanding the provisions of WAC 220-56-180, during the period March 27 through April 25, 1987, it is unlawful to retain or possess chinook salmon taken from the waters of Punch Card Areas 9, 10, 11, or 13.

REPEALER

The following section of the Washington Administrative Code is repealed effective March 27, 1987:

WAC 220-56-18000T BAG LIMIT CODES. (87-09)

WSR 87-07-021

PROPOSED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed March 12, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning safety standards for construction work, chapter 296-155 WAC, being revised to amend sections, clarify and update definitions, and to incorporate National Electrical Code (NEC) requirements which directly affect employee safety in construction workplaces - eliminating the need for the NEC to be incorporated by reference. The requirements have been written in performance language so that superfluous detailed specifications could be omitted and changes in technology could be accommodated without compromising safety.

| | | |
|-----|-----------------|--|
| New | WAC 296-155-426 | Introduction. |
| New | WAC 296-155-428 | Definitions applicable to this part. |
| New | WAC 296-155-429 | Applicability. |
| New | WAC 296-155-432 | General requirements. |
| New | WAC 296-155-434 | Wiring design and protection. |
| New | WAC 296-155-437 | Wiring methods, components, and equipment for general use. |
| New | WAC 296-155-441 | Specific purpose equipment and installations. |
| New | WAC 296-155-444 | Hazardous (classified) locations. |
| New | WAC 296-155-477 | [296-155-447] Special systems. |
| New | WAC 296-155-449 | General requirements. |
| New | WAC 296-155-452 | Lockout and tagging of circuits. |
| New | WAC 296-155-456 | Maintenance of equipment. |
| New | WAC 296-155-459 | Environmental deterioration of equipment. |
| New | WAC 296-155-462 | Batteries and battery charging. |
| Amd | WAC 296-155-265 | Fire prevention. |
| Amd | WAC 296-155-270 | Flammable and combustible liquids. |
| Amd | WAC 296-155-405 | Arc welding and cutting. |
| Amd | WAC 296-155-745 | Compressed air. |
| Rep | WAC 296-155-425 | Definitions applicable to this part. |

| | | |
|-----|-----------------|---|
| Rep | WAC 296-155-430 | General requirements. |
| Rep | WAC 296-155-435 | Grounding and bonding. |
| Rep | WAC 296-155-440 | Equipment installation and maintenance. |
| Rep | WAC 296-155-450 | Battery rooms and battery charging. |
| Rep | WAC 296-155-455 | Hazardous locations. |

The formal decision regarding adoption, amendment, or repeal of the rules will take place on May 27, 1987.

The authority under which these rules are proposed is RCW 49.17.040 and 49.17.050.

The specific statute these rules are intended to implement is RCW 49.17.050(2) and 49.17.060(1).

This notice is connected to and continues the matter in Notice No. WSR 87-02-058 filed with the code reviser's office on January 7, 1987.

Dated: March 12, 1987

By: Richard A. Davis
Director

WSR 87-07-022

ADOPTED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Order 87-01—Filed March 12, 1987]

I, Richard A. Davis, 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:

| | | |
|-----|------------------|---------------------------|
| Amd | WAC 296-24-14011 | Accident prevention tags. |
| Amd | WAC 296-62-07353 | Ethylene oxide. |

Chapter 296-24 WAC, general safety and health standard, being amended in WAC 296-24-14011, accident prevention tags, to be at least as effective as similar OSHA's amendments initiated by Federal OSHA by means of publication in Federal Register Vol. 51, No. 182, dated September 19, 1986, and OSHA Instruction STP 2-1.130. The WISHA state plan agreement requires that the Department of Labor and Industries adopt changes to its standards within 6 months after OSHA adopts a change to one of its standards.

Chapter 296-62 WAC, general occupational safety and health standard, being amended in WAC 296-62-07353, ethylene oxide, to be identical to the OSHA amendment initiated by Federal OSHA by means of publication in Federal Register Vol. 51, No. 132, dated July 10, 1986, and OSHA Instruction STP 2-1.129. The WISHA state plan agreement requires that the Department of Labor and Industries adopt changes to its standards within 6 months after OSHA adopts a change to one of its standards.

This action is taken pursuant to Notice No. WSR 87-02-058 filed with the code reviser on January 7, 1987. 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 49.17.050(2) and 49.14.040 [49.17.040] which directs that the Department of Labor and Industries has authority to implement the provisions of the Washington Industrial Safety and Health Act, chapter 49.17 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 March 12, 1987.

By Richard A. Davis
Director

AMENDATORY SECTION (Amending Order 76-6, filed 3/1/76)

WAC 296-24-14011 ACCIDENT PREVENTION TAGS. (1) Scope and purpose. (a) ((The)) This section applies to all accident prevention tags used to identify hazardous conditions and provide a message to employees with respect to hazardous conditions as set forth in subsection (3) of this section, or to meet the specific requirements of other WAC requirements.

(b) Tags are a temporary means of warning all concerned of a hazardous condition, defective equipment, radiation hazards, etc. The tags are not to be considered as a complete warning method, but should be used until a positive means can be employed to eliminate the hazard; for example, a "do not start" tag on power equipment shall be used for a few moments or a very short time until the switch in the system can be locked out; a "defective equipment" tag shall be placed on a damaged ladder and immediate arrangements made for the ladder to be taken out of service and sent to the repair shop.

~~((b) The purpose of this section is to establish a set of specifications for tags based on experience and previous use. The tags are to be used in industry, mercantile establishments, or wherever such tags can be utilized to help prevent accidental injury to personnel or damage to property, or both.~~

(2) Definitions. The word "tag" as used in this section refers to a surface (usually card, paper, pasteboard, or some temporary or nonpermanent material) on which letters or markings, or both, appear. These letters or markings, or both, are for warning (cautioning) or safety instruction of employees who may be exposed to hazards. Tags are to be affixed to the device in question by string, wire, or adhesive.

(3) Do not start tags. (a) The standard background color for do not start tags shall be red. (See Fig. J-10.)

(b) Letters shall be white or grey or etched, provided that a long lasting and sharp contrast results.) (c) This section does not apply to construction or agriculture.

(2) Definitions. (a) "Biological hazard" or "BIOHAZARD" means those infectious agents presenting a risk of death, injury or illness to employees.

(b) "Major message" means that portion of a tag's inscription that is more specific than the signal word and that indicates the specific hazardous condition or the instruction to be communicated to the employee. Examples include: "High Voltage," "Close Clearance," "Do Not Start," or "Do Not Use" or a corresponding pictograph used with a written text or alone.

(c) "Pictograph" means a pictorial representation used to identify a hazardous condition or to convey a safety instruction.

(d) "Signal word" means that portion of a tag's inscription that contains the word or words that are intended to capture the employee's immediate attention.

(e) "Tag" means a device usually made of card, paper, pasteboard, plastic or other material used to identify a hazardous condition.

(3) Use. (a) Tags shall be used as a means to prevent accidental injury or illness to employees who are exposed to hazardous or potentially hazardous conditions, equipment or operations which are out of the ordinary, unexpected or not readily apparent.

(b) Tags shall be used until such time as the identified hazard is eliminated or the hazardous operation is completed. Tags need not be used where signs, guarding or other positive means of protection are being used.

(c) Do not start tags shall be placed in a conspicuous location or shall be placed in such a manner that they effectively block the starting mechanism which would cause hazardous conditions should the equipment be energized. See Fig. J-11.

~~(4) ((Danger tags. (a) Danger tags should be used only where an immediate hazard exists. There should be no variation in the type of design of tags posted or hung to warn of specific dangers. (See Fig. J-11.)) General tag criteria. (a) All required tags shall meet the following criteria:~~

(i) Tags shall contain a signal word and a major message.

(ii) The signal word shall be either "Danger," "Caution," or "Biological Hazard," "BIOHAZARD," or the biological hazard symbol.

(iii) The major message shall indicate the specific hazardous condition or the instruction to be communicated to the employee.

(b) The signal word shall be readable at a minimum distance of five feet (1.52 m) or such greater distance as warranted by the hazard.

(c) The tag's major message shall be presented in either pictographs, written text or both.

(d) The signal word and the major message shall be understandable to all employees who may be exposed to the identified hazard.

(e) All employees shall be informed as to the meaning of the various tags used throughout the workplace and what special precautions are necessary.

(f) Tags shall be affixed as close as safely possible to their respective hazards by a positive means such as string, wire, or adhesive that prevents their loss or unintentional removal.

(g) The tag and attachment method or device used shall be constructed of such material that they will not be likely to deteriorate in the environment in which the tag is used during the time period of intended use.

(5) Danger tags. (a) Danger tags shall be used in major hazard situations where an immediate hazard presents a threat of death or serious injury to employees. Danger tags shall be used only in these situations. See Fig. J-11.

(b) All employees should be instructed that danger tags indicate immediate danger and that special precautions are necessary.

~~((5) Caution tags. (a) Caution tags should be used only to warn against potential hazards or to caution against unsafe practices. (See Fig. J-12.)) (6) Caution tags. (a) Caution tags shall be used in minor hazard situations where a nonimmediate or potential hazard or unsafe practice presents a lesser threat of employee injury. Caution tags shall be used only in these situations. See Fig. J-12.~~

(b) All employees should be instructed that caution tags indicate a possible hazard against which proper precautions should be taken.

~~((6)) (7) Warning tags. Warning tags may be used to represent a hazard level between "Caution" and Danger," instead of the required "Caution" tag, provided that they have a signal word of "Warning," an appropriate major message, and otherwise meet the general tag criteria of subsection (4) of this section.~~

(8) Out of order tags. Out of order tags should be used only for the specific purpose of indicating that a piece of equipment, machinery, etc., is out of order and to attempt to use it might present a hazard. (See Fig. J-13.)

~~((7)) (9) Radiation tags. (a) The standard background for radiation tags shall be yellow; the panel shall be reddish purple. Any letters used against the yellow background shall be black. The colors shall be those of opaque glossy samples as specified in Table 1, Fundamental Specification of Safety Colors for CIE Standard Source "C" American National Standard Safety Color Code for Marking Physical Hazards and the Identification of Certain Equipment, Z53.1-1971.~~

(b) The method of dimension, design, and orientation of the standard symbol (one blade pointed downward and centered on the vertical axis) shall be executed as illustrated in Figure J-14. The symbol shall be prominently displayed and of a size consistent with the size of the equipment or area in which it is to be used.

~~((8) Biological hazard tags. (a) The standard background color for the biological hazard symbol is optional as long as there is sufficient contrast for the symbol to be clearly defined. The symbol design (see Fig. J-15) shall be a fluorescent orange or orange-red color.~~

(b) The biological hazard tag shall be used to signify the actual or potential presence of a biohazard, to identify equipment, containers, rooms, materials, experimental animals, or combinations thereof, which contain or are contaminated with viable hazardous agents.

(c) For the purpose of this section the term "biological hazard" shall include only those infectious agents presenting a risk or potential risk to the well-being of man.)

~~((10) Biological hazard tags. (a) Biological hazard tags shall be used to identify the actual or potential presence of a biological hazard and to identify equipment, containers, rooms, experimental animals, or combinations thereof, that contain or are contaminated with hazardous biological agents.~~

(b) The symbol design for biological hazard tags shall conform to the design shown in Fig. J-15.

(11) Other tags. Other tags may be used in addition to those required by this section or in other situations where this section does not require tags, provided that they do not detract from the impact or visibility of the signal word and major message of any required tag.



Fig. J-1
Danger Sign

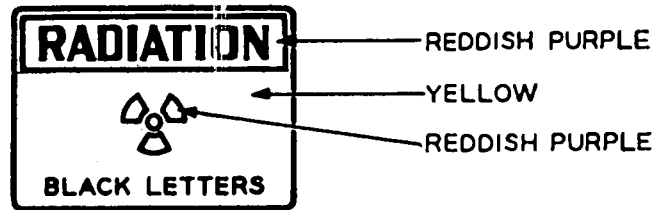


Fig. J-2
Radiation Warning Sign

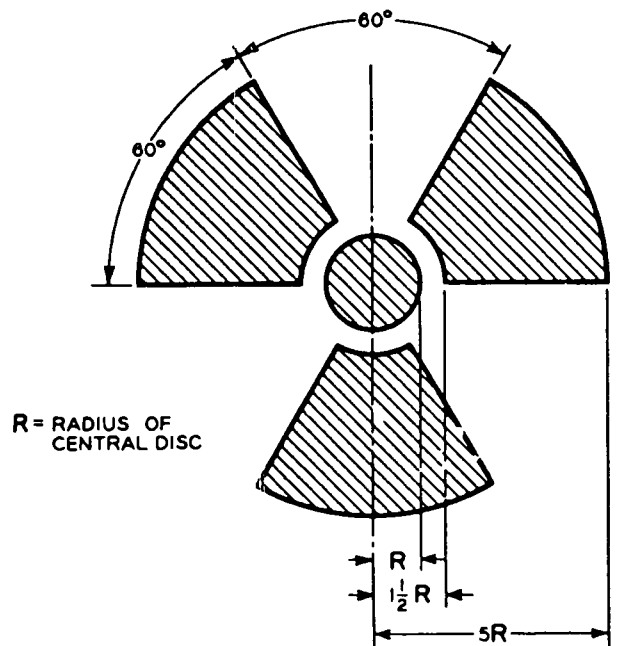


Fig. J-3
Standard Radiation Symbol

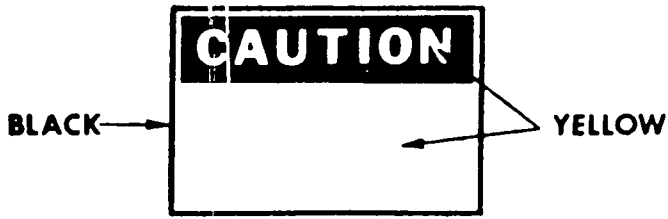


Fig. J-4
Caution Sign



Fig. J-5
Safety Instruction Signs



(Note: The words "think" and "be careful," given here, are only illustrations. Other wordings may be used.)

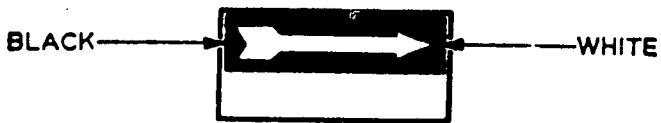


Fig. J-6
Directional Signs

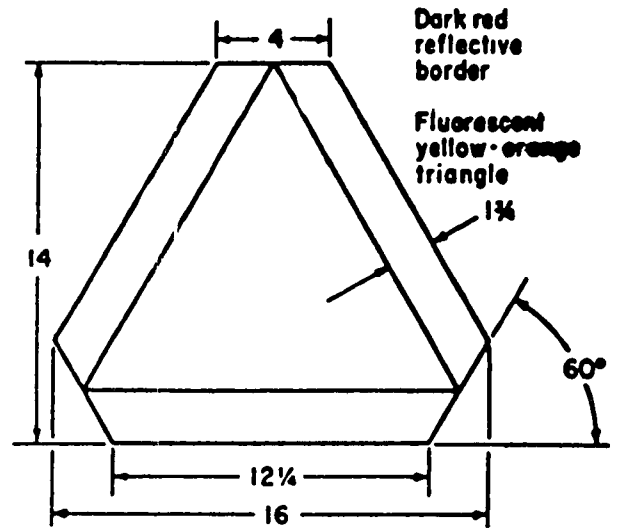


Fig. J-7
Slow-Moving Vehicle Emblem

Note: All dimensions are in inches.

POISON:



ELECTRICITY:

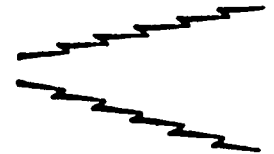
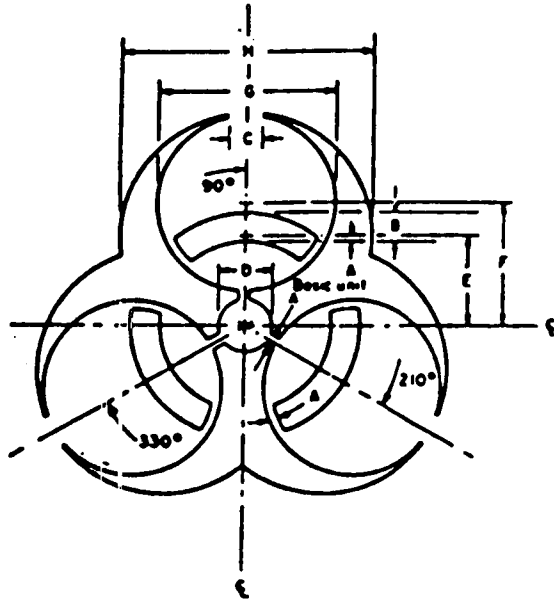
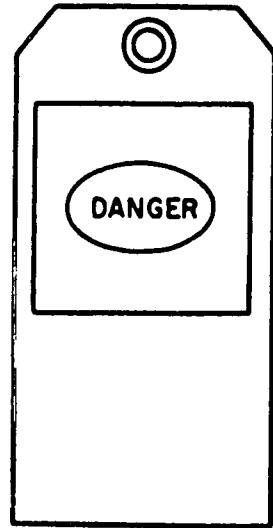


Fig. J-8
Symbols Used on Signs



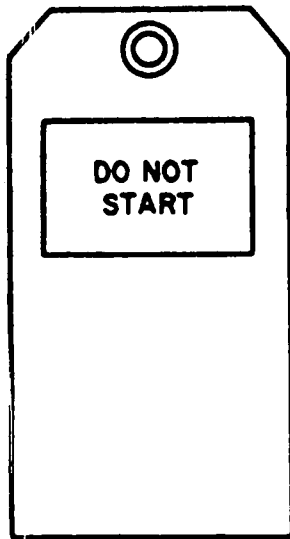
| Dimension | A | B | C | D | E | F | G | H |
|-----------|---|-------|---|---|----|----|----|----|
| Units | 1 | 3 1/2 | 4 | 6 | 11 | 15 | 21 | 30 |

Fig. J-9
Symbol for Biological Hazard



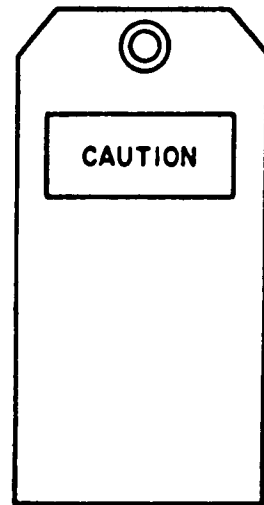
White tag
white letters on
red oval with a
black square

Fig. J-11
Danger Tag



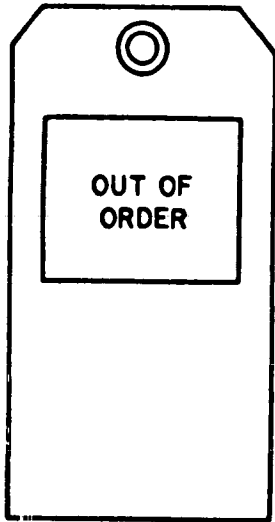
White tag
white letters on
red square

Fig. J-10
Do Not Start Tag



Yellow tag
yellow letters on a
black background

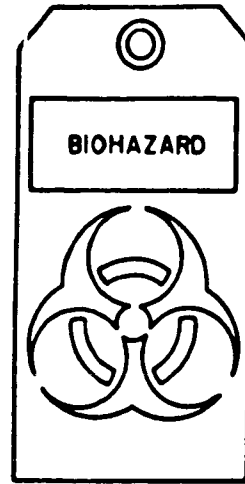
Fig. J-12
Caution Tag



White tag
white letters on
black background

Fig. J-13

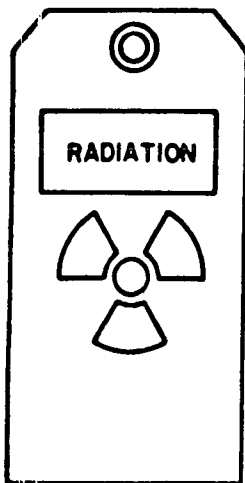
Out of Order Tag



White tag
black letters on
fluorescent-orange
background and
symbol

Fig. J-15

Biological Hazard Tag



Yellow tag
yellow letters in
reddish-purple panel
(Added wording in black
on yellow background)

Fig. J-14

Radiation Tag

TABLE J-1

STANDARD PROPORTIONS FOR DANGER SIGNS

| Sign size, inches | Black rectangular panel, inches | | Red oval, inches | | Word danger, height inches | Maximum space available for sign wording, inches |
|--------------------|---------------------------------|----------|------------------|----------|----------------------------|--|
| | Height | Width | Height | Width | | |
| HORIZONTAL PATTERN | | | | | | |
| 7x10 | 3 1/4 | x 9 3/8 | 2 7/8 | x 8 1/2 | 1 7/16 | 2 3/4 x 9 3/8 |
| 10x14 | 4 5/8 | x 13 3/8 | 4 1/8 | x 11 7/8 | 2 1/16 | 4 1/4 x 13 3/8 |
| 14x20 | 6 1/2 | x 19 3/8 | 5 3/4 | x 17 | 2 7/8 | 6 1/4 x 19 3/8 |
| 20x28 | 9 1/4 | x 27 3/8 | 8 1/4 | x 23 7/8 | 4 1/8 | 9 1/2 x 27 3/8 |
| UPRIGHT PATTERN | | | | | | |
| 10x 7 | 2 3/8 | x 6 3/8 | 2 1/8 | x 5 7/8 | 1 1/16 | 6 3/8 x 6 3/8 |
| 14x10 | 3 1/4 | x 9 3/8 | 2 7/8 | x 8 1/2 | 1 7/16 | 9 1/2 x 9 3/8 |
| 20x14 | 4 5/8 | x 13 3/8 | 4 1/8 | x 11 7/8 | 2 1/16 | 14 x 13 3/8 |
| 28x20 | 6 1/2 | x 19 3/8 | 5 3/4 | x 17 | 2 7/8 | 20 1/4 x 19 3/8 |

TABLE J-2

STANDARD PROPORTIONS FOR CAUTION SIGNS

| Sign size, inches | Black rectangular panel, inches | | Word "Caution" height of letter, inches | Maximum space available for sign wording below panel inches | |
|-------------------|---------------------------------|----------|---|---|----------|
| | height | width | | height | width |
| 7 x 10 | 2 1/4 | x 9 3/8 | 1 5/8 | 3 1/4 | x 9 3/8 |
| 10 x 14 | 3 1/4 | x 13 3/8 | 2 1/4 | 5 1/2 | x 13 3/8 |
| 14 x 20 | 3 3/4 | x 19 3/8 | 2 3/4 | 9 | x 19 3/8 |
| 20 x 28 | 4 1/4 | x 27 3/8 | 3 1/4 | 14 1/2 | x 27 3/8 |

HORIZONTAL PATTERN

| | | | | | |
|---------|-------|----------|-------|--------|----------|
| 7 x 10 | 2 1/4 | x 9 3/8 | 1 5/8 | 3 1/4 | x 9 3/8 |
| 10 x 14 | 3 1/4 | x 13 3/8 | 2 1/4 | 5 1/2 | x 13 3/8 |
| 14 x 20 | 3 3/4 | x 19 3/8 | 2 3/4 | 9 | x 19 3/8 |
| 20 x 28 | 4 1/4 | x 27 3/8 | 3 1/4 | 14 1/2 | x 27 3/8 |

UPRIGHT PATTERN

TABLE J-2—cont.

| Sign size, inches height width | Black rectangular panel, inches height width | | Word "Caution" height of letter, inches | Maximum space available for sign wording below panel inches height width | |
|--------------------------------|--|--------|---|--|----------|
| | height | width | | height | width |
| 10 x 7 | 1 5/8 x | 6 3/8 | 1 1/8 | 7 | x 6 3/8 |
| 14 x 10 | 2 1/4 x | 9 3/8 | 1 5/8 | 10 1/2 x | 9 3/8 |
| 20 x 14 | 3 1/4 x | 13 3/8 | 2 1/4 | 15 1/2 x | 13 3/8 |
| 28 x 20 | 3 3/4 x | 19 3/8 | 2 3/4 | 24 | x 19 3/8 |

TABLE J-3

STANDARD PROPORTIONS FOR SAFETY INSTRUCTION SIGNS

[TABLE J-3: PART 1—"Think" Safety Sign]

| Sign size, inches, height, width | Maximum Green rectangular panel, inches, height, width | | Word "Think" height letters, inches | Space available for sign wording below panel, inches height, width |
|----------------------------------|--|--------|-------------------------------------|--|
| | height | width | | |
| 7x10 | 2 3/4x | 9 3/8 | 1 5/8 | 3 1/2x 9 3/8 |
| 10x14 | 3 1/4x | 13 3/8 | 2 1/4 | 5 1/2x13 3/8 |
| 14x20 | 3 3/4x | 19 3/8 | 2 3/4 | 9 x19 3/8 |
| 20x28 | 4 1/4x | 27 3/8 | 3 1/4 | 14 1/2x27 3/8 |

[TABLE J-3: PART 2—"Be Careful" Safety Sign]

| Sign size, inches height, width | Maximum Green panel, inches, height, width | | Word "Be" height of letters, inches | Word "Careful" height of letters, inches | Space available for sign wording below panel, inches, height, width |
|---------------------------------|--|--------|-------------------------------------|--|---|
| | height | width | | | |
| 7x10 | 3 3/8x | 9 3/8 | 1 1/4 | 1 3/16 | 2 1/2x 9 3/8 |
| 10x14 | 4 1/4x | 13 3/8 | 1 3/4 | 2 3/16 | 4 x13 3/8 |
| 14x20 | 6 1/4x | 19 3/8 | 2 1/2 | 3 1/8 | 6 x19 3/8 |
| 20x28 | 9 1/2x | 27 3/8 | 3 1/2 | 4 3/8 | 9 1/4x27 3/8 |

TABLE J-4

STANDARD PROPORTIONS FOR DIRECTIONAL SIGNS

| Sign size inches height | Black rectangular panel, inches height width | White arrow, inches | | | Maximum space for sign wording below panel height |
|-------------------------|--|---------------------|-------------------------|--------------------|---|
| | | Overall length | Arrow head height width | Arrow shaft height | |
| 6 1/2x14 | 3 1/4x 13 3/8 | 12 5/8 | 2 3/4x 3 | 1 1/8 | 2 3/8x 3 1/4 13 3/8 |
| 9x20 | 4 1/2x 19 3/8 | 18 5/8 | 3 3/4x 4 1/8 | 1 5/8 | 3 1/4x 4 1/2 19 3/8 |

TABLE J-4—cont.

| Sign size inches height | Black rectangular panel, inches height width | White arrow, inches | | | Maximum space for sign wording below panel height |
|-------------------------|--|---------------------|-------------------------|--------------------|---|
| | | Overall length | Arrow head height width | Arrow shaft height | |
| 12x28 | 6x 27 3/8 | 26 5/8 | 5 1/8x 5 5/8 | 2 1/8 | 4 3/8x 6 4 3/4x 27 3/8 |
| 15x36 | 7 1/2x 35 3/8 | 34 5/8 | 6 3/8x 6 7/8 | 2 5/8 | 5 1/2x 7 1/2 6 1/4x 35 3/8 |

Appendix A—Recommended color coding.

While the standard does not specifically mandate colors to be used on accident prevention tags, the following color scheme is recommended by OSHA for meeting the requirements of this section:

"DANGER"—Red, or predominantly red, with lettering or symbols in a contrasting color.

"CAUTION"—Yellow, or predominantly yellow, with lettering or symbols in a contrasting color.

"WARNING"—Orange, or predominantly orange, with lettering or symbols in a contrasting color.

"BIOLOGICAL HAZARD"—Fluorescent orange or orange-red, or predominantly so, with lettering or symbols in a contrasting color.

Appendix B—References for further information.

The following references provide information which can be helpful in understanding the requirements contained in various sections of the standard:

1. Bresnahan, Thomas F., and Bryk, Joseph. "The Hazard Association Values of Accident Prevention Signs", Journal of American Society of Safety Engineers: January 1975.
2. Dreyfuss, H., Symbol Sourcebook, McGraw Hill: New York, NY, 1972.
3. Glass, R. A. and others, Some Criteria for Colors and Signs in Workplaces, National Bureau of Standards, Washington D.C., 1983.
4. Graphic Symbols for Public Areas and Occupational Environments, Treasury Board of Canada, Ottawa, Canada, July 1980.
5. Howett, G. L., Size of Letters Required for Visibility as a Function of Viewing Distance and Observer Acuity, National Bureau of Standards, Washington D.C., July 1983.
6. Lerner, N. D., and Collins, B. L., The Assessment of Safety Symbol Understandability by Different Testing Methods, National Bureau of Standards, Washington D.C., 1980.
7. Lerner, N. D. and Collins, B. L., Workplace Safety Symbols, National Bureau of Standards, Washington D.C., 1980.
8. Modley, R. and Meyers, W. R., Handbook of Pictorial Symbols, Dover Publication, New York, NY, 1976.
9. Product Safety Signs and Labels, FMC Corporation, Santa Clara, CA, 1978.

10. Safety Color Coding for Marking Physical Hazards, Z53.1, American National Standards Institute, New York, NY, 1979.

11. Signs and Symbols for the Occupational Environment, Can. 3-Z-321-77, Canadian Standards Association, Ottawa, September 1977.

12. Symbols for Industrial Safety, National Bureau of Standards, Washington D.C., April 1982.

13. Symbol Signs, U.S. Department of Transportation, Washington D.C., November 1974.

AMENDATORY SECTION (Amending Order 86-28, filed 7/25/86)

WAC 296-62-07353 ETHYLENE OXIDE. (1) Scope and application.

(a) This section applies to all occupational exposures to ethylene oxide (EtO), Chemical Abstracts Service Registry No. 75-21-8, except as provided in (b) of this subsection.

(b) This section does not apply to the processing, use, or handling of products containing EtO where objective data are reasonably relied upon that demonstrate that the product is not capable of releasing EtO in airborne concentrations at or above the action level under the expected conditions of processing, use, or handling that will cause the greatest possible release.

(c) Where products containing EtO are exempted under (b) of this subsection, the employer shall maintain records of the objective data supporting that exemption and the basis for the employer's reliance on the data, as provided in subsection (11)(a) of this section.

(2) Definitions: For the purpose of this section, the following definitions shall apply:

(a) "Action level" means a concentration of airborne EtO of 0.5 ppm calculated as an eight-hour time-weighted average.

(b) "Authorized person" means any person specifically authorized by the employer whose duties require the person to enter a regulated area, or any person entering such an area as a designated representative of employees for the purpose of exercising the right to observe monitoring and measuring procedures under subsection (12) of this section, or any other person authorized by chapter 49.17 RCW or regulations issued under chapter 49.17 RCW.

(c) "Director" means the director of the department of labor and industries, or designee.

(d) "Emergency" means any occurrence such as, but not limited to, equipment failure, rupture of containers, or failure of control equipment that is likely to or does result in an unexpected significant release of EtO.

(e) "Employee exposure" means exposure to airborne EtO which would occur if the employee were not using respiratory protective equipment.

(f) "Ethylene oxide" or "EtO" means the three-membered ring organic compound with chemical formula C_2H_4O .

(3) Permissible exposure limits (PEL). Eight-hour time-weighted average (TWA). The employer shall ensure that no employee is exposed to an airborne concentration of EtO in excess of one part EtO per million

parts of air (1 ppm) as an eight-hour time-weighted average. (Eight-hour TWA).

(4) Exposure monitoring.

(a) General.

(i) Determinations of employee exposure shall be made from breathing zone air samples that are representative of the eight-hour TWA of each employee.

(ii) Representative eight-hour TWA employee exposure shall be determined on the basis of one or more samples representing full-shift exposure for each shift for each job classification in each work area.

(iii) Where the employer can document that exposure levels are equivalent for similar operations in different work shifts, the employer need only determine representative employee exposure for that operation during one shift.

(b) Initial monitoring.

(i) Each employer who has a workplace or work operation covered by this standard, except as provided in subsection (1)(b) or (4)(b)(ii) of this section, shall perform initial monitoring to determine accurately the airborne concentrations of EtO to which employees may be exposed.

(ii) Where the employer has monitored after June 15, 1983, and the monitoring satisfies all other requirements of this section, the employer may rely on such earlier monitoring results to satisfy the requirements of (b)(i) of this subsection.

(c) Monitoring frequency (periodic monitoring).

(i) If the monitoring required by (b) of this subsection reveals employee exposure at or above the action level but at or below the eight-hour TWA, the employer shall repeat such monitoring for each such employee at least every six months.

(ii) If the monitoring required by (b)(i) of this subsection reveals employee exposure above the eight-hour TWA, the employer shall repeat such monitoring for each such employee at least every three months.

(iii) The employer may alter the monitoring schedule from quarterly to semiannually for any employee for whom two consecutive measurements taken at least seven days apart indicate that the employee's exposure has decreased to or below the eight-hour TWA.

(d) Termination of monitoring.

(i) If the initial monitoring required by (b)(i) of this subsection reveals employee exposure to be below the action level, the employer may discontinue the monitoring for those employees whose exposures are represented by the initial monitoring.

(ii) If the periodic monitoring required by (c) of this subsection reveals that employee exposures, as indicated by at least two consecutive measurements taken at least seven days apart, are below the action level, the employer may discontinue the monitoring for those employees whose exposures are represented by such monitoring.

(e) Additional monitoring. Notwithstanding the provisions of (d) of this subsection, the employer shall institute the exposure monitoring required under (b)(i) and (c) of this subsection whenever there has been a change in the production, process, control equipment, personnel or work practices that may result in new or additional exposures to EtO or when the employer has any reason

to suspect that a change may result in new or additional exposures.

(f) Accuracy of monitoring. Monitoring shall be accurate, to a confidence level of ninety-five percent, to within plus or minus twenty-five percent for airborne concentrations of EtO at the 1 ppm TWA and to within plus or minus thirty-five percent for airborne concentrations of EtO at the action level of 0.5 ppm.

(g) Employee notification of monitoring results.

(i) The employer shall, within fifteen working days after the receipt of the results of any monitoring performed under this standard, notify the affected employee of these results in writing either individually or by posting of results in an appropriate location that is accessible to affected employees.

(ii) The written notification required by (g)(i) of this subsection shall contain the corrective action being taken by the employer to reduce employee exposure to or below the PEL, wherever monitoring results indicated that the PEL has been exceeded.

(5) Regulated areas.

(a) The employer shall establish a regulated area wherever occupational exposures to airborne concentrations of EtO may exceed the TWA.

(b) Access to regulated areas shall be limited to authorized persons.

(c) Regulated areas shall be demarcated in any manner that minimizes the number of employees within the regulated area.

(6) Methods of compliance.

(a) Engineering controls and work practices.

(i) The employer shall institute engineering controls and work practices to reduce and maintain employee exposure to or below the TWA, except to the extent that such controls are not feasible.

(ii) Wherever the feasible engineering controls and work practices that can be instituted are not sufficient to reduce employee exposure to or below the TWA, the employer shall use them to reduce employee exposure to the lowest levels achievable by these controls and shall supplement them by the use of respiratory protection that complies with the requirements of subsection (7) of this section.

(iii) Engineering controls are generally infeasible for the following operations: Collection of quality assurance sampling from sterilized materials removal of biological indicators from sterilized materials: Loading and unloading of tank cars; changing of ethylene oxide tanks on sterilizers; and vessel cleaning. For these operations, engineering controls are required only where the director demonstrates that such controls are feasible.

(b) Compliance program.

(i) Where the TWA is exceeded, the employer shall establish and implement a written program to reduce employee exposure to or below the TWA by means of engineering and work practice controls, as required by (a) of this subsection, and by the use of respiratory protection where required or permitted under this section.

(ii) The compliance program shall include a schedule for periodic leak detection surveys and a written plan for emergency situations, as specified in subsection (8)(a)(i) of this section.

(iii) Written plans for a program required in (b) of this subsection shall be developed and furnished upon request for examination and copying to the director, affected employees and designated employee representatives. Such plans shall be reviewed at least every twelve months, and shall be updated as necessary to reflect significant changes in the status of the employer's compliance program.

(iv) The employer shall not implement a schedule of employee rotation as a means of compliance with the TWA.

(7) Respiratory protection and personal protective equipment.

(a) General. The employer shall provide respirators, and ensure that they are used, where required by this section. Respirators shall be used in the following circumstances.

(i) During the interval necessary to install or implement feasible engineering and work practice controls;

(ii) In work operations, such as maintenance and repair activities, vessel cleaning, or other activities for which engineering and work practice controls are not feasible;

(iii) In work situations where feasible engineering and work practice controls are not yet sufficient to reduce exposure to or below the TWA; and

(iv) In emergencies.

(b) Respirator selection.

(i) Where respirators are required under this section, the employer shall select and provide, at no cost to the employee, the appropriate respirator as specified in Table 1, and shall ensure that the employee uses the respirator provided.

(ii) The employer shall select respirators from among those jointly approved as being acceptable for protection against EtO by the Mine Safety and Health Administration (MSHA) and by the National Institute for Occupational Safety and Health (NIOSH) under the provisions of 30 CFR Part 11.

(c) Respirator program. Where respiratory protection is required by this section, the employer shall institute a respirator program in accordance with WAC 296-62-071.

(d) Protective clothing and equipment. Where eye or skin contact with liquid EtO or EtO solutions may occur, the employer shall select and provide, at no cost to the employee, appropriate protective clothing or other equipment in accordance with WAC 296-24-07501 and 296-24-07801 and to protect any area of the body that may come in contact with liquid EtO or EtO in solution, and shall ensure that the employee wears the protective clothing and equipment provided.

(8) Emergency situations.

(a) Written plan.

(i) A written plan for emergency situations shall be developed for each workplace where there is a possibility of an emergency. Appropriate portions of the plan shall be implemented in the event of an emergency.

(ii) The plan shall specifically provide that employees engaged in correcting emergency conditions shall be equipped with respiratory protection as required by subsection (7) of this section until the emergency is abated.

(iii) The plan shall include the elements prescribed in WAC 296-24-567, "Employee emergency plans and fire prevention plans."

(b) Alerting employees. Where there is the possibility of employee exposure to EtO due to an emergency, means shall be developed to alert potentially affected employees of such occurrences promptly. Affected employees shall be immediately evacuated from the area in the event that an emergency occurs.

Table 1.—Minimum Requirements for Respiratory Protection for Airborne EtO

| Condition of use or concentration of airborne EtO (ppm) | Minimum required respirator |
|--|--|
| Equal to or less than 50. | (a) Full facepiece respirator with EtO approved canister, front- or back-mounted. |
| Equal to or less than 2,000. | (a) Positive-pressure supplied air respirator, equipped with full facepiece, hood, or helmet, or (b) Continuous-flow supplied air respirator (positive pressure) equipped with hood, helmet or suit. |
| Concentration above 2,000 or unknown concentration (such as in emergencies). | (a) Positive-pressure self-contained breathing apparatus (SCBA), equipped with full facepiece, or (b) Positive-pressure full facepiece supplied air respirator equipped with an auxiliary positive-pressure self-contained breathing apparatus. |
| Firefighting | (a) Positive pressure self-contained breathing apparatus equipped with full facepiece. |
| Escape | (a) Any respirator described above. |

Note.—Respirators approved for use in higher concentrations are permitted to be used in lower concentrations.

(9) Medical surveillance.

(a) General.

(i) Employees covered.

(A) The employer shall institute a medical surveillance program for all employees who are or may be exposed to EtO at or above the action level, without regard to the use of respirators, for at least thirty days a year.

(B) The employer shall make available medical examinations and consultations to all employees who have been exposed to EtO in an emergency situation.

(ii) Examination by a physician. The employer shall ensure that all medical examinations and procedures are performed by or under the supervision of a licensed physician, and are provided without cost to the employee, without loss of pay, and at a reasonable time and place.

(b) Medical examinations and consultations.

(i) Frequency. The employer shall make available medical examinations and consultations to each employee covered under (a)(i) of this subsection on the following schedules:

(A) Prior to assignment of the employee to an area where exposure may be at or above the action level for at least thirty days a year.

(B) At least annually each employee exposed at or above the action level for at least thirty days in the past year.

(C) At termination of employment or reassignment to an area where exposure to EtO is not at or above the action level for at least thirty days a year.

(D) As medically appropriate for any employee exposed during an emergency.

(E) As soon as possible, upon notification by an employee either (I) that the employee has developed signs or symptoms indicating possible overexposure to EtO, or (II) that the employee desires medical advice concerning the effects of current or past exposure to EtO on the employee's ability to produce a healthy child.

(F) If the examining physician determines that any of the examinations should be provided more frequently than specified, the employer shall provide such examinations to affected employees at the frequencies recommended by the physician.

(ii) Content.

(A) Medical examinations made available pursuant to (b)(i)(A) through (D) of this subsection shall include:

(I) A medical and work history with special emphasis directed to symptoms related to the pulmonary, hematologic, neurologic, and reproductive systems and to the eyes and skin.

(II) A physical examination with particular emphasis given to the pulmonary, hematologic, neurologic, and reproductive systems and to the eyes and skin.

(III) A complete blood count to include at least a white cell count (including differential cell count), red cell count, hematocrit, and hemoglobin.

(IV) Any laboratory or other test which the examining physician deems necessary by sound medical practice.

(B) The content of medical examinations or consultation made available pursuant to (b)(i)(E) of this subsection shall be determined by the examining physician, and shall include pregnancy testing or laboratory evaluation of fertility, if requested by the employee and deemed appropriate by the physician.

(c) Information provided to the physician. The employer shall provide the following information to the examining physician:

(i) A copy of this standard and Appendices A, B, and C.

(ii) A description of the affected employee's duties as they relate to the employee's exposure.

(iii) The employee's representative exposure level or anticipated exposure level.

(iv) A description of any personal protective and respiratory equipment used or to be used.

(v) Information from previous medical examinations of the affected employee that is not otherwise available to the examining physician.

(d) Physician's written opinion.

(i) The employer shall obtain a written opinion from the examining physician. This written opinion shall contain the results of the medical examination and shall include:

(A) The physician's opinion as to whether the employee has any detected medical conditions that would place the employee at an increased risk of material health impairment from exposure to EtO;

(B) Any recommended limitations on the employee or upon the use of personal protective equipment such as clothing or respirators; and

(C) A statement that the employee has been informed by the physician of the results of the medical examination and of any medical conditions resulting from EtO exposure that require further explanation or treatment.

(ii) The employer shall instruct the physician not to reveal in the written opinion given to the employer specific findings or diagnoses unrelated to occupational exposure to EtO.

(iii) The employer shall provide a copy of the physician's written opinion to the affected employee within fifteen days from its receipt.

(10) Communication of EtO hazards to employees.

(a) Signs and labels.

(i) The employer shall post and maintain legible signs demarcating regulated areas and entrances or accessways to regulated areas that bear the following legend:

DANGER
ETHYLENE OXIDE
CANCER HAZARD AND REPRODUCTIVE HAZARD
AUTHORIZED PERSONNEL ONLY
RESPIRATORS AND PROTECTIVE CLOTHING MAY BE
REQUIRED
TO BE WORN IN THIS AREA

(ii) The employer shall ensure that precautionary labels are affixed to all containers of EtO whose contents are capable of causing employee exposure at or above the action level, and that the labels remain affixed when the containers of EtO leave the workplace. For the purposes of this subsection, reaction vessels, storage tanks, and pipes or piping systems are not considered to be containers. The labels shall comply with the requirements of WAC 296-62-05411 of WISHA's hazard communication standard, and shall include the following legend:

(A)

DANGER
CONTAINS ETHYLENE OXIDE
CANCER HAZARD AND REPRODUCTIVE HAZARD; and

(B) A warning statement against breathing airborne concentrations of EtO.

(iii) The labeling requirements under this section do not apply where EtO is used as a pesticide, as such term is defined in the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136 et seq.), when it is labeled pursuant to that act and regulations issued under that act by the Environmental Protection Agency.

(b) Material safety data sheets. Employers who are manufacturers or importers of EtO shall comply with the requirements regarding development of material safety data sheets as specified in WAC 296-62-05413 of the hazard communication standard.

(c) Information and training.

(i) The employer shall provide employees who are potentially exposed to EtO at or above the action level with information and training on EtO at the time of initial assignment and at least annually thereafter.

(ii) Employees shall be informed of the following:

(A) The requirements of this section with an explanation of its contents, including Appendices A and B;

(B) Any operations in their work area where EtO is present;

(C) The location and availability of the written EtO final rule; and

(D) The medical surveillance program required by subsection (9) of this section with an explanation of the information in Appendix C.

(iii) Employee training shall include at least:

(A) Methods and observations that may be used to detect the presence or release of EtO in the work area (such as monitoring conducted by the employer, continuous monitoring devices, etc.);

(B) The physical and health hazards of EtO;

(C) The measures employees can take to protect themselves from hazards associated with EtO exposure, including specific procedures the employer has implemented to protect employees from exposure to EtO, such as work practices, emergency procedures, and personal protective equipment to be used; and

(D) The details of the hazard communication program developed by the employer, including an explanation of the labeling system and how employees can obtain and use the appropriate hazard information.

(11) Recordkeeping.

(a) Objective data for exempted operations.

(i) Where the processing, use, or handling of products made from or containing EtO are exempted from other requirements of this section under subsection (1)(b) of this section, or where objective data have been relied on in lieu of initial monitoring under subsection (4)(b)(ii) of this section, the employer shall establish and maintain an accurate record of objective data reasonably relied upon in support of the exemption.

(ii) This record shall include at least the following information:

(A) The product qualifying for exemption;

(B) The source of the objective data;

(C) The testing protocol, results of testing, and/or analysis of the material for the release of EtO;

(D) A description of the operation exempted and how the data support the exemption; and

(E) Other data relevant to the operations, materials, processing, or employee exposures covered by the exemption.

(iii) The employer shall maintain this record for the duration of the employer's reliance upon such objective data.

(b) Exposure measurements.

(i) The employer shall keep an accurate record of all measurements taken to monitor employee exposure to EtO as prescribed in subsection (4) of this section.

(ii) This record shall include at least the following information:

(A) The date of measurement;

(B) The operation involving exposure to EtO which is being monitored;

(C) Sampling and analytical methods used and evidence of their accuracy;

(D) Number, duration, and results of samples taken;

(E) Type of protective devices worn, if any; and
 (F) Name, Social Security number and exposure of the employees whose exposures are represented.

(iii) The employer shall maintain this record for at least thirty years, in accordance with WAC 296-62-05207.

(c) Medical surveillance.

(i) The employer shall establish and maintain an accurate record for each employee subject to medical surveillance by subsection (9)(a)(i) of this section, in accordance with WAC 296-62-05207.

(ii) The record shall include at least the following information:

(A) The name and Social Security number of the employee;

(B) Physicians' written opinions;

(C) Any employee medical complaints related to exposure to EtO; and

(D) A copy of the information provided to the physician as required by subsection (9)(c) of this section.

(iii) The employer shall ensure that this record is maintained for the duration of employment plus thirty years, in accordance with WAC 296-62-05207.

(d) Availability.

(i) The employer, upon written request, shall make all records required to be maintained by this section available to the director for examination and copying.

(ii) The employer, upon request, shall make any exemption and exposure records required by subsection (12)(a) and (b) of this section available for examination and copying to affected employees, former employees, designated representatives and the director, in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(iii) The employer, upon request, shall make employee medical records required by (c) of this subsection available for examination and copying to the subject employee, anyone having the specific written consent of the subject employee, and the director, in accordance with WAC 296-62-052.

(e) Transfer of records.

(i) The employer shall comply with the requirements concerning transfer of records set forth in WAC ((296-62-05207)) 296-62-05215.

(ii) Whenever the employer ceases to do business and there is no successor employer to receive and retain the records for the prescribed period, the employer shall notify the director at least ninety days prior to disposal and transmit them to the director.

(12) Observation of monitoring.

(a) Employee observation. The employer shall provide affected employees or their designated representatives an opportunity to observe any monitoring of employee exposure to EtO conducted in accordance with subsection (4) of this section.

(b) Observation procedures. When observation of the monitoring of employee exposure to EtO requires entry into an area where the use of protective clothing or equipment is required, the observer shall be provided with and be required to use such clothing and equipment and shall comply with all other applicable safety and health procedures.

(13) Dates.

(a) Effective date. This section shall become effective thirty days after filing with the code reviser.

(b) Start-up dates.

(i) The requirements of subsections (3) through (12) of this section, including feasible work practice controls but not including engineering controls specified in subsection (6)(a) of this section, shall be complied with within one hundred eighty days after the effective date of this section.

(ii) Engineering controls specified by subsection (6)(a) of this section shall be implemented within one year after the effective date of this section.

(14) Appendices. The information contained in the appendices is not intended by itself to create any additional obligations not otherwise imposed or to detract from any existing obligation. Appendices are available from:

Support Services
 Division of Industrial
 Safety and Health
 P.O. Box 207
 Olympia, WA 98504
 (206) 753-6381

WSR 87-07-023

PROPOSED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed March 12, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning civil penalties, WAC 296-104-701. The rule gives information and amounts of fines, notification and appeals;

that the agency will at 9:00 a.m., Tuesday, April 21, 1987, in the 1st Floor Auditorium, General Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on May 21, 1987.

The authority under which these rules are proposed is chapter 70.79 RCW.

The specific statute these rules are intended to implement is chapter 70.79 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 21, 1987.

Dated: March 12, 1987

By: Richard A. Davis
 Director

STATEMENT OF PURPOSE

Title and Number of Rule: Chapter 296-104 WAC, Boilers and unfired pressure vessels law, which includes WAC 296-104-701 Civil penalties.

Statutory Authority: Chapter 70.79 RCW.

Specific Statutes that Rules are Intended to Implement: Chapter 70.79 RCW.

Summary of the Rules: Gives information and amounts of fines, notification and appeal process.

Reasons Supporting the Proposed Rules: To implement the penalty provision passed by the 1986 legislature.

Agency Person Responsible for Drafting, Implementation and Enforcement of the Rules: George E. Black, Chief Boiler Inspector, Department of Labor and Industries, 805 Plum Street S.E., P.O. Box 9004, Olympia, WA 98504-9004, phone (206) 586-0217.

Name of the Person or Organization Whether Private, Public or Governmental that is Proposing the Rules: Department of Labor and Industries.

Agency Comments or Recommendation, if any, Regarding Statutory Language, Implementation and Fiscal Matters Pertaining to the Rules: None.

The rules are not necessary to comply with a federal law or federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rules or Their Purpose: None.

A small business impact statement is not required since these rules do not impose any fiscal requirements other than those contained in the statute the proposed rules are intended to implement.

NEW SECTION

WAC 296-104-701 CIVIL PENALTIES. (1) An owner, user, or operator of a boiler or pressure vessel that violates a provision of chapter 70.79 RCW, or of the rules adopted under that chapter, is liable for a civil penalty based on the following schedule.

Operating under pressure a boiler or pressure vessel which the department has condemned, has issued a red tag or has suspended the inspection certificate:

Table with 2 columns: Offense description and Amount. Rows: First offense \$150.00, Second offense \$300.00, Each additional offense \$500.00.

Each day of such unlawful operation shall be deemed a separate offense.

Operating under pressure a boiler or pressure vessel without a valid inspection certificate:

Table with 2 columns: Offense description and Amount. Rows: First offense \$ 50.00, Second offense \$100.00, Each additional offense \$200.00.

Each day of such unlawful operation shall be deemed a separate offense.

Installation of a boiler or pressure vessel without meeting prior filing requirements of WAC 296-104-020:

Table with 2 columns: Offense description and Amount. Rows: First offense \$100.00, Second offense \$200.00, Each additional offense \$500.00.

Performing a repair to a boiler or pressure vessel, involving welding to a pressure retaining part, without meeting requirements of WAC 296-104-500:

Table with 2 columns: Offense description and Amount. Rows: First offense \$150.00, Second offense \$300.00, Each additional offense \$500.00.

Performing an alteration to a boiler or pressure vessel without meeting requirements of WAC 296-104-501:

Table with 2 columns: Offense description and Amount. Rows: First offense \$150.00, Second offense \$300.00, Each additional offense \$500.00.

Performing resetting, repair or restamping of safety valves, safety relief valves, or rupture discs, without meeting requirements of WAC 296-104-515:

Table with 2 columns: Offense description and Amount. Rows: First offense \$150.00, Second offense \$300.00, Each additional offense \$500.00.

Failure of owner to notify chief inspector in case of accident which serves to render a boiler or unfired pressure vessel inoperative, as required by WAC 296-104-025:

Table with 2 columns: Offense description and Amount. Row: Each offense \$100.00.

Failure to comply with a noncompliance report requirement:

Table with 2 columns: Offense description and Amount. Rows: Within 90 days \$100.00, Within 91-180 days \$250.00, Within 181-270 days \$400.00, Within 271-360 days \$500.00.

(2) The department shall by certified mail notify a person of its determination that the person has violated this section.

(3) Any person aggrieved by an order or act under the boiler and unfired pressure vessels law or under the rules and regulations may, within fifteen days after such order or act, appeal to the board of boiler rules.

(4) Each day that a violation occurs will be a separate offense. A violation will be a second or additional offense only if it occurs within one year from the first violation.

WSR 87-07-024

EMERGENCY RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Order 87-10—Filed March 12, 1987]

I, Richard A. Davis, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to civil penalties, WAC 296-104-701. The rule gives information and amounts of fines, notification and appeals.

I, Richard A. Davis, 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 rules are necessary to implement the penalty provision passed by the 1986 legislature.

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

This rule is promulgated pursuant to chapter 70.79 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 March 12, 1987.

By Richard A. Davis
Director

NEW SECTION

WAC 296-104-701 CIVIL PENALTIES. (1) An owner, user, or operator of a boiler or pressure vessel that violates a provision of chapter 70.79 RCW, or of

the rules adopted under that chapter, is liable for a civil penalty based on the following schedule.

Operating under pressure a boiler or pressure vessel which the department has condemned, has issued a red tag or has suspended the inspection certificate:

- First offense \$150.00
- Second offense \$300.00
- Each additional offense \$500.00

Each day of such unlawful operation shall be deemed a separate offense.

Operating under pressure a boiler or pressure vessel without a valid inspection certificate:

- First offense \$ 50.00
- Second offense \$100.00
- Each additional offense \$200.00

Each day of such unlawful operation shall be deemed a separate offense.

Installation of a boiler or pressure vessel without meeting prior filing requirements of WAC 296-104-020:

- First offense \$100.00
- Second offense \$200.00
- Each additional offense \$500.00

Performing a repair to a boiler or pressure vessel, involving welding to a pressure retaining part, without meeting requirements of WAC 296-104-500:

- First offense \$150.00
- Second offense \$300.00
- Each additional offense \$500.00

Performing an alteration to a boiler or pressure vessel without meeting requirements of WAC 296-104-501:

- First offense \$150.00
- Second offense \$300.00
- Each additional offense \$500.00

Performing resetting, repair or restamping of safety valves, safety relief valves, or rupture discs, without meeting requirements of WAC 296-104-515:

- First offense \$150.00
- Second offense \$300.00
- Each additional offense \$500.00

Failure of owner to notify chief inspector in case of accident which serves to render a boiler or unfired pressure vessel inoperative, as required by WAC 296-104-025:

- Each offense \$100.00

Failure to comply with a noncompliance report requirement:

- Within 90 days \$100.00
- Within 91-180 days \$250.00
- Within 181-270 days \$400.00
- Within 271-360 days \$500.00

(2) The department shall by certified mail notify a person of its determination that the person has violated this section.

(3) Any person aggrieved by an order or act under the boiler and unfired pressure vessels law or under the rules and regulations may, within fifteen days after such order or act, appeal to the board of boiler rules.

(4) Each day that a violation occurs will be a separate offense. A violation will be a second or additional offense only if it occurs within one year from the first violation.

WSR 87-07-025
PROPOSED RULES
DEPARTMENT OF LICENSING
 [Filed March 12, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Licensing intends to adopt, amend, or repeal rules concerning:

- Amd WAC 308-29-030 License records.
- Amd WAC 308-29-060 Sale of a collection agency.
- Amd WAC 308-29-070 Disclosure of rate of interest.
- Amd WAC 308-29-080 Notice to credit reporting bureau;

that the agency will at 10:00 a.m., Friday, April 24, 1987, in the Exam Center, Department of Licensing, 1300 Quince Street S.E., 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 19.16.410.

The specific statute these rules are intended to implement is RCW 19.16.410.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Friday, April 17, 1987.

Dated: February 27, 1987
 By: Robert Van Schoorl
 Assistant Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): WAC 308-29-030 License records; 308-29-060 Sale of a collection agency; 308-29-070 Disclosure of rate of interest; and 308-29-080 Notice to credit reporting bureau.

Statutory Authority: RCW 19.16.410.

Summary of Rules: WAC 308-29-030 requires the licensee to report to the department within 10 days any change in ownership or personnel and to supply additional information within 10 days if requested by the department; 308-29-060 sets forth specific clauses that are to be included in an agreement when an agency is sold or transferred relative to licensure requirement, agency name and responsibility to customers; 308-29-070 requires that, when appropriate, debtors be informed by the collection agency that interest charges are being added to the original obligation and the rate of such interest; and 308-29-080 requires that collection agencies notify all credit reporting bureaus that were previously informed of the existence of a debt within 45 days after the debt has been satisfied.

Reasons Supporting the Proposed Action: WAC 308-29-030, to assure that changes in managers of branch offices are reported to the department; 308-29-060, to require that collection agencies notify only those clients with open accounts when an agency is sold; and 308-29-070, to clarify when a collection agency must disclose to a debtor that interest charges are being added to the original obligation.

Responsible Personnel: In addition to members of the Collection Agency Board and the director of the Department of Licensing, the following persons have knowledge of and responsibility for drafting, implementing and enforcing these rules: Chris Rose, Assistant Administrator, 234-3234 scan, 753-3234 comm; and Cynthia Jones, Program Manager, 234-1966 scan, 753-1966 comm, 1300 Quince Street, Olympia, WA 98504.

Proponents: Washington State Collection Agency Board.

Agency Comments or Recommendations: Rule-making authority under chapter 19.16 RCW is delegated to the director of the Department of Licensing. The Collection Agency Board is responsible for discipline, and has undertaken to review existing rules and to propose amendments necessary to fulfill the obligations imposed upon the board by RCW 19.16.360.

Federal Law or Federal or State Requirements: Not necessitated as the result of federal law or of federal or state court requirements.

Small Business Economic Impact Statement: Not required.

AMENDATORY SECTION (Amending Order PL-141, filed 12/18/72)

WAC 308-29-030 LICENSE RECORDS. (1) Each licensee shall notify the director in writing within ten days after any change in ownership of a proprietorship or any change in owners, officers, directors, or managing employee(s) of ~~(a nonindividual licensee)~~ each office location. Such notification shall consist of reporting the individual's name, position, home address and effective date of change.

(2) Each licensee shall advise the department in writing of any additional information regarding the change or changes in subsection (1) of this section that the department may seek within ten days after the receipt of such a request from the department.

AMENDATORY SECTION (Amending Order PM 602, filed 6/27/86)

WAC 308-29-060 SALE OF A LICENSED COLLECTION AGENCY. Whenever a licensee intends to sell or otherwise transfer his or its interest~~((†))~~ in a collection agency, the seller (licensee) and buyer or transferee will insure that there is incorporated in the body of the sale agreement or document of transfer appropriate clauses that set forth provisions relative to the following:

~~((†))~~ (1) The Washington state collection agency license is not transferable or assignable and buyer is responsible to initiate whatever administrative action is necessary to obtain such license as required by law.

~~((b))~~ (2) Whether buyer or seller has the responsibility for all payments due customers on or before the effective date of sale.

~~((c))~~ (3) Whether buyer or seller has the responsibility for maintaining and preserving the accounting records as prescribed by RCW 19.16.230(3).

~~((d))~~ (4) Whether buyer is restricted from or is authorized to use the seller's collection agency's business name.

~~((e))~~ (5) The buyer (transferee) or seller (transferor) shall provide notice of the sale or transfer to the seller's or transferor's clients~~(, and shall provide said clients the opportunity to reclaim their)~~ with open accounts. The sale or transfer document shall provide which party to the sale or transfer is responsible for providing said notice.

AMENDATORY SECTION (Amending Order PM 602, filed 6/27/86)

WAC 308-29-070 DISCLOSURE OF RATE OF INTEREST. Whenever a collection agency is required pursuant to ~~((chapter 19.16))~~ RCW 19.16.250 (8)(c) to disclose to the debtor that interest charges are being added to the original obligation, the collection agency must also disclose to the debtor the rate of interest; said rate of interest not to exceed the legal maximum rate pursuant to chapter 19.52 RCW.

AMENDATORY SECTION (Amending Order PM 602, filed 6/27/86)

WAC 308-29-080 NOTICE TO CREDIT REPORTING BUREAU. In the event a collection agency informs a credit reporting bureau of the existence of a claim, the collection agency shall, within ~~((thirty))~~ forty-five days of satisfaction of said claim, notify the credit reporting bureau that said claim has been satisfied.

WSR 87-07-026

PROPOSED RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed March 13, 1987]

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 conduct of administrative hearings, WAC 392-101-010;

that the agency will at 9:00 a.m., Monday, April 27, 1987, in the Wanamaker Conference Room, Old Capitol Building, SPI, Washington [and] Legion, Olympia, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 28A.03.500.

Dated: March 12, 1987

By: Frank B. Brouillet

Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-101 WAC.

Rule Section(s): WAC 392-101-010.

Statutory Authority: RCW 28A.03.500.

Purpose of the Rule(s): To permit delegation of authority to administrative law judge to render final decision by the Superintendent of Public Instruction.

Summary of the New Rule(s) and/or Amendments: Pursuant to RCW 28A.03.500, SPI is delegating authority to ALJs to conduct certain hearings and render the final SPI decision.

Reasons Which Support the Proposed Action(s): This rule implements action by the 1985 [legislature] which permits delegation to ALJs to conduct administrative hearings.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule(s): Ralph E. Julnes, SPI, 3-2298.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: [No information supplied by agency.]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

NEW SECTION

WAC 392-101-010 CONDUCT OF ADMINISTRATIVE HEARINGS. The superintendent of public instruction hereby assigns the following administrative hearings to the office of administrative hearings and hereby delegates to the administrative law judge conducting any such hearing the authority to render the final decision by the superintendent of public instruction:

- (1) Nonresident transfer appeals pursuant to WAC 392-137-055(2).
- (2) Special education hearings pursuant to WAC 392-171-531.
- (3) Equal educational opportunity complaints pursuant to WAC 392-190-075.
- (4) Professional certification appeals pursuant to WAC 180-75-030.

WSR 87-07-027

PROPOSED RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed March 13, 1987]

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:

New WAC 392-100-050 Agency abbreviations.
New WAC 392-100-060 Other abbreviations;

that the agency will at 9:00 a.m., Monday, April 27, 1987, in the Wanamaker Conference Room, Old Capitol Building, SPI, Washington [and] Legion, Olympia, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 28A.03.030(3).

Dated: March 12, 1987

By: Frank B. Brouillet
Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-100 WAC.

Rule Section(s): WAC 392-100-050 and 392-100-060.

Statutory Authority: RCW 28A.03.030(3).

Purpose of the Rule(s): [No information supplied by agency.]

Summary of the New Rule(s) and/or Amendments: Defines definitions used in common school manual.

Reasons Which Support the Proposed Action(s): Provide definitions of commonly used abbreviations.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule(s): Ralph E. Julnes, SPI, 3-2298.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: [No information supplied by agency.]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

NEW SECTION

WAC 392-100-050 AGENCY ABBREVIATIONS. As used in Title 392 WAC, the abbreviation:

- (1) "SPI" means the superintendent of public instruction;
- (2) "SBE" means the state board of education;
- (3) "ESD" means an educational service district;
- (4) "DSHS" means the department of social and health services.

NEW SECTION

WAC 392-100-060 OTHER ABBREVIATIONS. As used in Title 392 WAC, the abbreviation:

- (1) "FTE" means full time equivalent;
- (2) "RAP" means remediation assistance program.

WSR 87-07-028

PROPOSED RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed March 13, 1987]

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 hearing, WAC 392-137-060;

that the agency will at 9:00 a.m., Monday, April 27, 1987, in the Wanamaker Conference Room, Old Capitol Building, SPI, Washington [and] Legion, Olympia, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 28A.03.500.

Dated: March 12, 1987

By: Frank B. Brouillet
Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-137 WAC.

Rule Section(s): WAC 392-137-060.

Statutory Authority: RCW 28A.03.500.

Purpose of the Rule(s): To provide procedures for hearings in compliance with chapter 392-101 WAC.

Summary of the New Rule(s) and/or Amendments: Recognizes the adoption of WAC 392-101-010 and delegation to ALJs to conduct administrative hearings.

Reasons Which Support the Proposed Action(s): This rule implements action by the 1985 legislature which permits delegation to ALJs to conduct administrative hearings.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule(s): Ralph E. Julnes, SPI, 3-2298.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: [No information supplied by agency.]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

AMENDATORY SECTION (Amending Order 83-11, filed 8/18/83)

WAC 392-137-060 HEARING. The hearing provided for in WAC 392-137-055(2) shall be conducted in compliance with chapter 392-101 WAC ((and the state Administrative Procedure Act, chapter 34.04 RCW. In the event the appeal (i.e., hearing) is conducted before the superintendent's designee, the entire record as required by RCW 34.04.090 (4) and (5), together with the proposed findings of fact, proposed conclusions of law, and proposed order of the designee, shall be presented to and reviewed by the superintendent of public instruction. The provisions of RCW 34.04.110 shall be applicable to review by the superintendent of public instruction and shall be so noted within the designee's written opinion. The superintendent of public instruction may reject, modify, or accept any portion or all of the proposed findings of fact, proposed conclusions of law, and proposed order following his or her review of the entire record. The decision of the superintendent, in such cases, shall be final and shall terminate the proceeding)).

WSR 87-07-029

ADOPTED RULES

LIBRARY COMMISSION

[Order 87-01—Filed March 13, 1987]

Be it resolved by the Washington State Library Commission, acting at the Timberland Regional Library Service Center, 415 Airdustrial Way S.W., Olympia, WA, that it does adopt the annexed rules relating to rules and regulations governing the basis on which the State Library develops its practices and its activities, chapter 27.04 RCW, chapter 304-12 WAC, specifically related to Other (LSCA) service grant programs—Principles.

This action is taken pursuant to Notice No. WSR 87-04-066 filed with the code reviser on February 4, 1987. 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 Library Commission as authorized in RCW 27.04.030 and 27.04.060.

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 March 12, 1987.

By Nancy Zussy
State Librarian

AMENDATORY SECTION (Amending Order 85-01, filed 9/24/85)

WAC 304-12-140 OTHER SERVICES GRANT PROGRAMS—PRINCIPLES. (1) Basic to

Washington's program of library development are the following elements:

(a) ((Encouragement)) Encouraging and facilitating of cooperation among all types of libraries, and between libraries and other agencies.

(b) Providing trustees of public libraries with ((awareness and leadership skills)) continuing education opportunities which will enhance their board skills and expand their awareness of library issues and trends.

(c) ((Merging of and expanding units and/or systems of service)) Assisting in the determination and implementation of effective service areas for libraries.

(d) Providing, improving, and strengthening all levels of continuing education and staff development for library service providers.

(e) Initiating and encouraging library planning and research.

(f) Stimulating the concern of citizens ((interest in improvement and outreach of)) for quality library service(s) through effective marketing.

(g) Assisting in community efforts to overcome adult illiteracy.

(h) Advancing ((and developing)) the utilization of library-related automation and technology for the provision of quality library service.

(i) Improving document delivery methods to better serve library patrons.

(j) Providing services geared ((specifically)) to children, young adults and other special age groups such as the elderly.

(2) The Washington state library commission is receptive to request which may include areas not yet specifically stated as eligible. The guiding principle upon which items are included has been and will be whether or not the proposal will make, or has the potential to make, a permanent contribution to the improvement and development of library service in our state. Also basic is the principle that grant funds do not take the place of local funds, but are to be used to support costs which cannot be considered a legitimate responsibility of the area requesting the grant or which constitute a temporary emergency.

WSR 87-07-030

NOTICE OF PUBLIC MEETINGS

COMMUNITY COLLEGE DISTRICT TWELVE

[Memorandum—March 13, 1987]

There has been a change in the date and time of the regular April meeting of the Community College District Twelve board of trustees.

The April 9, 7:00 p.m. meeting has now been scheduled for April 2, 4:00 p.m. on the Centralia College campus.

WSR 87-07-031
EMERGENCY RULES
COMMUNITY COLLEGE DISTRICT TWELVE
 [Order 87-1—Filed March 13, 1987]

Be it resolved by the board of trustees of South Puget Sound Community College, Community College District 12, acting at 2011 Mottman Road S.W., Olympia, WA 98502, that it does adopt the annexed rules relating to student rights and responsibilities, code procedures, and summary suspension rules.

We, the board of trustees of Community College District 12, 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 emergency rules/amendments are necessary to continuing to define the rights and responsibilities of students attending South Puget Sound Community College.

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 South Puget Sound Community College, Community College District 12, as authorized in RCW 28B.50.140.

The undersigned hereby declares that the institution has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

APPROVED AND ADOPTED March 12, 1987.

By Case Doelman
 Chairman

SOUTH PUGET SOUND
CHAPTER 132L-10 WAC
STUDENT RIGHTS AND RESPONSIBILITIES

NEW SECTION

WAC 132L-10-010 PREAMBLE. *South Puget Sound Community College is dedicated to learning, the advancement of knowledge, and the development of ethically sensitive and responsible persons. To achieve these objectives, the students, faculty, and staff of South Puget Sound Community College are joined in voluntary association in an educational community.*

The student is first of all a member of the community at large and as such is entitled to the rights and responsibilities of any citizen of comparable age and maturity. Students, as members of the college community are also subject to regulations developed to assure the orderly operation of the college.

As such, admission to the college carries with it the expectation that students will (1) conduct themselves as responsible members of the college community, (2) that they will comply with the college rules and regulations which insure the orderly operation of the college, (3) maintain high standards of integrity and honesty, and

(4) respect the rights, privileges and property of other members of the college community. The student assumes responsibility for his/her own conduct.

It is the purpose of these rules to provide statements about the rights and responsibilities of students enrolled at South Puget Sound Community College as well as procedural processes for dealing with student discipline.

NEW SECTION

WAC 132L-10-020 DEFINITIONS. *As used in this Code of Student Rights and Responsibilities the following words and phrases shall mean:*

(1) "ASSPSCC Senate" means the representative governing body for students at South Puget Sound Community College recognized by the board of trustees.

(2) "Assembly" means any overt activity engaged in by two or more persons, the object of which is to gain publicity, advocate a view, petition for a cause or disseminate information to any person, persons or group of persons.

(3) "Board" means the board of trustees of Community College District 12, State of Washington.

(4) "President" means the duly appointed chief executive officer of South Puget Sound Community College, Community College District 12, State of Washington, or in his/her absence, the acting chief executive officer.

(5) "College" means South Puget Sound Community College located within Community College District 12, State of Washington.

(6) "College facilities" means buildings and grounds owned, operated, controlled, or supervised by the college.

(7) "College personnel" refers to any person employed by Community College District 12.

(8) "Dean of Students" means the administrative officer or designee at South Puget Sound Community College charged with the enforcement of student discipline.

(9) "Disciplinary action" means and includes suspension or any lesser sanction of any student by the dean of students, the student judicial board or president for the violation of any of the provisions of college policy including these regulations for which such sanctions may be imposed.

(10) "Faculty member(s)" means any employee of South Puget Sound Community College who is employed on a full-time or part-time basis as a teacher, counselor, librarian or other position for which the training, experience and responsibilities are comparable as determined by the appointing authority, except administrative appointments.

(11) "Recognized student organization" means and includes any group or organization composed of students which is formally recognized by the ASSPSCC Senate.

(12) "A sponsored event or activity" means any activity that is scheduled by the college and is supervised and controlled by college personnel. Such sponsorship shall continue only as long as the event is supervised and controlled by the college faculty member or college personnel. When the sponsored event or activity is of a prolonged nature, and free time periods are permitted to the students participating in the event, any activity taking place during a free time period outside of the supervision and control of the college's faculty member or college

personnel responsible for the event or activity shall be deemed to be a nonsponsored activity.

(13) "Student", unless otherwise qualified, means and includes any person who is enrolled for classes, formally in the process of applying for admission to the college, or who has been enrolled at the college.

NEW SECTION

WAC 132L-10-030 JURISDICTION. All rules herein adopted shall apply to every student whenever said student is present upon or in any college facility and whenever said student is present at or engaged in any college sponsored activity or function which is held on or in non-college facilities.

NEW SECTION

WAC 132L-10-040 AUTHORITY TO PROHIBIT TRESPASS. (1) The president, dean of students or other designated person, is authorized in the instance of any event that the president deems impedes the movement of persons or vehicles or which disrupts or threatens to disrupt the ingress and/or egress of persons from college facilities to:

(a) Prohibit the entry of or withdraw the license or privilege of a person or persons or any group of persons to enter onto or remain upon any portion of a college facility; or

(b) Give notice against trespass to any person, persons, or group of persons against who have been withdrawn or who have been prohibited from entering onto or remaining upon all or any portion of a college facility; or

(c) Order any person, persons or group of persons to leave or vacate all or any portion of a college facility.

NEW SECTION

WAC 132L-10-050 RIGHT TO DEMAND IDENTIFICATION. For the purpose of determining identity of a person as a student, college personnel may demand that any person on college facilities produce evidence of student enrollment.

NEW SECTION

WAC 132L-10-060 FREEDOM OF EXPRESSION. Fundamental to the democratic process are the rights of free speech and peaceful assembly. Students and other members of the college community shall always be free to express their views or support causes by orderly means which do not disrupt the operation of the college. Concomitantly, the college recognizes the responsibility to maintain a campus atmosphere conducive to a sound educational endeavor.

To insure the reconciliation of such rights and responsibilities, while respecting the private rights of all individuals, campus demonstrations may be conducted only in areas which are generally available to the public provided such demonstrations are conducted in an orderly manner, do not interfere with vehicular or pedestrian traffic, and do not interfere with the operation of the college.

NEW SECTION

WAC 132L-10-070 FREEDOM OF ASSOCIATION AND ORGANIZATION. Students bring to the campus a variety of interests previously acquired and develop many new interests as members of the college community. They are free to organize and join associations to promote any legal purpose.

Student organizations must be granted a charter by the ASSPSCC Senate before they may be officially recognized. Prior to becoming chartered, a student organization must submit to the ASSPSCC Senate a statement of purpose, criteria for membership, a statement of operating rules or procedure, and the names of college personnel who have agreed to serve as an advisor. All student organizations must also submit to the ASSPSCC Senate a list of officers and keep that list updated when changes occur. In order to qualify for issuance of a charter, a student organization must be open to all students without respect to race, sex, creed, or national origin, except for religious qualifications which may be required by organizations whose aims are primarily sectarian, or for other reasonable justifications which are directly related to the purposes of the organization. Affiliation with a noncampus organization shall not be grounds for denial of charter provided that other conditions for charter issuance have been met.

NEW SECTION

WAC 132L-10-080 STUDENT PARTICIPATION IN COLLEGE GOVERNANCE. As members of the college community, students may express their views on college policy and on matters of general interest to the student body. The ASSPSCC constitution and the college's administrative procedures shall provide channels for student participation in the formulation and application of institutional policies regarding academic and student affairs. Individuals affected by a policy shall have a representative voice in the formulation of that policy.

NEW SECTION

WAC 132L-10-090 STUDENT RECORDS. In compliance with the Family Educational Rights and Privacy Act, this policy has been created to insure confidentiality of student records at the college and govern the release of personally identifiable information contained within.

(1) Education records. Education records are defined as those records, files, and documents containing information directly pertaining to a student. At South Puget Sound Community College these are:

(a) Records pertaining to admission, advisement, registration, grading and progress to a degree that are maintained by the registrar.

(b) Testing information used for advisement purposes by the counseling center.

(c) Information concerning payment of fees as maintained by the treasurer.

(d) Financial aid information as collected by the financial aid office.

(e) Information regarding students participating in student government or athletics that is maintained by the student programs office.

(2) Access to education records. Students who are or have attended the college have the right to examine or review their personal records, as defined above, by submitting to the registrar a written request indicating education records to which access is desired.

(NOTE: Charges for reproduced copies of education records are found in the current catalog.)

(3) Directory information. The following information is considered "directory information" and thus may be disclosed without consent of the student, unless otherwise directed by the student, at any time, to the registrar in writing: The student's name, address, telephone number, date and place of birth, major field of study, eligibility for and participation in officially recognized activities, organizations, and sports, weight and height of members of athletic teams, dates of attendance, honor roll, degrees and awards received, and the most recent previous educational agency or institution attended by the student.

(4) Disclosure from education records. In addition to Directory Information the college will, at its discretion, make disclosures from education records of students with the student's prior written consent or to the following listed parties:

(a) College officials including college administrative and clerical staff, faculty, and students where officially elected or appointed to the ASSPSCC senate or employed by the college. Access or release of records to the above is permissible only when the information is required for the advisement, counseling, record keeping, reporting, or other legitimate educational interest consonant with their specific duties and responsibilities.

(b) To officials of another school in which the student seeks or intends to enroll.

(c) To authorized federal, state, or local officials as required by law.

(d) In connection with financial aid for which the student has applied or received.

(e) To accrediting organizations, or organizations conducting studies for or on behalf of the institution.

(f) To appropriate parties in a health or safety emergency.

(g) To parents of a dependent student, as defined in section 152 of the Internal Revenue Code of 1954, upon receipt of a written affidavit stating that the student is a dependent for income tax purposes. This, however, will not affect the other rights of the student.

In cases where consent of the student is required for release of education records, the student shall in writing, signed and dated by the student, specify: the records to be disclosed, the purpose or purposes of the disclosure, and the name of the party or parties to whom the disclosure can be made.

When personally identifiable information is released without prior consent of the student, other than directory information and information released to college officials or the student, the college official in charge of these records will records the names of the parties who have

requested information from educational records and the nature of the interest in that information.

Education records released to third parties shall be accompanied by a statement indicating that the information cannot be subsequently released in a personally identifiable form to other parties without obtaining the consent of the student. The college is not precluded from permitting third party disclosures to other parties listed in (a) through (g) of this section.

(5) Challenge of education records. Students who believe that information contained in their education records is inaccurate, misleading or violates the privacy of other rights of the student may request in writing to the appropriate college official that the college amend their record(s). The college official(s) will make every effort to settle disputes through informal meetings and discussion with the student.

In instances where disputes regarding contents of education records cannot be resolved by the parties concerned, the college official involved shall advise the student of the right to a hearing by the Academic Standards Committee through a written request to the registrar. Should the Academic Standards Committee deem that the education records in question are inaccurate or misleading, the committee can ask that the records be amended by the appropriate college official. If the education records are held to be accurate, the student shall be granted the opportunity to place within those records a personal statement commenting upon the information contained within.

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 132L-10-100 STUDENT PUBLICATIONS. The college recognizes the fact that student publications are a valuable aid in establishing and maintaining an atmosphere of free and responsible discussion and of intellectual exploration on the campus. They are a means of bringing student concerns to the attention of the faculty and institutional authorities and of formulating opinions on the various issues on the campus and the college community at large.

The college, as the publisher of student publications must bear the legal responsibility for the contents of the publications. For this reason the college will establish a student publications policy and create a student publications board charged with the enforcement of the policy. The publications board shall be composed of an administrator appointed by the college president, two faculty, and three students appointed by the ASB President.

The student publications policy shall protect the students' freedom to deal with any ideas and to express any opinions in the student publications without fear of their censorship. Editors and managers of student publications are protected from arbitrary suspension and removal. Only for proper and stated causes, as outlined in the statement of purpose or philosophy adopted for each student publication, should editors and managers be subject to removal and then by orderly and prescribed procedures.

At the same time, the student publications policy shall charge the student editors and managers with corollary responsibilities to be governed by the canons of responsible journalism, including the avoidance of libel, indecency, undocumented allegations, attacks on personal integrity, and the techniques of harassment and innuendo.

NEW SECTION

WAC 132L-10-110 DISTRIBUTION AND POSTING OF MATERIALS. Literature may be distributed on campus in accordance with the following provisions:

(1) Handbills, leaflets, newspapers, and similarly related materials may be distributed in college facilities at locations specifically designated by the director of student programs, provided such distribution does not interfere with the ingress or egress of persons or interfere with the free flow of vehicular traffic. Such literature must bear the name of the organization or individual who publishes, sponsors or distributes them.

All non-students shall register with the director of student programs intent to distribute handbills, leaflets, newspapers, and similarly related materials on college facilities.

(2) Materials may be posted on campus in accordance with the following:

Permission for posting of materials on restricted bulletin boards shall be obtained from the following officials:

(a) The director of student programs for restricted bulletin boards in the student center, hallways, and outside of college facilities. Notices may not exceed 8 1/2" X 11" unless otherwise approved by the director of student programs.

(b) The college official responsible for all other areas within college facilities.

(3) Such notices must bear the name of the organization or individual who publishes, sponsors, or distributes them.

NEW SECTION

WAC 132L-10-120 USE OF COLLEGE FACILITIES. Any recognized ASSPSCC organization may request use of available college facilities for authorized activities. Facilities will be provided free of charge to the organization except when such use necessitates staffing and services beyond regular college requirements. Standard college fees will be charged in these cases.

Use of facilities for purposes other than those approved or in an irresponsible manner may result in withdrawal of this privilege for an organization.

NEW SECTION

WAC 132L-10-130 OUTSIDE SPEAKERS. Student organizations recognized by the ASSPSCC Senate may invite speakers to the college provided there is no interference with the regularly scheduled operation of the college. The following govern the appearance of speakers not themselves members of the college community:

(1) Any recognized ASSPSCC student organization with the sanction of its advisor, may ask individuals to speak on campus.

(2) The appearance of a speaker on the campus does not involve an endorsement, either implicit or explicit, of the speaker's views by the college, its students, its faculty, its administration or its board of trustees.

(3) The director of student programs or designee will be notified at least three academic calendar days prior to the appearance of an invited speaker. Exceptions to the three day ruling may be made by the director of student programs.

(4) The dean of students may require views other than those of the invited speaker to be presented at the meeting, or at a subsequent meeting.

(5) The dean of students may assign a college employee to facilitate any meeting where a speaker has been invited to insure the orderly conduct of the presentation.

NEW SECTION

WAC 132L-10-140 STUDENT COMPLAINTS. The purpose of these procedures is to establish a process where a student may express and resolve misunderstandings, complaints or grievances with any college employee in a fair and equitable manner. This procedure emphasizes an informal resolution.

A complaint is any expression of dissatisfaction with the performance of all college employee or procedure. The students who have a complaint about an action of a college employee should use the following procedure:

1. Initiating a non-academic complaint:

a. The student and the college employee should make a good faith effort to resolve the grievance on a one to one basis within fifteen (15) instructional days from the date of the complaint. In the event of absence from campus by the employee, the student shall contact the organizational unit administrator for advise on how to proceed with the complaint. If the student feels that he/she cannot meet face to face with the employee he/she may directly contact the organizational unit administrator.

b. If the student determines that a complaint cannot be resolved appropriately with the employee concerned, the student may contact the organizational unit administrator of the employee to facilitate a solution to the grievance.

c. If a complaint filed with the appropriate organization unit administrator has not been resolved, the student may proceed with a formal complaint.

2. Proceeding with a formal complaint:

a. Office to address: Complaints regarding an instructional employee or policy shall be addressed to the dean of instruction or designee. Complaints regarding an administrative services employee or policy shall be addressed to the dean of administrative services. Complaints regarding student services employees or other college personnel shall be addressed to the dean of students.

b. The dean/designee shall discuss with the student the concerns with the student and options available to

resolve the concern. If the student should elect to proceed with the formal complaint the student must outline in writing the complaint, identifying dates and persons involved as accurately as possible.

c. The dean shall also inform the student that the student may ask the dean of students or another person the student chooses to act as an advocate in assisting the student in the completion of the complaint process.

d. The student's written complaint shall be forwarded to the employee concerned who shall provide a written response within ten (10) instructional days.

e. If the written response does not resolve the complaint to the satisfaction of the student, the dean shall convene a conference of all the involved parties within ten (10) instructional days to (1) attempt to resolve to the satisfaction of all parties the complaint and/or (2) hear the issue(s) and take appropriate action(s) to resolve the complaint.

f. Any action if any, taken by the dean may be appealed to the president.

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 132L-10-150 VIOLATIONS. Any student shall be subject to disciplinary action who, either as a principal actor or aider or abettor:

(1) materially and substantially interferes with the personal rights or privileges of others or the educational process of the college;

(2) violates any provision of college policy;

(3) commits any of the following acts which are hereby prohibited:

(a) All forms of dishonesty including cheating, plagiarism, knowingly furnishing false information to the college, and forgery, alteration or use of college documents or instruments of identification with intent to defraud.

(b) Failure to comply with lawful directions of faculty, administrators and other regularly employed personnel acting in performance of their lawful duties.

(c) Conduct which intentionally and substantially obstructs or disrupts freedom of movement, teaching, research administration, disciplinary proceedings or other lawful activities on the college campus.

(d) Physical abuse of any person or conduct which is intended unlawfully to threaten imminent bodily harm or to endanger the health or safety of any person on college-owned or controlled property or at college-sponsored or supervised functions.

(e) Malicious damage to or malicious misuse of college property, or the property of any person where such property is located on the college campus.

(f) Refusal to comply with any lawful order to leave the college campus or any portion thereof.

(g) Possession or use of firearms, explosives, dangerous chemicals or other dangerous weapons or instrumentalities on the college campus, except for authorized college purposes, unless prior written approval has been obtained from the dean of students, or any other person designated by the president.

(h) Intentionally inciting others to engage immediately in of the conduct prohibited herein, which incitement leads directly to such conduct. (Inciting is that advocacy which prepares the group addressed for imminent action and steers it to the conduct prohibited herein.)

(i) Possessing, consuming or furnishing of alcoholic beverages on college-owned or controlled property or at college-sponsored or supervised functions where prohibited by law.

(j) Disorderly conduct, including disorderly conduct resulting from drunkenness.

(k) Engaging in lewd, indecent, or obscene behavior on college-owned or controlled property or at college-sponsored or supervised functions.

(l) Using, possessing, furnishing or selling any narcotic or dangerous drug as those terms are used in Washington statutes, except when the use or possession of a drug is specifically prescribed as medication by an authorized medical doctor or dentist.

(m) Falsely setting off or otherwise tampering with any emergency safety equipment, alarm, or other device established for the safety of individuals and/or college facilities.

(n) Theft or conversion of college property or private property.

(o) Entering any administrative office or any locked or otherwise closed college facility in any manner, at any time, without permission of the college employee or agent in charge thereof.

NEW SECTION

WAC 132L-10-160 EMERGENCY PROCEDURES. In the event of activities which interfere with the orderly operation of the college, the dean of students or the president shall determine the course of action which appears to offer the best possibility for resolution of the problem. The emergency procedures outlined below will be followed if deemed essential:

(1) Inform those involved in such activities that they are in violation of college and/or civil regulations.

(2) Inform them that they should cease and desist. Indicate an area on campus where they are able to conduct their activities without interfering with the operation of the college, if such an area is available.

(3) If they do not respond within a reasonable time, call the civil authorities.

SOUTH PUGET SOUND CHAPTER 132L-21 WAC CODE PROCEDURES

NEW SECTION

WAC 132L-21-010 INITIAL PROCEEDINGS. (1) INITIATION OF PROSECUTION. Students, faculty members, administrators and other employees of the district shall have concurrent authority to report violations which will be acted upon by the dean of students. All disciplinary proceedings will be initiated by the dean of students.

Nothing herein shall prevent faculty members from taking reasonable summary action as may be reasonably necessary to maintain order when they have reason to

believe that such action is necessary for the physical safety and well-being of the student, or the safety and protection of other students or of college property or where the student's conduct materially and substantially disrupts the educational process.

(a) Such summary action in the form of removal from the classroom shall be effective for a period not to exceed two (2) scheduled classroom days.

(b) Any summary action may be appealed to the dean of students for an informal hearing.

(2) NOTICE REQUIREMENTS. Any student charged in a report filed pursuant to WAC 132L-10-010, subsection (1), shall be notified by the dean of students within three academic calendar days after the filing of such a report. The notice shall not be ineffective if presented later due to student's absence. Such notice shall:

(a) Inform the student that a report has been filed alleging that the student violated specific provisions of college policy and the date of the violation; and

(b) Set forth those provisions allegedly violated; and

(c) Specify the exact time and date the student is required to meet with the dean of students; and

(d) Specify the exact time, date, and location of the formal hearing with the Student Judicial Board, if one is required; and

(e) Inform the student that he/she may question witnesses, that he/she may have any one appear in his/her behalf to defend him/her, that he/she may have a maximum of three character witnesses appear in his/her behalf; and,

(f) Inform the student that failure to appear at either of the appointed times at the dean of student's office or at the hearing may subject the student to suspension from the institution for a stated or indefinite period of time.

(3) MEETING WITH THE DEAN OF STUDENTS.

(a) At the meeting with the dean of students the student shall be informed of provision of the Code of Student Rights and Responsibilities that are involved, that the student may appeal any sanction imposed by the dean of students and that if a hearing with the student judicial board is required the student may have that hearing open to the public. If the student requests a hearing with the student judicial board, the dean of students shall take no action nor make any determination in the matter other than to inform the student again of the time, date, and location of the hearing.

(b) After considering the evidence in the case and interviewing the student or students involved, the dean of students may take any of the following actions:

(i) Terminate the proceedings exonerating the student or students; or

(ii) Impose disciplinary sanctions as provided for in WAC 132L-21-030.

(iii) Refer the matter to the student judicial board for appropriate action;

(c) A student accused of violating any provision of college policy shall be given immediate notification of any disciplinary action taken by the dean of students.

(d) No disciplinary action taken by the dean of students is final unless the student fails to exercise the right of appeal as provided for in these rules.

(4) STUDENT JUDICIAL BOARD

(a) Composition. The college shall have a standing student judicial board composed of nine members, who shall be chosen and appointed no later than October 15 each year to serve as a standing committee until their successors are appointed. The membership of the board shall consist of three members of the administration, excepting the dean of students, appointed by the president; three faculty members appointed by the faculty organization; and three students appointed by the ASSPSCC Senate. Any student entitled to a hearing before the Student Judicial Board shall choose, in writing, five members of the board to hear and decide the appeal or disciplinary case, provided, the student must choose at least one student, one faculty member and one member of the administration from the nine member board. In the event that unforeseen circumstances prevent a previously selected board member from attending the hearing, the student must choose a replacement from among the balance of the standing committee.

(b) Hearing Procedures:

(1) The five members of the student judicial board will hear, de novo, all disciplinary cases appealed to the committee by the student or referred to it by the dean of students.

(2) The five members of the student judicial board shall elect from among themselves a chairperson for the purpose of presiding at the disciplinary hearing.

(3) Student shall be given written notice of: the time, date, and location of the hearing; the specific charges against him/her; and shall be accorded reasonable access to the case file, which will be retained by the dean of students.

(4) Hearings will be closed to the public except for the dean of students, immediate members of the student's family, and the student's representative. An open hearing may be held, in the discretion of the chairperson, if requested by the student. All parties, the witnesses, and the public shall be excluded during the student judicial board's deliberations.

(5) The chairperson shall exercise control over the hearing to avoid needless consumption of time and to prevent the harassment or intimidation of witnesses. Any person, including the student, who disrupts a hearing or who fails to adhere to the rulings of the chairperson or committee advisor may be excluded from the proceedings and may be subject to disciplinary action as set forth in this policy.

(6) The student may: question witnesses, bring an advocate to defend him/her, and have a maximum of three (3) character witnesses appear on his/her behalf.

(7) The burden of proof shall be on the dean of students who must establish the guilt of the student by a preponderance of the evidence.

(8) Formal rules of evidence and procedure shall not be applicable in disciplinary proceedings conducted pursuant to this code. The chairperson shall admit all matters into evidence which reasonable persons would accept as having probative value in the conduct of their affairs. Unduly repetitious or irrelevant evidence may be excluded.

(9) The dean of students may appoint a special presiding officer to the student judicial board in complex cases or in any case in which the respondent is represented by legal counsel. Special presiding officers may participate in committee deliberations but shall not vote.

(10) In order that a complete record of the proceeding, including all evidence presented, can be made, hearings may be tape-recorded or transcribed. If a recording or a transcription is not made, the decision of the student judicial board must include a summary of the testimony and shall be sufficiently detailed to permit appellate review.

(11) After considering the evidence in the case and interviewing the student or students involved, the student judicial board shall decide by majority vote whether to:

(i) Terminate the proceedings exonerating the student(s); or

(ii) Impose disciplinary sanctions as provided in WAC 132L-21-030.

(12) Final decisions of the student judicial board, including findings of fact or reasons for the decision, shall be delivered to the student personally or by registered or certified mail to the student's last known address and a copy filed with the office of the dean of students.

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

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132L-21-020 **APPEALS.** (1) Appeals of disciplinary action(s) shall be taken in the following order:

(a) Disciplinary action taken by or at the recommendation of the dean of students or designated representative may be appealed to the student judicial board.

(b) Disciplinary decisions and action taken by the student judicial board may be appealed by the student to the president.

(2) All appeals by a student must be made in writing to the dean of students within ten calendar days after the student has been notified of the action from which he/she has a right of appeal to the student judicial board or the president.

NEW SECTION

WAC 132L-21-030 **DISCIPLINARY SANCTIONS.** (1) **WARNING.** Notice to a student, either verbally or in writing, that the student has been in violation of college rules or regulations or has otherwise failed to meet the college's standards of conduct. Such warnings will include the statement that continuation or repetition of the specific conduct involved or other misconduct will normally result in one of the more serious disciplinary actions described below.

(2) **REPRIMAND.** Formal action censuring a student for violation of the college rules or regulations or has otherwise failed to meet the college's standards of conduct. Reprimands shall be made in writing to the student as

appropriate by the deans of students or the student judicial board with copies filed in the office of the dean of students. A reprimand will include the statement that continuation or repetition of the specific conduct involved or other misconduct will normally result in one of the more serious disciplinary actions described below.

(3) **FINES.** The dean of students and/or the student judicial board may assess monetary fines up to a maximum of one hundred dollars per violation against individual students for violation of college rules and regulations or for the failure to meet the college's standards of conduct. Failure to pay such fines within thirty (30) days will result in suspension for an indefinite period of time as set forth in subsection (6) below, provided that a student may be reinstated upon payment of the fine.

(4) **RESTITUTION.** An individual student may be required to make restitution for damage or loss to college or other property and for injury to persons. Failure to make restitution within (30) days will result in suspension for an indefinite period of time as set forth in subsection (6) below, provided that a student may be reinstated upon payment.

(5) **DISCIPLINARY PROBATION.** Formal action placing conditions upon the student's continued attendance for violations of college rules or regulations or other failure to meet the college standards of conduct. Written notice of disciplinary probation will specify the period of probation and any condition, such as limiting the student's participation in extra-curricular activities or access to specific areas of the college's facilities. Copies of the notice shall be kept on file in the office of the dean of students and in the student's official educational records. Disciplinary probation may be for a specified term or for an indefinite period which may extend to graduation or other termination of the student's enrollment in the college.

(6) **SUSPENSION.** Temporary or indefinite dismissal from the college of a student for violation of college rules and regulations. The notification suspending a student will indicate, in writing, the term of the suspension and any special conditions which must be met before re-admission. Copies of the notification shall be kept on file in the office of the dean of students and in the students official education record

Refund of fees for the quarter in which disciplinary action is taken shall be in accord with the college's refund policy.

Students who are suspended from the college may be denied access to all or any part of the campus or other facility during the duration of the period of suspension.

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

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132L-21-040 **READMISSION AFTER SUSPENSION.** If the student has been suspended for an indefinite period, or feels that circumstances warrant reconsideration of the temporary suspension prior to its

expiration, the student may be readmitted following approval of a written petition submitted to the dean of students. Such petitions must state reasons which support a reconsideration of the matter.

**CHAPTER 132L-23
SUMMARY SUSPENSION RULES**

NEW SECTION

WAC 132L-23-010 SUMMARY SUSPENSION PROCEDURES. *The dean of students, or designee, may suspend any student of the college for not more than ten academic calendar days pending investigation, action or prosecution on charges of alleged violation or violations of college policy, if the dean of students has reason to believe the student's physical or emotional safety and well-being, or the safety and well-being of other college community members, or the safety and well-being of the college property requires such suspension.*

NEW SECTION

WAC 132L-23-020 PERMISSION TO ENTER OR REMAIN ON CAMPUS. *During the period of summary suspension, the suspended student shall not enter the campus of the college or any facility under the operation of the college other than to meet with the dean of students or to attend the hearing. However, the dean of students may grant the student special permission to enter a campus for the express purpose of meeting with faculty, staff, or students in preparation for the hearing.*

NEW SECTION

WAC 132L-23-030 NOTICE OF SUMMARY SUSPENSION PROCEEDINGS. *(1) If the dean of students or designee finds it necessary to exercise the authority to summarily suspend a student, he/she shall give the student notice, orally or in writing, stating: the time, date, place and nature of the alleged misconduct, the evidence in support of the charge(s); the corrective action or punishment which may be imposed against the student; that anything the student says to the dean may be used against the student; and that the student may either accept the disciplinary action or, within forty-eight (48) hours or two (2) work days following receipt of this notification, file at the office of the dean of students, a written request for a hearing by the student judicial board. If the request is not filed within the prescribed time, it will be deemed as waived.*

(2) APPEAL AND HEALTH: If oral notice is given, it shall be followed by written notice within forty-eight (48) hours or two (2) working days. The hearing shall be accomplished according to the procedures set forth in WAC 132L-21-010. Failure by the student to appear at the hearing with the student judicial board shall result in the dean of students suspending the student from the college.

**WSR 87-07-032
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Order 2475—Filed March 13, 1987]**

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Food stamps—Overpayments, amending WAC 388-54-850.

This action is taken pursuant to Notice No. WSR 87-04-010 filed with the code reviser on January 23, 1987. 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 March 11, 1987.

By Leslie F. James, Director
Administrative Services

AMENDATORY SECTION (Amending Order 2420, filed 9/2/86)

WAC 388-54-850 OVERPAYMENTS. (1) Definitions of overpayments for which collection action may be taken.

(a) An administrative error overpayment is an overpayment caused solely by department action or failure to act when the household had properly and accurately reported all the household's circumstances to the department.

(b) An inadvertent household error overpayment is an overpayment caused by misunderstanding or unintended error on the part of the household.

(c) An intentional program violation overpayment is an overpayment which a court or an administrative decision determined was caused by fraud or intentional program violation.

(2) Households and household members against which the department can take collection action.

(a) All household members who were adult members of the household at the time an overpayment occurred shall be jointly and severally liable for the value of any overpayment of food stamps.

(b) The department shall establish an overpayment claim against any household that:

(i) Received more food stamp benefits than it was entitled to receive, or

(ii) Contains an adult member who was an adult member of another household that received more food stamp benefits than it was entitled to receive.

(3) Collection actions taken by the department.

(a) The department shall pursue collection action against any or all persons described in subsection (2)(a) of this section.

(b) If a change in household composition occurs, the department may pursue collection action against any household which has a member who was an adult member of the household that received the overpayment.

(c) The department shall not collect more than the amount of the overpayment.

(4) Amount of overpayment.

(a) When the department discovers an administrative error or inadvertent household error overpayment occurred in the prior twenty-four months or discovers an intentional program violation in the prior seventy-two months, the department shall calculate the allotment the household should have been authorized. The date of discovery shall be the month the overpayment is ~~((calculated by completion of the food stamp claim determination report (DSHS-5-07)))~~ noted on the financial summary form.

(i) If the household accurately and timely reports the household's circumstances and changes in circumstances to the department, the calculation shall be based on the day the household's circumstances were reported.

(ii) If the household did not accurately and timely report the household's circumstances and change of circumstances, the calculation shall be based on the household having accurately reported the household's circumstances to the department in the application or on the date the change of circumstances occurred.

(iii) Calculation shall be based on the department having given the household advance notice if such notice would have been required.

(b) The difference between the monthly allotment the household should have been authorized as calculated in subsection (3)(a) of this section and the monthly allotment actually authorized is the amount of the overpayment.

(5) Amount of a household's and/or household member's liability for an overpayment. The difference between the amount of the overpayment calculated in subsection (3)(b) of this section and any food stamp lost benefits incurred prior to writing a letter demanding repayment, which had not previously been restored or used as an offset, is the amount of a household's and/or a household member's liability for an overpayment.

(6) Demand letter. Prior to initiating recovery action, the department shall provide the household member a demand letter.

(7) Methods of recovery. A household or household member may repay an overpayment in a lump sum or sums, in regular installments under a payment schedule agreed upon by the household or member and the department, and/or through reductions in the food stamp allotment.

(a) Lump sum.

(i) A household member may pay all or part of his or her liability for an overpayment in a lump sum.

(ii) A household member may use food stamp coupons, money order, check, cash, or any combination thereof to make a lump-sum payment.

(b) Installments.

(i) A household member may use food stamp coupons, money order, check, cash, or any combination thereof to make installment payments.

(ii) If the full liability for the overpayment or overpayments cannot be paid through a lump sum or allotment reduction or reductions, and the remaining amount of liability cannot be repaid in full in installment payments in three years, then the department may compromise the claim by reducing the claim to an amount allowing the household to pay the claim in three years.

(iii) The minimum installment payment schedule the department will agree to with a currently participating household member liable for an overpayment caused by inadvertent household error or intentional program violation shall be not less than the amount that could be recovered through allotment reduction.

(iv) When an installment payment schedule has been agreed to by the household member and the department, the amount to be repaid each month shall be that agreed to regardless of subsequent changes in the household's monthly household allotment unless the parties renegotiate the payment schedule and agree on a new payment schedule.

(v) A household member and/or the department may request of the other party a payment schedule be renegotiated.

(A) The most recent agreed upon payment schedule shall remain in effect until the household member and the department agree to a different schedule.

(B) When a household member requests renegotiation and the department agrees the member's economic circumstances have changed enough to warrant a different schedule, the department shall offer a different schedule and/or consider any reasonable schedule the member offers.

(C) When a household member requests renegotiation and the department determines the member's economic circumstances have not changed enough to warrant a different schedule, the department shall inform the member of this determination and the most recently agreed upon schedule remains in effect.

(vi) When a household member agreeing to repay in installments fails to make a payment in accordance with the repayment schedule:

(A) The department shall give notice informing him or her:

(I) No payment or an insufficient payment was received;

(II) The household member may contact the department to discuss renegotiation of the payment schedule; and

(III) Unless the household member makes the overdue payment or payments or contacts the department to discuss renegotiation by a specified date, the allotment of a currently participating household will be reduced without additional notice of the overpayment being recovered.

(B) If the household member fails to make the overdue payments or request renegotiation of the payment schedule and the overpayment was caused by inadvertent household error or intentional program violation, the department shall reduce the food stamp allotment without additional notice.

(C) If the household member responds to the notice by making the overdue payments and wishes to continue

the current payment schedule, the department shall permit him or her to do so.

(D) If the household member responds to the notice by requesting renegotiation of the payment schedule, the department shall consider the request.

(E) When the department determines agreement on a new repayment schedule cannot be reached and the overpayment was caused by inadvertent household error or intentional program violation, the department may invoke allotment reductions against a currently participating household.

(c) Reduction in food stamp allotment.

(i) Administrative error overpayment.

(A) For administrative error overpayments, the household member may repay through reduction in the food stamp allotment.

(B) The amount to be recovered each month through a reduction in allotment for an agency error overpayment shall be entirely up to the household member.

(ii) Inadvertent household error overpayment and intentional program violation overpayment. The department shall reduce a currently participating household's food stamp allotment to repay an inadvertent household error overpayment by the greater of ten percent of the household's monthly allotment or ten dollars per month and for an intentional program violation overpayment by the greater of twenty percent of the entitlement or ten dollars per month.

(A) If the household member and the department are negotiating in good-faith for an agreement to repay in installments, the department shall reduce the household's food stamp allotment only when the household member and the head of the household consent.

(B) If the household member and the department have made an agreement to repay in installments and the member has made each payment when due, the department shall reduce the household's food stamp allotment only when the household member and the head of the household consent.

(8) The department shall suspend collection action when:

(a) The department determines the household member is financially unable to pay the claim; or

(b) The department determines there is little likelihood the state can collect or enforce collection of any significant sum from the household member; or

(c) The department cannot locate a liable household member; or

(d) The department determines cost of further collection action is likely to exceed the amount that can be recovered.

(9) After the claim has been held in suspense for three years, the claim shall be terminated.

WSR 87-07-033
EMERGENCY RULES
BOARD OF HEALTH
[Order 301—Filed March 13, 1987]

Be it resolved by the Washington State Board of Health, acting at Vancouver, Washington, that it does adopt the annexed rules relating to:

New ch. 248-103 WAC Newborn metabolic screening.
Rep ch. 248-102 WAC Phenylketonuria.

We, the Washington State Board of Health, 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 need to establish board rules to detect, in newborns, congenital disorders leading to developmental impairment or physical disabilities as required by RCW 70.83.050; and repeal of chapter 248-102 WAC.

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

This rule is promulgated pursuant to RCW 70.83.050 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED March 11, 1987.

By John A. Beare, M.D., M.P.H.
Secretary

REPEALER

The following chapter of the Washington Administrative Code is repealed:

Chapter 248-102 WAC PHENYLKETONURIA.

*Chapter 248-103 WAC
NEWBORN METABOLIC SCREENING*

NEW SECTION

WAC 248-103-001 PURPOSE. The purpose of this chapter is to establish board rules to detect, in newborns, congenital disorders leading to developmental impairment or physical disabilities as required by RCW 70.83.050.

NEW SECTION

WAC 248-103-010 DEFINITIONS. For the purposes of this chapter:

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

(2) "Congenital adrenal hyperplasia" means a severe disorder of adrenal steroid metabolism which may result in death of an infant during the neonatal period if undetected and untreated.

(3) "Congenital hypothyroidism" means a disorder of thyroid function during the neonatal period causing impaired mental functioning if undetected and untreated.

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

(5) "Newborn" means an infant born in a hospital in the state of Washington prior to discharge from the hospital of birth or transfer.

(6) "Phenylketonuria" (PKU) means a metabolic disorder characterized by abnormal phenylalanine metabolism causing impaired mental functioning if undetected and untreated.

(7) "Significant screening test result" means a laboratory test result indicating a suspicion of abnormality and requiring further diagnostic evaluation of the involved infant for the specific disorder.

NEW SECTION

WAC 248-103-020 PERFORMANCE OF SCREENING TESTS. (1) Hospitals providing birth and delivery services or neonatal care to infants shall:

(a) Inform parents or responsible parties, by providing a departmental information pamphlet or by other means, of:

(i) The purpose of screening newborns for congenital disorders,

(ii) Disorders of concern as listed in WAC 248-103-020(2),

(iii) The requirement for newborn screening, and
(iv) The legal right of parents or responsible parties to refuse testing because of religious tenets or practices as specified in RCW 70.83.020.

(b) Obtain a blood specimen for laboratory testing as specified by the department from each newborn prior to discharge from the hospital or, if not yet discharged, no later than five days of age.

(c) Use department-approved forms and directions for obtaining specimens.

(d) Enter all identifying and related information required on the form attached to the specimen following directions of the department.

(e) In the event a parent or responsible party refuses to allow newborn metabolic screening, obtain signatures from parents or responsible parties on the department form.

(f) Forward the specimen or signed refusal or with the attached identifying forms to the Washington state public health laboratory no later than the day after collection or refusal signature.

(2) Upon receipt of specimens, the department shall:
(a) Perform appropriate screening tests for phenylketonuria, congenital hypothyroidism, and congenital adrenal hyperplasia;

(b) Report significant screening test results to the infant's attending physician or family if an attending physician cannot be identified; and

(c) Offer diagnostic and treatment resources of the department to physicians attending infants with presumptive positive screening tests within limits determined by the department.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 248-103-030 FEES. The department has authority under chapter 43.20A RCW to require a reasonable fee from parents or responsible parties for the costs of newborn metabolic screening to be collected through the hospital where the specimen was obtained.

WSR 87-07-034

ADOPTED RULES

STATE EMPLOYEES INSURANCE BOARD

[Resolution No. 87-2—Filed March 13, 1987]

Be it resolved by the State Employees Insurance Board, acting at the Department of Transportation, Materials Lab Building, Tumwater, Washington, that it does adopt the annexed rules relating to the amending of WAC 182-12-210.

This action is taken pursuant to Notice No. WSR 87-04-039 filed with the code reviser on February 3, 1987. 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 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 March 13, 1987.

By C. H. Shay
Assistant Benefits Manager

AMENDATORY SECTION (Amending Resolution No. 86-3, filed 8/5/86)

WAC 182-12-210 EXTENDED SELF-PAY MEDICAL AND DENTAL COVERAGE. In accordance with federal law, the Consolidated Omnibus Budget Reconciliation Act (COBRA), employees and dependents not otherwise enrolled in SEIB employer-funded coverage may continue their SEIB ((employee)) medical and dental coverage ((may be continued)) by self-payment of premium according to the following guidelines:

(1) Employees and/or their enrolled dependents may continue ((their and their eligible dependents')) coverage for up to eighteen months following the month in which either of the following qualifying events occur: (a) The employee is terminated (other than by reason of gross misconduct - see WAC 182-12-220 for appeal of dismissal) or (b) the employee would otherwise lose coverage due to reduction in hours of employment.

(2) ((Eligible)) Enrolled dependents of employees may continue their coverage for up to thirty-six months

following the month in which the first of any of the following qualifying events occur: (a) The employee dies (except as provided under WAC 182-12-122), (b) the ((spouse)) employee becomes divorced, or (c) a child ceases to be a dependent child under the requirements of the plan. Should more than one qualifying event occur, the maximum period a dependent may continue coverage under this section shall be thirty-six months.

(3) Continuation of coverage may be for medical only or for medical and dental, but not dental only, and each enrolled family member is entitled to make a separate selection of these options.

(4) Coverage continued under this ((chapter)) section shall be secondary to any other employer group coverage the person may have.

(5) ((Continuation)) Continued coverage ((may)) will be terminated when (a) the plan terminates, ((or)) (b) premium is not paid within the grace period stated in subsection (8) of this section, or (c) the person becomes covered in SEIB employer-funded coverage.

(6) NOTICE REQUIREMENTS:

(a) ((Prior to July 1, 1986)) At the time their coverage commences under the plan, the employer shall provide to each ((covered)) new employee written notice of the ((continuation coverage required under this chapter. Similar notice must be given to new employees at the time their coverage commences under the plan)) option to continue coverage as stated in this section.

(b) It is the employee's or dependent's responsibility to notify the employer of the employee's divorce ((of spouse)) or of a child ceasing to be an eligible dependent within sixty days of the qualifying event.

(c) When the employer learns of ((an employee's death, termination or other loss of eligibility under the plan, or receives notice of a)) any qualifying event ((described in (b) of this subsection,)) the employer must notify the employee (or surviving dependent) of the rights of this ((chapter)) section within fourteen days of the receipt of this information.

(7) ELECTION ((OF)) TO CONTINUE COVERAGE: ((An eligible)) Enrolled persons ((may)) must make their election to continue coverage ((during)) within a period of sixty days following a qualifying event or following the date notice is received from the employer, whichever is later.

(8) PREMIUM REQUIREMENTS: Payment of premium for ((continuation)) continued coverage must be made within forty-five days of the date of election ((of coverage)). Premium ((is payable)) must be paid retroactive to the ((date of)) first of the month following the qualifying event. Thereafter, premiums are due on the first of each month, subject to a thirty-day grace period.

(9) CONVERSION OPTION: Within a period of thirty-one days following the expiration of a person's ((continuation)) continued coverage, the person may ((transfer to)) purchase an individual conversion ((plan which is otherwise available under the SEIB plan)) policy.

WSR 87-07-035
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed March 13, 1987]

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 356-42-020 Determination of bargaining unit.
- Amd WAC 356-42-082 Filing unfair labor practice charge.
- Amd WAC 356-42-084 Answer to complaint—Unfair labor practice;

that the agency will at 10:00 a.m., Thursday, May 14, 1987, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, 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 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 May 12, 1987.

This notice is connected to and continues the matter in Notice No. WSR 87-04-036 filed with the code reviser's office on February 2, 1987.

Dated: March 12, 1987
 By: Leonard Nord
 Secretary

WSR 87-07-036
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed March 13, 1987]

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 356-18-100 Accrued vacation leave disposition—Computation—How made.
- Amd WAC 356-30-130 Seasonal career employment.
- Amd WAC 356-05-480 Workday.
- Amd WAC 356-05-500 Workweek.
- Amd WAC 356-15-030 Overtime provisions and compensation.
- Amd WAC 356-15-090 Schedule change and compensation;

that the agency will at 10:00 a.m., Thursday, April 9, 1987, in the Board Hearings Room, Department of Personnel, 600 South Franklin, Olympia, 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 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 April 7, 1987.

This notice is connected to and continues the matter in Notice Nos. WSR 87-04-040, 87-06-019 and 87-06-021 filed with the code reviser's office on February 3, 1987, and February 24, 1987.

Dated: March 12, 1987
 By: Leonard Nord
 Secretary

WSR 87-07-037
PROPOSED RULES
GAMBLING COMMISSION
 [Filed March 16, 1987]

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 amendatory sections WAC 230-20-064 and 230-04-201;

that the agency will at 10:00 a.m., Friday, April 10, 1987, in the Whitman Motor Inn, Walla Walla, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is chapter 9.46 RCW.

This notice is connected to and continues the matter in Notice No. WSR 87-03-024 filed with the code reviser's office on January 13, 1987.

Dated: March 16, 1987
 By: Frank L. Miller
 Deputy Director

WSR 87-07-038
ADOPTED RULES
GAMBLING COMMISSION
 [Order 165—Filed March 16, 1987]

Be it resolved by the Washington State Gambling Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to:

- Amd WAC 230-02-350 Commercial stimulant.
- Amd WAC 230-04-145 Licensing of managers of bingo games.
- Amd WAC 230-20-380 Persons obtaining a special amusement game license to conduct activities only at limited locations.

This action is taken pursuant to Notice No. WSR 87-03-024 filed with the code reviser on January 13, 1987. 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 9.46 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 March 13, 1987.
 By Frank L. Miller
 Deputy Director

AMENDATORY SECTION (Amending Order 150, filed 5/13/85)

WAC 230-20-380 PERSONS OBTAINING A SPECIAL AMUSEMENT GAME LICENSE TO CONDUCT ACTIVITIES ONLY AT LIMITED LOCATIONS. (1) Persons other than bona fide charitable or bona fide nonprofit organizations shall conduct amusement games only after obtaining a "special amusement game license" from the commission.

(2) Amusement games may be conducted under such a license only as a part of, and upon the site of:

- (a) Any agricultural fair as authorized under chapter 15.76 or 36.37 RCW; or
- (b) A civic center of a county, city or town; or
- (c) A world's fair or similar exposition which is approved by the Bureau of International Expositions at Paris, France; or
- (d) A community-wide civic festival held not more than once annually and sponsored or approved by the city, town, or county in which it is held; or
- (e) A commercial exposition organized and sponsored by an organization or association representing the retail sales and service operators conducting business in a shopping center or other commercial area developed and operating for retail sales and service, but only upon a parking lot or similar area located in said shopping center or commercial area for a period of no more than 17 consecutive days by any licensee during any calendar year((.)); or

(f) An Amusement Park. An Amusement Park is a group of activities, at a permanent location, to which people go to be entertained through a combination of various mechanical or aquatic rides, theatrical productions, motion picture and/or slide show presentation with food and drink service. The amusement park must include at least five different mechanical or aquatic rides, three additional activities and the gross receipts must be primarily from these amusement activities.

(3) No amusement games shall be conducted in any location except in conformance with local zoning, fire, health and similar regulations. In no event shall the licensee conduct any amusement games at any of the locations set out in (2) above without first having obtained the written permission to do so from the person or organization owning the premises or an authorized agent thereof, and from the persons sponsoring the fair, exhibition, commercial exhibition, or festival, or from the city or town operating the civic center, in connection with which the games are to be operated.

(4) In no event shall the licensee operate amusement games at any location not set forth on his application for licensure, or of which he has not given the commission at

least ten day prior written notice, except that the director may shorten this time period if, in his sole discretion, good cause is shown.

(5) The holder of a Class A special amusement game license shall conduct the games only at the location, and during the event, for which the license is issued.

AMENDATORY SECTION (Amending Order 137, filed 10/18/83)

WAC 230-04-145 LICENSING OF MANAGERS OF BINGO GAMES. (1) No person shall ~~((act as a bingo game manager on or after February 1, 1982, unless he or she has either received a license to do so from the commission or, if the commission has not previously denied an application by that person for a license, or the commission has not previously revoked a license issued to that person, he or she has properly applied for such license. If there has been [such] a previous denial of an application and/or revocation of a license, or if the applicant has been convicted of, or forfeited bond upon a charge of, or pleaded guilty to certain offenses set forth in RCW 9.46.158 that person shall not act as a bingo game manager unless he or she has been issued a license to do so by the commission. See WAC 230-02-418 for the definition of a "bingo game manager."~~

~~On or before the first day he or she actually performs work as a bingo game manager, a person shall submit an application for a license to the commission. Such application shall not be deemed complete and properly submitted for the purposes of this rule unless and until all questions on the commission's application form and attachments are fully and truthfully answered and the form, with all attachments, together with the required fee, has been delivered to the commission office during regular business hours (or actually deposited in the United States mail properly addressed to the commission):~~

~~Except as provided in this section, an operator of a bingo game shall not allow any unlicensed person to perform duties for which a license is required in or in connection with a bingo game and shall take all measures necessary to prevent an unlicensed person from doing so:~~

~~The president of the bingo licensee (or equivalent officer) operating the bingo game in connection with which the applicant will work shall sign the original application for license of each bingo game manager acknowledging that the applicant will be working for that bingo licensee with the bingo licensee's knowledge and consent.) perform the duties of a bingo game manager as defined by WAC 230-02-418 for a class D and above bingo licensee unless they have:~~

~~(a) Received a license to do so from the commission;~~
or

~~(b) Submitted a completed application to the commission on or before the first day the applicant begins working; Provided, that section (1)(b) above shall not apply if one or more of the following reasons exist:~~

~~(i) The applicant's present or past license has been previously denied, suspended, or revoked by the commission; or~~

~~(ii) The applicant is presently involved with pending commission charges or criminal prosecution; or~~

~~(iii) The applicant has been convicted of, or forfeited bond upon a charge of, or pleaded guilty to certain offenses set forth in RCW 9.46.158; or~~

~~(iv) The applicant has violated, failed, or refused to comply with provisions, requirements, conditions, limitations or duties imposed by RCW 9.46 or any rules of the commission.~~

~~(2) Each application shall be submitted as specified in WAC 230-04-020, and signed by both the applicant and the highest ranking executive officer of the employing bingo licensee. The duration of the license shall be:~~

~~(a) One year from the date of application, if the applicant began working the same day or prior to licensure as authorized by section (1)(b) above; or~~

~~(b) One year from the date of issuance, if the applicant waited for licensure as required by section (1)(b)(i-iv) above; or~~

~~(c) Upon termination of employment with the organization listed on the license application, for any reason, the license shall expire and the licensee must reapply for licensure.~~

~~(3) The fee for this license shall be as required by WAC 230-04-201: Provided, that if an applicant is changing employment from one bingo licensee to another prior to the expiration date as specified in (2)(a) and (b) above, the fee shall be as required for license renewal.~~

AMENDATORY SECTION (Amending Order 125 [163], filed 11/15/82 [11/24/86])

WAC 230-02-350 COMMERCIAL STIMULANT DEFINED. ~~(([\$12.50] [and less that amount paid out as expenses incurred directly as a result of providing the dealer allowed by WAC 230-40-225 which shall not exceed \$7.50 per hour of operation;]))~~

"Commercial stimulant" means all licensed gambling activities, when operated by an established food and/or drink business with the primary purpose of increasing the volume of food and/or drink sales for "on premise" consumption. For purposes of RCW 9.46 and these rules, gambling activities shall qualify as a commercial stimulant only when the combined "adjusted net gambling receipts" from punchboards, pull tabs, and public card rooms are less than the total "gross" sales from the food and/or drink business.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

WSR 87-07-039
PROPOSED RULES
BOARD OF HEALTH
[Filed March 16, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning communicable and certain other diseases, amending chapter 248-100 WAC;

that the agency will at 9:30 a.m., Wednesday, May 13, 1987, in the Yakima County Health District Conference Room, 104 North First Street, Yakima, 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 43.20.050.

The specific statute these rules are intended to implement is RCW 43.20A.600 and 43.20.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before May 13, 1987. Address: 1112 South Quince Street, ET-23, Olympia, WA 98504.

Dated: March 4, 1987

By: John A. Beare, M.D., M.P.H.
Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending chapter 248-100 WAC, Communicable and certain other diseases.

Purpose of the Rule Change and Repeal of Certain Sections: To update rules most of which were adopted by the State Board of Health in 1960. Revisions are required in light of current epidemiological knowledge, information and experience related to prevention and control of infectious and noninfectious diseases and other conditions. The public health purpose of epidemiologic surveillance is to portray the ongoing pattern of disease occurrence which will allow detection of unusual disease patterns and subsequently trigger control and prevention efforts.

Reasons These Rules are Necessary: Several unnecessarily prescriptive sections of WAC are repealed because the text was either uninformative, incorrect, redundant, or conflicted with other sections. New and amended sections reflect some format changes as well as clarification of expectations for reporting of certain diseases and conditions to determine incidence, risk of transmission or surveillance when control measures are not yet available and ability to assess the effect of control measures when available and implemented. A thorough review and update of chapter 248-100 WAC is required since most of the sections were adopted in 1960 and have not been revised since that time.

Statutory Authority: RCW 43.20.050.

Summary: Amendments update and clarify public health rules adopted by the State Board of Health related to prevention and control of certain infectious and noninfectious diseases and conditions. The repeal of previously listed reportable diseases and addition of new reportable diseases and conditions are consistent with the request for national surveillance by the Centers for Disease Control, USPHS, and address other public health concerns specific to the state of Washington. Definitions are added for clarity.

Person Responsible for Drafting, Implementation and Enforcement of the Rule: John Kobayashi, M.D., Medical Epidemiologist, Section Head, Communicable Disease Epidemiology, Division of Health, mailstop B17-9, phone (206) 361-2914 or scan 245-2914.

The rule amendments are proposed by DSHS.

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

y Chapter 248-100 WAC

COMMUNICABLE AND CERTAIN OTHER DISEASES

Reviser's note: The typographical error in the above material occurred in the copy filed by the agency and appears herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 248-100-006 PURPOSE. The following rules and regulations are adopted under the authority of chapter 43.20 RCW to protect the health and well-being of the public by controlling communicable and certain other diseases.

NEW SECTION

WAC 248-100-011 DEFINITIONS. The following definitions shall apply in the interpretation and enforcement of chapter 248-100 WAC:

- (1) "Board" means the Washington state board of health.
- (2) "Carrier" means a person harboring a specific infectious agent and serving as a potential source of infection to others, but who does not have symptoms of the disease.
- (3) "Case" means a person, alive or dead, having been diagnosed to have a particular disease or condition by a health care provider with diagnosis based on clinical or laboratory criteria or both.
- (4) "Category A disease or condition" means a reportable disease or condition of urgent public health importance, a case or suspected case of which must be reported to the local or state health officer immediately at the time of diagnosis or suspected diagnosis.
- (5) "Category B disease or condition" means a reportable disease or condition of public health importance, a case of which must be reported to the local health officer no later than the next working day following date of diagnosis.
- (6) "Category C disease or condition" means a reportable disease or condition of public health importance, a case of which must be reported to the local health officer within seven days of diagnosis.
- (7) "Communicable disease" means an illness caused by an infectious agent which can be transmitted from one person, animal, or object to another person by direct or indirect means including transmission via an intermediate host or vector, food, water, or air.
- (8) "Contact" means a person exposed to an infected person, animal, or contaminated environment which might provide an opportunity to acquire the infection.
- (9) "Child day care facility" or "day care center" means an agency regularly providing care for a group of children for less than twenty-four hours a day and subject to licensing under chapter 74.15 RCW.
- (10) "Department" means the Washington state department of social and health services.
- (11) "Food handler" means any person preparing, processing, handling, or serving food or beverages for people other than members of his or her household.
- (12) "Food service establishment" means any establishment where food or beverages are prepared for sale or service on the premises or elsewhere, and any other establishment or operation where food is served or provided for the public with or without charge.
- (13) "Health care facility" means any facility or institution licensed under chapter 18.20 RCW, boarding home, chapter 18.46 RCW, maternity homes, chapter 18.51 RCW, nursing homes, chapter 70.41 RCW, hospitals, or chapter 71.12 RCW, private establishments, or any clinic where one or more health care providers practice.
- (14) "Health care provider" means any person having direct or supervisory responsibility for the delivery of health care or medical care including persons licensed in this state under Title 18 RCW to practice medicine, podiatry, chiropractic, optometry, osteopathy, nursing, midwifery, dentistry, physician assistants, and military personnel providing health care within the state regardless of licensure.
- (15) "Infection control measures" means the management of infected persons, persons suspected to be infected, and others in such a manner as to prevent transmission of the infectious agent.
- (16) "Isolation" means the separation or restriction of activities of infected persons, or of persons suspected to be infected, from other persons to prevent transmission of the infectious agent.

(17) "Laboratory director" means the director or manager, by whatever title known, having the administrative responsibility in any medical laboratory.

(18) "Local health department" means the city, town, county, or district agency providing public health services to persons within the area, as provided in chapter 70.05 RCW and chapter 70.08 RCW.

(19) "Local health officer" means the individual having been appointed under chapter 70.05 RCW as the health officer for the local health department, or having been appointed under chapter 70.08 RCW as the director of public health of a combined city-county health department.

(20) "Medical laboratory" means any facility analyzing specimens of original material from the human body for purposes of patient care.

(21) "Nosocomial infection" means an infection acquired in a hospital or other health care facility.

(22) "Outbreak" means the occurrence of cases of a disease or condition in any area over a given period of time in excess of the expected number of cases.

(23) "Principal health care provider" means the attending physician or other health care provider recognized as primarily responsible for diagnosis and treatment of a patient or, in the absence of such, the health care provider initiating diagnostic testing or therapy for a patient.

(24) "Quarantine" means the separation or restriction on activities of a person having been exposed to or infected with an infectious agent, to prevent disease transmission.

(25) "Reportable disease or condition" means a disease or condition of public health importance, a case of which, and for certain diseases, a suspected case of which, must be brought to the attention of the local health officer.

(26) "Restrictable infection" means any disease, condition, illness, infection, or infestation having the likelihood of being transmitted from one person to another within certain specified occupations or settings making it necessary to restrict persons with such an infection from that occupation or setting during the communicable period in order to prevent serious and predictable consequences resulting from transmission of infection.

(27) "School" means a facility for programs of education as defined in RCW 28A-31-102 (preschool and kindergarten through grade twelve).

(28) "State health officer" means the person designated by the secretary of the department to serve as statewide health officer, or, in the absence of such designation, the person having primary responsibility for public health matters in the state.

(29) "Suspected case" means a person whose diagnosis is thought likely to be a particular disease or condition with suspected diagnosis based on signs and symptoms, laboratory evidence, or both.

(30) "Unusual communicable disease" means a communicable disease which is not commonly seen in the state of Washington but which is of general public health concern including, but not limited to, Lassa fever, smallpox, typhus, and yellow fever.

(31) "Veterinarian" means an individual licensed under provisions of chapter 18.92 RCW, veterinary medicine, surgery, and dentistry

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 248-100-016 CONFIDENTIALITY. Identifying information about any individual with a reportable disease or condition pursuant to chapter 248-100 WAC shall be protected by persons with knowledge of such identity.

(1) Health providers, employees of a health care facility or medical laboratory, and other individuals with knowledge of a person with a reportable disease or condition shall release identifying information only to other individuals responsible for protecting the health and well being of the public through control of communicable and certain other diseases.

(2) Local and state health department personnel shall maintain individual case reports as confidential records consistent with WAC 248-100-091.

(3) The Washington state public health laboratory, other laboratories approved as public health referral laboratories, and any persons, institutions, or facilities submitting specimens or records containing

patient identifying information shall maintain the identifying information accompanying submitted laboratory specimens as confidential records.

(4) Statistical summaries and epidemiologic studies based on individual case reports may be public information provided no individual is identified.

NEW SECTION

WAC 248-100-021 RESPONSIBILITIES AND DUTIES—HEALTH CARE PROVIDERS. Every health care provider, as defined in chapter 248-100 WAC, shall:

(1) Provide adequate, understandable instruction in control measures designed to prevent the spread of disease to:

- (a) Each patient with a communicable disease under his or her care,
- (b) Family of a patient with a communicable disease,
- (c) Contacts and others as appropriate to prevent spread of disease.

(2) Ensure notification of the local health officer or local health department regarding:

(a) Cases of reportable diseases and conditions. See WAC 248-100-071, 248-100-076, and 248-100-081;

(b) Outbreaks or suspected outbreaks of disease. See WAC 248-100-071, 248-100-076, and 248-100-081;

(c) Known barriers which might impede or prevent compliance with orders for infection control or quarantine; and

(d) Name, address, and other pertinent information for any case or carrier refusing to comply with prescribed infection control measures.

(3) Cooperate with public health authorities during investigation of:

- (a) Circumstances of a case or suspected case of a reportable disease or condition or other communicable disease, and
- (b) An outbreak or suspected outbreak of illness.

(4) Comply with requirements in WAC 248-100-206 and 248-100-211.

AMENDATORY SECTION (Amending Regulation .100.025, effective 3/11/60)

WAC 248-100-025 GENERAL—INVESTIGATIVE DUTY OF HEALTH OFFICERS. ~~((It shall be and is hereby made the duty of all))~~ Local health officers ~~((within the state to))~~ shall thoroughly investigate the possible sources of infection and modes of transmission and submit appropriate epidemiologic reports of such diseases or infections occurring within their jurisdictions as ~~((may be))~~ required by these rules and regulations. The ~~((state))~~ department ~~((of health))~~ shall provide assistance to local health officers in carrying out necessary investigations, whenever such assistance is needed.

NEW SECTION

WAC 248-100-031 RESPONSIBILITIES AND DUTIES—LABORATORY DIRECTORS. The director of each medical laboratory in the state shall:

(1) Register the laboratory with the department as described in WAC 248-100-221.

(2) Submit microbiologic cultures or subcultures or appropriate clinical material to the Washington state public health laboratory or other laboratory designated by the state health officer, as described in WAC 248-100-231.

(3) Report to the local health officer or state health officer certain positive test results, as described in WAC 248-100-236.

(4) Cooperate with local and state health department personnel in the investigation of an outbreak, suspected outbreak, case, suspected case, carrier, or contact of a communicable disease or reportable disease or condition, as described in WAC 248-100-241.

NEW SECTION

WAC 248-100-041 RESPONSIBILITIES AND DUTIES—STATE HEALTH OFFICER. (1) The state health officer shall have authority to:

(a) Require reporting of cases and suspected cases of disease and conditions in addition to those required in WAC 248-100-076 for a period of time less than thirty-six months when:

(i) The disease or condition is newly recognized or recently acknowledged as a public health concern, and

(ii) Epidemiologic investigation based on reports of cases may contribute to understanding of the disease or condition, and

(iii) Written notification is provided to all local health officers regarding:

(A) Additional reporting requirements, and
(B) Rationale or justification for specifying the disease or condition as reportable.

(b) Require laboratories to submit specimens indicative of infections in addition to those required in WAC 248-100-231 for a period of time less than thirty-six months, provided:

(i) The infection is of public health concern, and

(ii) Written notification is provided to all local health officers and all directors of medical laboratories registered as described in WAC 248-100-221 explaining:

(A) Actions required, and

(B) Reason for the addition.

(2) The state health officer's authorization to require reporting of cases or submission of laboratory specimens, other than those specified in WAC 248-100-076 and 248-100-231, shall expire thirty-six months from the date of written notification of local health officers and laboratory directors unless amended rules are adopted by the state board of health.

(3) The state health officer shall distribute periodic epidemiologic summary reports and an annual review of public health issues to local health officers and local health departments.

NEW SECTION

WAC 248-100-046 RESPONSIBILITIES AND DUTIES—CASES, SUSPECTED CASES, CARRIERS, CONTACTS, AND OTHERS. (1) Persons shall cooperate with public health personnel during:

(a) Investigation of the circumstances of a case, suspected case, outbreak, or suspected outbreak of a communicable or other disease or condition; and

(b) Implementation of infection control measures, including isolation and quarantine measures.

(2) Individuals having knowledge of a person with a reportable disease or condition may notify the local health officer as described in WAC 248-100-071.

AMENDATORY SECTION (Amending Regulation .100.050, filed 3/11/60)

WAC 248-100-050 REPORTS OF DISEASES BY (~~ATTENDING PHYSICIANS~~) HEALTH CARE PROVIDERS AND OTHERS—HEALTH OFFICERS (~~AND MEDICAL DEPUTIES~~). The health officer or (~~his medical deputy~~) designee may accept, or may, at his or her discretion, carry out such additional steps as (~~may be~~) deemed (~~by him to be~~) necessary to verify diagnosis reported by a (~~physician~~) health care provider or others.

NEW SECTION

WAC 248-100-071 RESPONSIBILITY FOR REPORTING TO AND COOPERATING WITH THE LOCAL HEALTH DEPARTMENT. (1) A principal health care provider in attendance on a case of any reportable disease or condition shall report the case to the local health department as required in this chapter.

(2) Other health care providers in attendance on a case of a reportable disease or condition shall report the case to the local health department unless the case has already been reported.

(3) Health care facilities where more than one health care provider may be in attendance on a case of a reportable disease or condition may establish administrative procedures to assure forwarding of reports to the local health department without duplication. Neither the submission of a specimen to a public health laboratory as required in WAC 248-100-231 nor the laboratory reporting a positive test result as required in WAC 248-100-236 relieves the principal health care provider or health care facility from responsibility for reporting to the local health department.

(4) Individuals knowing about a person suspected to have any reportable disease or condition may report the name, other identifying information, and other known information described in WAC 248-100-081 to the local health department.

(5) School principals, school nurses, and day care center operators knowing of a case or suspected case of a reportable disease or condition in the school or center shall notify the local health department.

(6) Each school teacher and day care worker knowing of a case or suspected case of a reportable disease or condition shall report the name and other identifying information to the principal, school nurse, or day care center operator.

(7) Medical laboratories shall report laboratory evidence of certain reportable diseases to the local or state health department as described in WAC 248-100-236.

(8) Health care providers, health care facilities, laboratory directors, and individuals shall cooperate with the local health officer in the investigation of a case or suspected case of a reportable disease or condition, and shall, when requested by the local health officer, provide in a timely manner any information related to the clinical, laboratory, and epidemiologic circumstances of the case or suspected case.

NEW SECTION

WAC 248-100-076 REPORTABLE DISEASES AND CONDITIONS. (1) The following diseases and conditions shall be reported as individual case reports to the local health department in accordance with requirements and procedures described throughout chapter 248-100 WAC:

(a) Category A diseases require an immediate report at the time a case is suspected or diagnosed and include:

(i) Anthrax,

(ii) Botulism (including food-borne, infant, and wound),

(iii) Cholera,

(iv) Diphtheria, noncutaneous,

(v) Measles (rubeola),

(vi) Paralytic shellfish poisoning,

(vii) Plague,

(viii) Poliomyelitis, and

(ix) Rabies.

(b) Category B diseases or conditions require a case report within one day of diagnosis and include:

(i) Brucellosis,

(ii) Gastroenteritis of suspected food borne or waterborne origin,

(iii) Hemophilus influenzae invasive disease (excluding otitis media) in children age five years and under,

(iv) Hepatitis A and B, acute,

(v) Leptospirosis,

(vi) Listeriosis,

(vii) Meningococcal disease,

(viii) Paratyphoid fever (see salmonellosis),

(ix) Pertussis,

(x) Rubella, including congenital,

(xi) Salmonellosis, including paratyphoid fever and typhoid fever,

(xii) Shigellosis,

(xiii) Syphilis—primary, secondary, or congenital (for other, see category C),

(xiv) Typhoid fever, including carrier (see salmonellosis),

(xv) Unusual communicable disease (see definition WAC 248-100-011).

(c) Category C diseases or conditions require a case report within seven days of diagnosis and include:

(i) Acquired immunodeficiency syndrome (AIDS) and class IV human immunodeficiency virus (HTLV III or LAV diseases classified by centers for disease control, United States public health service, MMWR, 5/23/86),

(ii) Amebiasis,

(iii) Campylobacteriosis,

(iv) Chancroid,

(v) Chlamydia trachomatic infection,

(vi) Ecoli O157:H7 infection,

(vii) Encephalitis, viral,

(viii) Giardiasis,

(ix) Gonorrhoea,

(x) Granuloma inguinale,

(xi) Herpes simplex, initial genital infection,

(xii) Herpes simplex, neonatal,

(xiii) Hepatitis non-A, non-B, and unspecified,

(xiv) Kawasaki syndrome,

(xv) Legionellosis,

(xvi) Leprosy (Hansen's disease),

(xvii) Lyme disease,

(xviii) Lymphogranuloma venereum,

(xix) Malaria,

(xx) Mycobacteriosis, including tuberculosis,

(xxi) Mumps,

(xxii) Nongonococcal urethritis,

(xxiii) Pelvic inflammatory disease, acute,

(xxiv) Pseudomonas folliculitis of suspected waterborne origin,

(xxv) Psittacosis,

- (xxvi) Q fever,
- (xxvii) Relapsing fever (borreliosis),
- (xxviii) Reye Syndrome,
- (xxix) Rheumatic fever,
- (xxx) Rocky mountain spotted fever,
- (xxxi) Syphilis—other (see also category B),
- (xxxii) Tetanus,
- (xxxiii) Tick paralysis,
- (xxxiv) Toxic shock syndrome,
- (xxxv) Trichinosis,
- (xxxvi) Tuberculosis,
- (xxxvii) Tularemia,
- (xxxviii) Vibriosis,
- (xxxix) Yersiniosis, and
- (xxxx) Severe adverse reaction to immunization.

(2) Any cluster or pattern of cases, suspected cases, deaths, or increased incidence of any disease or condition beyond that expected in a given period which may indicate an outbreak, epidemic, or related public health hazard shall be reported immediately by telephone to the local health officer. Such patterns include, but are not limited to, suspected or confirmed outbreaks of food borne or waterborne disease, chickenpox, influenza, viral meningitis, nosocomial infection suspected due to contaminated products or devices, or environmentally related disease.

(3) Local health officers may require reporting of additional diseases and conditions.

NEW SECTION

WAC 248-100-081 REPORTS—CONTENT—TIME—HOSPITAL MONTHLY REPORT PERMITTED FOR CERTAIN DISEASES. (1) Health care providers, health care facilities, and others as required in chapter 248-100 WAC shall report each case of a reportable disease or condition (category A, B, and C), to the local health officer including the following information:

- (a) Name,
- (b) Address,
- (c) Age,
- (d) Sex,
- (e) Diagnosis or suspected diagnosis of disease or condition,
- (f) Identity of the principal health care provider (minimally first and last name), and
- (g) Name and address or telephone number of the person providing the report.

(2) Local health officers may require other information of epidemiologic or public health value including but not limited to:

- (a) Immunization status,
- (b) History and circumstances of possible exposure or source,
- (c) Identity of contacts at risk for disease, if known,
- (d) Occupation, school, or day care of case,
- (e) Date of onset of disease or condition, and
- (f) Race.

(3) Health care providers, health care facilities, and others required in chapter 248-100 WAC to report cases of disease or conditions shall:

(a) Immediately telephone the report of each case or suspected case of category A disease or condition, WAC 248-100-076, to the local health department,

(b) Telephone a report of category B disease or condition, WAC 248-100-076, to the local health department no later than one working day following diagnosis,

(c) Submit a written report of each category C disease or condition, WAC 248-100-076, to the local health department within seven days of diagnosis including:

- (i) Completion of an individual case report form provided or approved by the local health department, or
- (ii) A telephone report if:
 - (A) Telephone reports are approved by the local health officer, and
 - (B) The local health officer assumes responsibility for completion of the written case report form.

(4) Hospitals may:

(a) Elect a monthly reporting system only for certain category C diseases or conditions including:

- (i) Chlamydia trachomatis infection;
- (ii) Kawasaki syndrome;
- (iii) Leprosy (Hansen's disease);
- (iv) Mumps;
- (v) Mycobacteriosis, excluding tuberculosis;

(vi) Pelvic inflammatory disease, acute including those diseases classified as pelvic inflammatory disease in international classification of diseases, 9th revision, clinical modification, volume I and II, 1980;

- (vii) Reye syndrome; and
- (viii) Toxic shock syndrome.

(b) Be waived from requirements to report:

- (i) Initial genital herpes simplex infection,
- (ii) Nongonococcal urethritis, and
- (iii) Pseudomonas folliculitis of suspected waterborne origin.

(5) Hospitals shall:

(a) Report immediately by telephone any outbreak or suspected outbreak (see WAC 248-100-076).

(b) Include in monthly reports permitted only for certain diseases specified in subsection (4) of this section, at least:

- (i) Name of case,
- (ii) Date of admission or outpatient visit, and
- (iii) Name of principal health care provider.

(6) Principal health care providers shall report each case of disease or condition, including those listed in subsection (4) of this section within seven days of diagnosis and as specified in subsection (3) of this section.

NEW SECTION

WAC 248-100-086 REPORTING DISEASES AND CONDITIONS DIRECTLY TO DEPARTMENT. (1) Health care providers and health care facilities shall telephone reports directly to the department when:

(a) A local health department is closed at the time a case or suspected case of a category A reportable disease occurs, and

(b) A local health department is closed at the time an outbreak or suspected outbreak occurs (see WAC 248-100-076).

(2) The twenty-four hour department telephone number for reporting diseases or conditions is (206) 361-2914 or SCAN 245-2914.

NEW SECTION

WAC 248-100-091 HANDLING OF REPORTS BY LOCAL HEALTH DEPARTMENT—HANDLING OF REPORTS BY DEPARTMENT. (1) The local health officer or local health department shall:

(a) Notify the department immediately by telephone of any report of a case or suspected case of a category A disease or condition,

(b) Submit a department-approved individual case report form for each case of any reportable disease or condition to the department within seven days of completing the investigation and report. (The state health officer may waive the requirement to submit an individual case report if pertinent information was provided by phone.)

(c) Submit a written report on forms approved by the department for a cluster or outbreak of food borne or waterborne disease within seven days of completing the investigation. (The state health officer may waive the requirements to submit a written report if pertinent information was provided to the department by phone.)

(d) Maintain confidentiality procedures related to disclosure of identity of cases and suspected cases as specified in subsection (2) of this section.

(2) The state health officer and designees shall establish and maintain confidentiality procedures related to employee handling of all reports of cases and suspected cases, prohibiting disclosure of report information identifying an individual case or suspected cases except:

(a) To employees of the local health department, or other official agencies needing to know for the purpose of administering public health laws,

(b) To health care providers, specific designees of health care facilities, laboratory directors, and others for the purpose of collecting additional information about a case or suspected case as required for disease prevention and control.

NEW SECTION

WAC 248-100-206 SPECIAL DISEASES—SEXUALLY TRANSMITTED DISEASES. (1) "Sexually transmitted disease (STD)" means a reportable, communicable disease or condition, usually transmitted through sexual contact and including:

- (a) Chancroid,
- (b) Chlamydia trachomatis infection,
- (c) Gonorrhoea,
- (d) Granuloma inguinale,

- (e) Herpes simplex—initial genital infection and neonatal,
 - (f) Lymphogranuloma venereum,
 - (g) Pelvic inflammatory disease—acute,
 - (h) Syphilis (including congenital), and
 - (i) Nongonococcal urethritis.
- (2) Health care providers shall:
- (a) Report each case of sexually transmitted disease as required in chapter 248-100 WAC, and
 - (b) Instruct each patient regarding:
 - (i) Communicability of the disease, and
 - (ii) Requirements to refrain from acts that may transmit the disease to another.
 - (c) Ensure completion of a prenatal serologic test for syphilis in each pregnant woman pursuant to RCW 70.24.090 including:
 - (i) Submission of a blood sample for syphilis to a laboratory approved to perform prenatal serologic tests for syphilis, as required in RCW 70.24.090, at the time of the first prenatal visit, and
 - (ii) Decide whether or not to omit the serologic test for syphilis if the test was performed elsewhere during the current pregnancy.
 - (3) Laboratories, health care providers, and other persons shall deny issuance of a certificate or statement implying an individual is free from sexually transmitted disease.

(4) Local health officers, health care providers, and others, in addition to requirements in chapter 248-100 WAC, shall comply with the provisions in chapter 70.24 RCW.

(5) Prevention of ophthalmia neonatorum.

(a) Health care providers diagnosing or caring for a patient with gonococcal or chlamydia ophthalmia neonatorum shall report the case to the local health officer or local health department in accordance with the provisions of this chapter.

(b) The principal health care provider attending or assisting in the birth of any infant or caring for an infant after birth, shall ensure instillation of a department-approved prophylactic ophthalmic agent into the conjunctival sacs of the infant within the time frame established by the department in policy statement of ophthalmia agents approved for the prevention of ophthalmia neonatorum in the newborn, issued June 19, 1981.

NEW SECTION

WAC 248-100-211 SPECIAL DISEASES—TUBERCULOSIS.

(1) Health care providers diagnosing or caring for a person with tuberculosis, whether pulmonary or nonpulmonary, shall:

- (a) Report the case to the local health officer or local health department in accordance with the provisions of this chapter, and
- (b) Report patient status to the local health officer every three months or as requested.

(2) The local health officer or local health department shall:

(a) Have primary responsibility for control of tuberculosis within the designated jurisdiction;

(b) Maintain a tuberculosis control program including:

- (i) Prophylaxis,
- (ii) Treatment,
- (iii) Surveillance,
- (iv) Case finding,
- (v) Contact tracing, and

(vi) Other aspects of epidemiologic investigation;

(c) Maintain a tuberculosis register of all persons with tuberculosis, whether new or recurrent, within the local jurisdiction including information about:

- (i) Identification of patient,
- (ii) Clinical condition,
- (iii) Epidemiology of disease,
- (iv) Frequency of examinations;

(d) Impose isolation of a person with tuberculosis in an infectious stage if that person does not observe precautions to prevent the spread of the infection;

(e) Designate the place of isolation when imposed;

(f) Release the person from isolation when appropriate;

(g) Maintain and provide outpatient tuberculosis diagnostic and treatment services as necessary, including public health nursing services and physician consultation; and

(h) Submit reports of all cases to the department in accordance with the provisions of this chapter.

(3) When a person with tuberculosis requires hospitalization,

(a) Hospital admission shall occur in accordance with procedures arranged by the local health officer and the medical director or administrator of the hospital, and

(b) The principal health care provider shall:

- (i) Maintain responsibility for deciding date of discharge, and
- (ii) Notify the local health officer of intended discharge in order to assure appropriate outpatient arrangements.

NEW SECTION

WAC 248-100-216 SPECIAL DISEASES—SURVEILLANCE FOR INFLUENZA. Local health departments shall:

(1) Maintain a surveillance system for influenza during the appropriate season which may include:

- (a) Monitoring of excess school absenteeism,
- (b) Sample check with health care providers, clinics, and hospitals regarding influenza like illnesses,

(c) Monitoring of work place absenteeism and other mechanisms.

(2) Encourage submission of appropriate clinical specimens from a sample of patients with influenza-like illness to the Washington state public health laboratory or other laboratory approved by the state health officer.

NEW SECTION

WAC 248-100-221 DUTIES OF LABORATORIES—ANNUAL REGISTRATION OF LABORATORIES. Every person, firm, or corporation operating or maintaining a medical laboratory shall register annually with the department by completing a form provided by the department and including:

(1) Name and address of the laboratory,

(2) Name of the person or persons owning or operating the laboratory, and

(3) Other information as indicated on the form provided by the department.

NEW SECTION

WAC 248-100-226 DUTIES OF LABORATORIES—APPROVAL OF LABORATORIES TO PERFORM PRENATAL SEROLOGIC TESTS FOR SYPHILIS. (1) Laboratories performing prenatal serologic tests for syphilis shall request approval by the department in accordance with the following:

(a) Apply by registering intent with the department,

(b) provide personnel specifically trained in the serological procedures in use,

(c) Establish test methods approved by the department based on current recommendations of the United States public health service (USPHS) and consistent with the United States health care financing administration (HCFA) 42 CFR 82.27,

(d) Perform tests consistent with the manufacturer's recommendations,

(e) Establish quality control procedures consistent with the manufacturer's recommendations, and

(f) Maintain records of quality control results and patient's test results for at least two years.

(2) Approved laboratories shall:

(a) Subscribe to a proficiency testing program approved by the department based on recommendations by USPHS and acceptable to United States HCFA,

(b) Request the testing service to send a report of results to the department,

(c) Demonstrate satisfactory performance by maintaining a score of seventy percent on each shipment of test samples.

(3) Written department certification of approval depends upon:

(a) Satisfactory performance in a proficiency testing program for syphilis serology demonstrated for two consecutive sets of samples, and

(b) Continuous satisfactory performance in a proficiency testing program for syphilis serology.

(4) The department may:

(a) Perform on-site reviews of laboratories to determine compliance with WAC 248-100-226, and

(b) Decertify laboratories when conditions described in WAC 248-100-226 are not met.

(5) The department shall:

(a) Provide a list of department-approved laboratories to certified laboratories, local health departments, and others upon request, and

(b) Decertify any laboratory failing to perform satisfactorily on proficiency testing as described in subsection (2)(c) of this section.

NEW SECTION

WAC 248-100-231 DUTIES OF LABORATORIES—SUBMISSION OF SPECIMENS BY LABORATORIES. (1) The director of every medical laboratory shall:

(a) Submit to microbiologic cultures, subcultures, or appropriate clinical material as specified in subsection (2) of this section to the Washington state public health laboratory or other laboratory designated by the state health officer for diagnosis, confirmation, or further testing;

(b) Identify each specimen on a form provided or approved by the department including:

(i) The patient's name, and, if available,
(ii) Age, sex, date of onset of illness, first and last name of principal health care provider.

(2) When test results indicate possible infection with any of the following, laboratory action shall include:

(a) Brucellosis (*Brucella* species): Submit suspicious subcultures for confirmation and final identification;

(b) Cholera (*Vibrio cholera*): Submit subcultures for confirmation and final identification;

(c) Diphtheria (*Corynebacterium diphtheriae*): Submit subcultures for identification and for toxin study when indicated;

(d) Malaria (*Plasmodium* species): Laboratories are encouraged to submit thick and thin stained smears for conformation, final identification, and forwarding for international epidemiologic surveillance;

(e) Meningococcal infection of blood or spinal fluid (*Neisseria meningitidis*): Submit subcultures for confirmation and final identification;

(f) Plague (*Yersinia pestis*): Submit subcultures or appropriate clinical material for confirmation;

(g) Salmonellosis, including typhoid fever (*Salmonella* species): Submit subcultures for confirmation and serotyping;

(h) Shigellosis (*Shigella* species): Submit subcultures for confirmation and serotyping;

(i) Syphilis (*Treponema pallidum*): Submit reactive or weakly reactive serologic specimens for confirmation and further definitive testing;

(j) Mycobacteriosis, including tuberculosis (*Mycobacterium* species): Submit subcultures of initial isolates for:

(i) *Mycobacterium tuberculosis*,
(ii) *Mycobacterium bovis*,
(iii) Other mycobacterial species when isolate is suspected of causing disease; and

(k) Tularemia (*Francisella tularensis*): Submit subcultures or appropriate clinical material for confirmation.

(3) When clinical impression and epidemiologic circumstances indicate a possible case of botulism, laboratory action shall include the following:

(a) Infant botulism: Submit stool for *Clostridium botulinum* identification and toxin typing,

(b) Food borne botulism:
(i) Submit serum and stool for *C. botulinum* identification and toxin typing; and

(ii) If available, submit suspect foods (ideally in original containers).

(c) Wound botulism: Submit subculture or serum, debrided tissue, or swab sample from wound for *C. botulinum* identification.

(4) The state health officer may require submission of specimens for other infections of public health concern as described in WAC 248-100-041.

NEW SECTION

WAC 248-100-236 DUTIES OF LABORATORIES—REPORTING OF LABORATORY RESULTS INDICATIVE OF CERTAIN REPORTABLE DISEASES. (1) The director of a medical laboratory shall:

(a) Forward reports of positive test results to the local or state health officer concerning certain reportable diseases as specified in subsections (2), (3), and (4) of this section,

(b) Submit a copy of the state form accompanying a specimen as required in WAC 248-100-231 or include the following information in reports:

(i) Name of reporting laboratory,
(ii) Patient's name,
(iii) Test result,
(iv) Type of specimen tested (e.g., serum, sputum),
(v) Name of requesting health care provider or health care facility, and
(vi) Date of report.

(2) Because immediate public health action is required to prevent spread of disease, laboratories shall report positive test results to the local or state health officer by telephone or submission of specimen within one working day for:

(a) Anthrax (*Bacillus anthracis*),
(b) Botulism (*Clostridium botulinum*),
(c) Cholera (*Vibrio cholera*),
(d) Diphtheria (*Corynebacterium diphtheriae*) – toxigenic strains,
(e) Measles (rubeola) (measles virus),
(f) Plague (*Yersinia pestis*), and
(g) Rabies (rabies virus).

(3) Because prompt public health action may prevent the spread of the following diseases, laboratories shall report positive cultures or other suggestive test results to the local health officer by telephone, written report, or submission of specimen within two working days for:

(a) Brucellosis (*Brucella* species),
(b) Leptospirosis (*Leptospira interrogans*),
(c) Listeria infection of blood or spinal fluid (*Listeria monocytogenes*),
(d) Meningococcal infection of blood or spinal fluid (*N. meningitidis*),
(e) Pertussis (*Bordetella pertussis*),
(f) Salmonellosis (*Salmonella* species),
(g) Shigellosis (*Shigella* species), and
(h) Hepatitis A – positive anti-HAV IgM.

(4) Because prompt public health action may prevent the spread of disease, beginning November 30, 1987, laboratories shall report positive cultures or other suggestive test results to local health officer by telephone, written report, or submission of specimen within seven working days for:

(a) Chlamydia infection (*Chlamydia trachomatis*), and
(b) Gonorrhea (*Neisseria gonorrhoea*).

(5) State and local health officers receiving reports from medical laboratories shall:

(a) Allow time for the laboratory to notify the principal health care provider prior to contact if:

(i) Delay is unlikely to jeopardize public health, and
(ii) The laboratory requests a delay.

(b) Try to contact the principal health care provider and discuss circumstances prior to contact of a patient when possible.

NEW SECTION

WAC 248-100-241 DUTIES OF LABORATORIES—DUTY TO COOPERATE WITH LOCAL HEALTH DEPARTMENTS AND THE DEPARTMENT. (1) Medical laboratories shall:

(a) Cooperate with local health departments and the department in the investigation of an outbreak, suspected outbreak, case, suspected case, carrier, or contact of a communicable disease or reportable disease or condition, and

(b) Provide, in a timely manner, any information related to the laboratory features of the investigation when requested by the local or state health officer.

(2) A laboratory director may designate responsibility for working and cooperating with public health personnel to certain laboratory employees as long as designated employees are:

(a) Readily available, and
(b) Able to provide requested information in a timely manner.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 248-100-001 DEFINITIONS—GENERAL.
WAC 248-100-002 DEFINITIONS OF "HEALTH OFFICER."
WAC 248-100-003 HEALTH OFFICERS IN CITIES BELOW THE FIRST CLASS.
WAC 248-100-010 GENERAL—LABORATORY TESTS—DUTY OF PERSON ATTENDING PATIENT.
WAC 248-100-015 GENERAL—DIAGNOSES AND RELEASES.
WAC 248-100-020 GENERAL—ANNUAL REGISTRATION OF LABORATORIES.
WAC 248-100-030 GENERAL—EPIDEMIOLOGIC REPORT.
WAC 248-100-035 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—REPORTS BY THOSE IN ATTENDANCE.

- WAC 248-100-040 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—DUTY OF OTHERS WITH KNOWLEDGE.
- WAC 248-100-045 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—DUTY OF INTERROGATED PERSONS.
- WAC 248-100-055 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—CHANGES IN DIAGNOSIS.
- WAC 248-100-060 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—FORMS FOR AND LISTS OF REPORTABLE DISEASES.
- WAC 248-100-065 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—REPORTS OF SPECIAL DISEASES.
- WAC 248-100-070 REPORTS OF DISEASES BY ATTENDING PHYSICIANS AND OTHERS—WITHHOLDING IDENTITY.
- WAC 248-100-075 REPORTABLE DISEASES—LIST OF.
- WAC 248-100-080 UNUSUAL OR SERIOUS DISEASES—SUDDEN OR EXTRAORDINARY OUTBREAKS OF.
- WAC 248-100-085 DISEASES REQUIRING CONFIRMATION BY LABORATORY EXAMINATION WHENEVER POSSIBLE.
- WAC 248-100-090 DISEASES IN WHICH RELEASE SPECIMENS SHALL BE SUBMITTED.
- WAC 248-100-095 DISEASES WHERE SPECIMENS MUST BE SUBMITTED.
- WAC 248-100-100 REPORTS OF LOCAL HEALTH OFFICERS—TELEGRAPH OR TELEPHONE REPORTS IN CERTAIN CASES.
- WAC 248-100-105 REPORTS OF LOCAL HEALTH OFFICERS—DISEASES REPORTABLE BY NUMBER OF CASES.
- WAC 248-100-110 REPORTS OF LOCAL HEALTH OFFICERS—DISEASES REPORTABLE BY INDIVIDUAL REPORT CARDS.
- WAC 248-100-115 REPORTS OF LOCAL HEALTH OFFICERS—REPORTS OF CIRCUMSTANCES.
- WAC 248-100-120 ISOLATION AND QUARANTINE PROCEDURES—DUTY OF PHYSICIANS TO ADVISE.
- WAC 248-100-125 ISOLATION AND QUARANTINE PROCEDURES—MANDATORY PRECAUTIONS.
- WAC 248-100-130 ISOLATION AND QUARANTINE PROCEDURES—QUARANTINE OF CONTACTS.
- WAC 248-100-135 ISOLATION AND QUARANTINE PROCEDURES—TERMINATION PROCEDURE.
- WAC 248-100-140 MILK AND DAIRY WORKERS—SALES FORBIDDEN FROM PLACES WHERE CERTAIN DISEASES EXIST.
- WAC 248-100-145 TRAVEL—FORBIDDEN WITHOUT PERMISSION.
- WAC 248-100-150 TRAVEL—COMMON CARRIERS, UNITED STATES PUBLIC HEALTH SERVICE REGULATIONS ADOPTED.
- WAC 248-100-155 TRAVEL—BY PUBLIC CONVEYANCE.
- WAC 248-100-160 SCHOOLS AND PUBLIC GATHERINGS—DUTIES OF TEACHERS AND PRINCIPALS.
- WAC 248-100-170 SCHOOL EMPLOYEES—COMMUNICABLE DISEASES.
- WAC 248-100-180 TUBERCULOSIS TESTING—RESTRICTING FURTHER CHARGES WHERE X-RAY TECHNICALLY UNSATISFACTORY.
- WAC 248-100-195 FILING CERTIFICATES.
- WAC 248-100-200 CASUAL SUBSTITUTE TEACHERS AND STUDENT EMPLOYEES.
- WAC 248-100-205 PREVENTIVE OR CURATIVE TREATMENT FOR TUBERCULOSIS.
- WAC 248-100-210 BARBERS AND COSMETICIANS—FREEDOM FROM DISEASE—EXAMINATIONS.
- WAC 248-100-215 BARBERS AND COSMETICIANS—PROCEDURE IN SERVING INFECTED PERSONS.
- WAC 248-100-220 VENEREAL DISEASES—SUBMISSION OF SPECIMENS.
- WAC 248-100-225 VENEREAL DISEASES—ADVISING PATIENTS.
- WAC 248-100-230 VENEREAL DISEASES—DUTIES OF LOCAL HEALTH OFFICERS AND AFFLICTED PERSONS.
- WAC 248-100-235 VENEREAL DISEASES—NONISSUE OF "FREEDOM FROM" REPORTS.
- WAC 248-100-240 VENEREAL DISEASES—CURATIVE ADVERTISING.
- WAC 248-100-246 INFECTIOUS DISEASE—SUBMISSION OF SPECIMENS.
- WAC 248-100-249 REFERENCE TO AMERICAN PUBLIC HEALTH ASSOCIATION MANUAL.
- WAC 248-100-250 AMOEBIASIS AND AMOEBIC DYSENTERY.
- WAC 248-100-255 ANTHRAX.
- WAC 248-100-260 BOTULISM.
- WAC 248-100-265 BRUCellosIS (UNDULANT FEVER).
- WAC 248-100-270 CHANCROID.
- WAC 248-100-275 CHICKEN POX.
- WAC 248-100-280 CHOLERA.
- WAC 248-100-285 COCCIDIOIDOMYCOSIS (COCCIDIOIDAL GRANULOMA, VALLEY FEVER.)
- WAC 248-100-290 CONJUNCTIVITIS (SEE ALSO "NEWCASTLE DISEASE").
- WAC 248-100-295 OPHTHALMIA NEONATORUM (INFECTIOUS CONJUNCTIVITIS OF THE NEWBORN).
- WAC 248-100-300 COXSACKIE DISEASES, EPIDEMIC (PLEURODYNIA, EPIDEMIC MYALGIA).
- WAC 248-100-305 DENGUE FEVER.
- WAC 248-100-310 DIARRHEA, EPIDEMIC.
- WAC 248-100-315 DIPHTHERIA AND CARRIER STATE.
- WAC 248-100-320 DYSENTERY.
- WAC 248-100-325 ENCEPHALITIS, PRIMARY, VIRAL.
- WAC 248-100-330 FOOD POISONING—STAPHYLOCOCCAL, STREPTOCOCCAL, CHEMICAL, SHELLFISH, AND PLANT (SEE ALSO BOTULISM, SHIGELLOSIS AND SALMONELLOSIS).
- WAC 248-100-335 RUBELLA.
- WAC 248-100-340 GONORRHEA.
- WAC 248-100-345 GRANULOMA INGUINALE.
- WAC 248-100-350 HEPATITIS, INFECTIOUS (VIRAL).
- WAC 248-100-355 HISTOPLASMOsis.
- WAC 248-100-360 IMPETIGO.
- WAC 248-100-365 INFLUENZA AND EPIDEMIC RESPIRATORY DISEASE (UNDIFFERENTIATED).
- WAC 248-100-370 INTESTINAL WORMS.
- WAC 248-100-375 LEPROSY.
- WAC 248-100-380 LEPTOSPIROSIS.
- WAC 248-100-385 LYMPHOGRANULOMA VENEREUM.
- WAC 248-100-390 MALARIA.
- WAC 248-100-395 MEASLES.
- WAC 248-100-400 MENINGOCOCCAL INFECTION (MENINGITIS OR MENINGOCOCCEMIA).
- WAC 248-100-405 MONONUCLEOSIS, INFECTIOUS.
- WAC 248-100-410 MUMPS.
- WAC 248-100-415 NEWCASTLE DISEASE.
- WAC 248-100-420 PERTUSSIS (WHOOPIING COUGH).
- WAC 248-100-425 PLAGUE (IN HUMANS).
- WAC 248-100-430 PNEUMONIA, PRIMARY.
- WAC 248-100-435 POLIOMYELITIS.
- WAC 248-100-445 "Q" FEVER.
- WAC 248-100-451 TREATMENT OF INDIVIDUALS.
- WAC 248-100-455 RAT-BITE FEVER (INCLUDING HAVERHILL FEVER).
- WAC 248-100-460 RELAPSING FEVER.
- WAC 248-100-465 RHEUMATIC FEVER.
- WAC 248-100-470 RINGWORM.
- WAC 248-100-475 ROCKY MOUNTAIN SPOTTED FEVER.
- WAC 248-100-480 SALMONELLOSIS.
- WAC 248-100-485 SCABIES.
- WAC 248-100-490 SCHISTOSOME (CERCARIAL) DERMATITIS (SWIMMER'S ITCH).
- WAC 248-100-495 SMALLPOX.
- WAC 248-100-500 STREPTOCOCCAL INFECTIONS—HEMOLYTIC.
- WAC 248-100-505 SYPHILIS.
- WAC 248-100-510 TETANUS.
- WAC 248-100-515 TICK PARALYSIS.
- WAC 248-100-520 TRACHOMA.
- WAC 248-100-525 TRICHINOSIS.
- WAC 248-100-530 TUBERCULOSIS.

WAC 248-100-532 CONTROL OF TUBERCULOSIS.
 WAC 248-100-535 TULAREMIA.
 WAC 248-100-540 TYPHOID FEVER, PARATYPHOID FEVER, AND THE CARRIER STATE OF EACH.
 WAC 248-100-545 TYPHUS FEVER.
 WAC 248-100-550 VINCENT'S DISEASE.
 WAC 248-100-555 YELLOW FEVER.
 WAC 248-100-560 APPROVAL OF LABORATORIES TO PERFORM PRENATAL SEROLOGIC TESTS FOR SYPHILIS—LABORATORY ADVISORY COMMITTEE.
 WAC 248-100-565 APPROVAL OF LABORATORIES TO PERFORM PRENATAL SEROLOGIC TESTS FOR SYPHILIS—REQUIREMENTS FOR APPROVAL OF LABORATORIES TO PERFORM PRENATAL SEROLOGIC TESTS FOR SYPHILIS.

WSR 87-07-040
PROPOSED RULES
BOARD OF HEALTH
 [Filed March 16, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning:

New ch. 248-103 WAC Newborn metabolic screening.
 Rep ch. 248-102 WAC Phenylketonuria;

that the agency will at 9:30 a.m., Wednesday, May 13, 1987, in the Yakima County Health District Conference Room, 104 North First Street, Yakima, 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 chapter 70.83 RCW.

The specific statute these rules are intended to implement is RCW 70.83.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before May 13, 1987. Address: State Board of Health, ET-23, Olympia, 98504.

Dated: March 11, 1987

By: John A. Beare, M.D., M.P.H.
 Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: New chapter 248-103 WAC and repeal chapter 248-102 WAC.

Purpose of the Rule Change: To replace an outdated WAC chapter which limits newborn screening to phenylketonuria and hypothyroidism with another WAC chapter which extends newborn screening to a third disorder, congenital adrenal hyperplasia.

Reasons These Rules are Necessary: These are updated rules of the Board of Health implementing chapter 70.83 RCW related to preventable heritable disorders.

Statutory Authority: RCW 70.83.050.

Summary: The proposed action will repeal a WAC chapter that limits newborn screening to two disorders, and will put into place a chapter that extends screening to a third disorder. This is consistent with the intent of the legislation. The other substantive change is from 10

days to 5 days for the initial test to be taken from infants still in hospital. In addition, the title was changed to reflect the content of the chapter, and the wording of the WAC was made more readable and concise.

Person Responsible for Drafting, Implementation and Enforcement of the Rule: Horace C. Thuline, M.D., Head, Genetics Services Section, mailstop N17-8, scan 348-5783, off scan 545-6783.

Rules proposed by DSHS.

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

REPEALER

The following chapter of the Washington Administrative Code is repealed:

Chapter 248-102 WAC PHENYLKETONURIA.

Chapter 248-103 WAC
 NEWBORN METABOLIC SCREENING

NEW SECTION

WAC 248-103-001 **PURPOSE.** The purpose of this chapter is to establish board rules to detect, in newborns, congenital disorders leading to developmental impairment or physical disabilities as required by RCW 70.83.050.

NEW SECTION

WAC 248-103-010 **DEFINITIONS.** For the purposes of this chapter:

- (1) "Board" means the Washington state board of health.
- (2) "Congenital adrenal hyperplasia" means a severe disorder of adrenal steroid metabolism which may result in death of an infant during the neonatal period if undetected and untreated.
- (3) "Congenital hypothyroidism" means a disorder of thyroid function during the neonatal period causing impaired mental functioning if undetected and untreated.
- (4) "Department" means the Washington state department of social and health services.
- (5) "Newborn" means an infant born in a hospital in the state of Washington prior to discharge from the hospital of birth or transfer.
- (6) "Phenylketonuria" (PKU) means a metabolic disorder characterized by abnormal phenylalanine metabolism causing impaired mental functioning if undetected and untreated.
- (7) "Significant screening test result" means a laboratory test result indicating a suspicion of abnormality and requiring further diagnostic evaluation of the involved infant for the specific disorder.

NEW SECTION

WAC 248-103-020 **PERFORMANCE OF SCREENING TESTS.** (1) Hospitals providing birth and delivery services or neonatal care to infants shall:

- (a) Inform parents or responsible parties, by providing a departmental information pamphlet or by other means, of:
 - (i) The purpose of screening newborns for congenital disorders,
 - (ii) Disorders of concern as listed in WAC 248-103-020(2),
 - (iii) The requirement for newborn screening, and
 - (iv) The legal right of parents or responsible parties to refuse testing because of religious tenets or practices as specified in RCW 70.83.020.
- (b) Obtain a blood specimen for laboratory testing as specified by the department from each newborn prior to discharge from the hospital or, if not yet discharged, no later than five days of age.
- (c) Use department-approved forms and directions for obtaining specimens.
- (d) Enter all identifying and related information required on the form attached to the specimen following directions of the department.
- (e) In the event a parent or responsible party refuses to allow newborn metabolic screening, obtain signatures from parents or responsible parties on the department form.
- (f) Forward the specimen or signed refusal or with the attached identifying forms to the Washington state public health laboratory no later than the day after collection or refusal signature.

(2) Upon receipt of specimens, the department shall:

- (a) Perform appropriate screening tests for phenylketonuria, congenital hypothyroidism, and congenital adrenal hyperplasia;
- (b) Report significant screening test results to the infant's attending physician or family if an attending physician cannot be identified; and
- (c) Offer diagnostic and treatment resources of the department to physicians attending infants with presumptive positive screening tests within limits determined by the department.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 248-103-030 FEES. The department has authority under chapter 43.20A RCW to require a reasonable fee from parents or responsible parties for the costs of newborn metabolic screening to be collected through the hospital where the specimen was obtained.

WSR 87-07-041
ADOPTED RULES
DEPARTMENT OF ECOLOGY
 [Order 86-38—Filed March 16, 1987]

I, Phillip C. Johnson, deputy director of the Washington Department of Ecology, do promulgate and adopt at Ecology Headquarters, Lacey, Washington, the annexed rules relating to solid waste incinerator facilities, chapter 173-434 WAC.

This action is taken pursuant to Notice No. WSR 87-03-045 filed with the code reviser on January 20, 1987. 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 Department of Ecology as authorized in chapter 70.94 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 March 16, 1987.

By Phillip C. Johnson
 Deputy Director

Chapter 173-434 WAC
SOLID WASTE INCINERATOR FACILITIES

| | |
|-------------|--|
| WAC | |
| 173-434-010 | Purpose. |
| 173-434-020 | Applicability. |
| 173-434-030 | Definitions. |
| 173-434-050 | New source review. |
| 173-434-100 | Requirement for BACT. |
| 173-434-110 | Adoption of federal standards of performance. |
| 173-434-120 | Emission standards for hazardous air pollutants. |
| 173-434-130 | Emission standards. |
| 173-434-160 | Design and operation. |
| 173-434-170 | Monitoring and reporting. |
| 173-434-190 | Changes in operation. |
| 173-434-200 | Emission inventory. |

173-434-210 Special studies.

NEW SECTION

WAC 173-434-010 PURPOSE. This chapter establishes emissions standards, design requirements, and performance standards for solid waste incinerator facilities.

NEW SECTION

WAC 173-434-020 APPLICABILITY. The provisions of this chapter shall apply state-wide to all solid waste incinerator facilities constructed after January 1, 1985, which burn or are designed to burn twelve or more tons per day of solid waste or solid waste derived fuel, and facilities constructed prior to January 1, 1985 that commence incineration of twelve or more tons per day of solid waste or solid waste derived fuel after January 1, 1985.

NEW SECTION

WAC 173-434-030 DEFINITIONS. Unless a different meaning is clearly required by context, words and phrases used in this chapter shall have the following meanings, general terms common with other chapters as defined in chapter 173-403 WAC, and terms specific to solid waste incinerators as defined below.

(1) "Facility" means all of the emissions unit(s) including quantifiable fugitive emissions, which are located in one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), whose activities are ancillary to the incineration of solid waste.

(2) "Residence time" means the minimum amount of time that a parcel of gas is subject to a given temperature.

(3) "Solid waste" means all putrescible and nonputrescible solid and semisolid wastes, including but not limited to garbage, rubbish, ashes, industrial wastes, swill, demolition and construction wastes, abandoned vehicles or parts thereof, and discarded commodities. This includes all liquid, solid and semisolid materials, which are not primary products of public, private, industrial, commercial, mining, and agricultural operations. Solid waste includes but is not limited to septage from septic tanks, dangerous waste, and problem wastes. Solid waste does not include wood waste or sludge from waste water treatment plants.

(4) "Transmissometer" means a device that measures opacity and conforms to EPA Performance Specification Number 1 in Title 40 Code of Federal Regulations, Part 60, Appendix B as promulgated prior to December 1, 1986.

NEW SECTION

WAC 173-434-050 NEW SOURCE REVIEW. (1) Notice of construction. Construction shall not commence on any new source until a notice of construction has been approved by the department or cognizant local authority pursuant to WAC 173-403-050. The owner or operator of any source shall notify the department or

cognizant local authority prior to replacement of air pollution control equipment or process equipment other than replacement for routine maintenance and repair. The department or cognizant local authority may determine that a notice of construction is required.

(2) Operation and maintenance plan. As part of a condition of approval of the notice of construction; before initial start up the owner or operator of the incinerator shall develop a plan for the operation and maintenance of all equipment and procedures that can cause or control air pollution. Every twenty-four months thereafter, the owner or operator must obtain approval of a new or updated plan. The owner or operator must obtain the department's or cognizant local authority's approval of the plan prior to commencing operation and shall not incinerate solid waste without an approved plan. The plan may include operating parameters, maintenance procedures and operation personnel training requirements and procedures.

NEW SECTION

WAC 173-434-100 REQUIREMENT FOR BACT. (1) No incinerator facility shall cause or permit air contaminant emissions in excess of the limits described in this section, as modified by chapter 173-403 WAC if applicable. Further, all solid waste incinerator facilities that are required to file a notice of construction are required to use best available control technology (BACT) as defined at the time of construction which may be determined for some facilities to be more stringent than the emissions limitations of this chapter and may include fuel cleaning or separation.

(2) Whenever more than one regulation applies to the control of air contaminants from a solid waste incineration facility the more stringent regulation, control, or emission limit shall govern.

NEW SECTION

WAC 173-434-110 ADOPTION OF FEDERAL STANDARDS OF PERFORMANCE. Title 40, Code of Federal Regulations Part 60, subparts A and E and appendixes A, B, C, and D with the exception of sections 60.5 (determination of construction or modification) and 60.6 (review of plans) as promulgated prior to December 1, 1986, is by this reference adopted and incorporated herein. For the purpose of state administration of the federal regulations adopted by reference hereby, the term "administrator" as used therein shall refer to the director of the department of ecology.

NEW SECTION

WAC 173-434-120 EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS. (1) The national emission standards for hazardous air pollutants (NESHAPS) Title 40, Code of Federal Regulation, Part 61, Subparts A, C, M and V and appendixes A, B and C as promulgated prior to December 1, 1986, are by reference adopted and incorporated herein.

(2) The department or cognizant local authority, at any time after the effective date of this section, may conduct or require source tests and require access to:

Records, books, files, and other information specific to the control, recovery, or release of asbestos, beryllium, mercury, or vinyl chloride in order to determine the status of compliance of sources of these contaminants and to carry out its enforcement responsibilities. Source testing, monitoring, and analytical methods for sources of the above named contaminants shall conform with the requirements of NESHAPS.

(3) This section shall not apply to any source operating pursuant to a waiver granted by the United States Environmental Protection Agency or an exemption granted by the president of the United States during the effective life of such waiver or exemption.

NEW SECTION

WAC 173-434-130 EMISSION STANDARDS.

(1) Particulate.

(a) For incinerator facilities that have the capability of burning two hundred fifty or more tons of solid waste per day, the particulate emissions from each incinerator stack shall not exceed 0.046 grams of particulate per dry cubic meter at standards conditions (0.020 grains/dscf) corrected to seven percent oxygen for an hourly average.

(b) For incinerator facilities that have a maximum capability of burning less than two hundred fifty tons of solid waste per day, the particulate emissions from each incinerator stack shall not exceed 0.069 grams of particulate per dry cubic meter at standards conditions (0.030 grains/dscf) corrected to seven percent oxygen for an hourly average.

(2) Hydrogen chloride. The hydrogen chloride emissions from each incinerator stack shall not exceed fifty ppm corrected to seven percent oxygen for an hourly average, except if the owner or operator demonstrates that uncontrolled emissions of hydrogen chloride are reduced by at least eighty percent and a procedure acceptable to the department or cognizant local agency for monitoring is developed.

(3) Sulfur dioxide. The sulfur dioxide emissions from each incinerator stack shall not exceed fifty ppm corrected to seven percent oxygen for an hourly average, except if the owner or operator demonstrates that the uncontrolled emissions of sulfur dioxide are reduced by at least eighty percent and a procedure acceptable to the department or cognizant local agency for monitoring is developed. When more than fifty percent of the heat input is fossil fuel the department or cognizant local authority may establish a higher sulfur dioxide limit provided that limit meets the requirements of best available control technology.

(4) Opacity.

(a) The opacity as measured visually from any incinerator stack shall not exceed an average of five percent opacity for more than six consecutive minutes in any sixty minute period.

(b) The opacity as measured by a transmissometer shall not exceed an average of ten percent opacity for more than six consecutive minutes in any sixty minute period.

(c) The opacity as measured visually shall not exceed an average of zero percent from any emission unit except

incinerator stacks for more than six consecutive minutes in any sixty minute period.

(5) Odors. Any person who shall cause or allow the generation of any odor from any source which may unreasonably interfere with any other property owner's use and enjoyment of his property shall use recognized good practices and procedures to reduce those odors to a reasonable minimum.

(6) Fugitive emissions. Each incinerator operator or owner shall take reasonable precautions to prevent fugitive emissions which includes the paving of all normally traveled roadways within the plant boundary and enclosing or hooding material transfer points.

(7) Masking. No incinerator operator shall cause or permit the installation or use of any device, or the use of any means which, without resulting in a reduction in the total amount of air contaminant emitted, conceals an emissions of an air contaminant which would otherwise violate any provision of this chapter.

(8) Fallout. No incinerator owner or operator shall cause or permit the emission of particulate matter from any emissions unit which becomes deposited beyond the property boundary under direct control of the owner or operator of the incinerator facility in such quantities or of such character or duration as is, or is likely to be, injurious to human health, plant or animal life, or property, or will interfere unreasonably with the use and enjoyment of the property upon which the material is deposited.

(9) Other contaminants. No incinerator owner or operator shall cause or permit air contaminants or water droplets including an air contaminant whose emissions are not otherwise prohibited by this chapter, in such quantities or of such characteristics or duration as is, or is likely to be, injurious to human health, plant or animal life or property, or which unreasonably interferes with use or enjoyment of property, or may cause a public safety hazard.

(10) Source testing. In order to demonstrate compliance with this chapter, the department or cognizant local authority may require that a test be made of any emissions unit using procedures contained in "Source Test Manual - Procedures for Compliance Testing," state of Washington, department of ecology, on file at the department. The operator of a source shall be required to provide the necessary platform and sampling ports for the department or cognizant local authority personnel to perform a test of an emissions unit. The department or cognizant local authority shall be allowed to obtain a sample from any emissions unit. The operator shall be given an opportunity to observe the sampling and to obtain a sample at the same time.

NEW SECTION

WAC 173-434-160 DESIGN AND OPERATION. (1) Combustion temperature. Whenever solid waste is being burned the temperature of the final combustion zone shall not be below 982°C (1800°F) for a fifteen minute average. At no time when solid waste is being burned shall the temperature of the final combustion zone fall below 871°C (1600°F.)

(2) Residence time. The minimum combustion chamber temperature must be maintained for at least one second (1.0 second) in a zone after the last over fire air has entered the combustion chamber. Procedures for determining the residence time shall be a part of the new source review.

(3) Excess air. The combustion gases leaving the final combustion zone must contain at least three percent free oxygen measured on a wet basis.

(4) Combustion air. To minimize odor and fugitive emissions and to maintain a negative pressure in the tipping area, the combustion air shall be withdrawn from the tipping area, or shall utilize an equivalent means of odor and fugitive emission control acceptable to the department or cognizant local authority.

(5) Combustion air distribution and control. The air distribution shall be fully controllable at each location where pressurized air is introduced and the air flow shall be measured and monitored continuously.

(6) Particulate control device temperature. The average inlet temperature of the primary (most efficient) particulate control device shall not exceed 177°C (350°F) whenever solid waste is being burned.

(7) Operation. At all times, including periods of abnormal operation and upset conditions, the owner or operator shall, to the extent practicable, maintain and operate any incinerator facility, including associated air pollution control equipment, in a manner consistent with good air pollution control practice. Determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the department or cognizant local authority which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.

NEW SECTION

WAC 173-434-170 MONITORING AND REPORTING. The owners or operators of each incinerator shall conduct routine monitoring of emissions in accordance with a program that has been approved by the department or cognizant local authority. The program must contain quality control and quality assurance procedures.

(1) Monitoring. As part of the program the owners or operators shall install, operate, and maintain continuous monitors for the following:

- (a) Opacity;
- (b) Combustion temperature;
- (c) Particulate control device temperature;
- (d) Hydrogen chloride and/or sulfur dioxide;
- (e) Oxygen;
- (f) Carbon monoxide;
- (g) Combustion air distribution;
- (h) Pollution control equipment bypass conditions.

The monitors for opacity, sulfur dioxide, carbon monoxide, and oxygen shall comply with EPA performance specifications in Title 40, Code of Federal Regulations, Part 60, Appendix B as promulgated prior to December 1, 1986.

(2) Reporting. Results of the monitoring shall be reported within thirty days of the end of each calendar

month and shall include but may not be limited to data such as:

(a) The average daily maximum concentration of each monitored pollutant and the daily amount of solid waste burned.

(b) The date, time, and magnitude of any periods during which the standards were exceeded, and what corrective action was or will be taken.

(c) Any period of monitor down time.

(3) Testing. The owners or operators shall conduct emission tests for particulate, sulfur dioxide and hydrogen chloride on a regular basis. These tests may be used to help determine acceptable operating parameters. The testing shall be at least annual for facilities capable of burning two hundred fifty tons or more of solid waste per day and biennial for other facilities.

(4) Other data. Each owner or operator shall furnish upon request of the department or cognizant local authority, such other pertinent data as the department or cognizant local authority may require to evaluate the incinerator's emissions or emissions control program.

NEW SECTION

WAC 173-434-190 CHANGES IN OPERATION. If a startup, shutdown, breakdown, or upset condition occurs which could result in an emissions violation or a violation of an ambient air quality standard, the owner or operator of the source shall take the following actions as applicable:

(1) For a planned condition, such as a startup or shutdown, the condition shall be reported to the department or cognizant local authority not less than twenty-four hours in advance of its occurrence. For facilities that normally operate for less than twenty-four hours per day, this provision may be waived provided that daily startup and shutdown procedures are developed that are acceptable to the department or cognizant local authority.

(2) For unplanned conditions, such as a breakdown or upset, the condition shall be reported to the department or cognizant local authority as soon as possible, but no later than the end of the next business day.

If, upon reviewing the available information, the department or cognizant local authority determines that continued operation of any emission unit is likely to cause a significant risk to the public it may order an immediate shutdown of the emissions unit.

Upon request of the department or cognizant local authority the owner or operator of the source shall submit a full written report including known causes of the infraction, the corrective actions taken, and the preventive measures to be taken to minimize or eliminate the chance of recurrence.

Compliance with the requirement of WAC 173-434-100, does not relieve the owner or operator of the source from the responsibility to maintain continuous compliance with all the requirements of chapter 173-434 WAC nor from the resulting liabilities for failure to comply.

NEW SECTION

WAC 173-434-200 EMISSION INVENTORY. The owner or operator of any solid waste incinerator shall submit an inventory of emissions from the sources each year upon and according to instructions from the department of ecology. The inventory shall include but may not be limited to stack and fugitive emissions of particulates, sulfur dioxide, nitrogen oxides, carbon monoxide, volatile organic compounds, hydrogen chloride, and other contaminants, and shall be submitted when required. The inventory shall include total emissions of each pollutant for the year in tons per year and an estimate of the total emitted each quarter. An estimate shall be made of the one hour and twenty-four hour emissions while operating at capacity. The report shall include the average sulfur content of any fossil fuel used which will result in emissions of more than twenty-four tons per year of sulfur dioxide.

NEW SECTION

WAC 173-434-210 SPECIAL STUDIES. The department or cognizant local authority may require such additional special studies relevant to process emissions and establish completion dates as it determines necessary. These special studies may include the requirement to conduct studies of dioxin emissions and control measures.

WSR 87-07-042

ADOPTED RULES

DEPARTMENT OF FISHERIES

[Order 87-17—Filed March 16, 1987]

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

This action is taken pursuant to Notice No. WSR 87-04-070 filed with the code reviser on February 4, 1987. 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 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 March 10, 1987.

By Judith Merchant
for Joseph R. Blum
Director

AMENDATORY SECTION (Amending Order 86-39, filed 5/28/86)

WAC 220-44-050 COASTAL BOTTOMFISH CATCH LIMITS. 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, 59A, 59B, 60A, 61, 62, or 63 in excess of the amounts or less than the minimum sizes shown below for the species indicated:

(1) Widow rockfish (*Sebastes entomelas*) – one vessel trip per week not to exceed 30,000 pounds. No vessel may make more than one landing in excess of 3,000 pounds per calendar week.

(2) Shortbelly rockfish (*Sebastes jordani*) and idiot rockfish (*Sebastes* spp.) – no maximum poundage per vessel trip; no minimum size.

(3) Pacific Ocean perch (*Sebastes alutus*) – no restriction on landing up to 1,000 pounds per vessel trip. Landings above 1,000 pounds allowed only if Pacific Ocean perch represent 20 percent or less of total weight of fish on board. Under no circumstances may a vessel land more than ~~((+10,000))~~ 5,000 pounds of Pacific Ocean perch in any one vessel trip.

(4) All other species of rockfish (*Sebastes* spp.) – 25,000 pounds of all other species combined per vessel trip per calendar week, defined as Sunday through the following Saturday, of which no more than 10,000 pounds may be yellowtail rockfish (*Sebastes flavidus*), except that a fisherman having made a ~~((+1986))~~ 1987 declaration of intent may make either one landing of no more than 50,000 pounds of all other species combined per vessel trip biweekly, defined as Sunday through the second Saturday following, of which no more than 20,000 pounds may be yellowtail rockfish, or two landings of not more than 12,500 pounds of all other species in any one calendar week of which not more than 5,000 pounds in any one landing may be yellowtail rockfish. All previous declaration forms ~~((covering 1985 landings))~~ have expired and it is unlawful for any vessel to make other than one vessel trip per week unless a new declaration form has been completed as provided for in this subsection. The ~~((+1986))~~ 1987 declaration of intent to make other than one vessel trip per week must be mailed or delivered to the Department of Fisheries, 115 General Administration Building, Olympia, WA 98504, and must be ~~((postmarked at least seven days))~~ received prior to the beginning of such fishing. The declaration of intent must contain the name and address of the fisherman, the name and registration number of the vessel, the date on which such fishing for other species of rockfish will commence, and must be signed and dated by the fisherman. The fisherman may return to the one vessel trip per calendar week fishing at the beginning of any month by filing a declaration of intent to stop biweekly fishing for other species of rockfish with the department in the above manner. The declaration to stop biweekly fishing for other species of rockfish and begin one vessel trip per calendar week fishing must be ~~((made at least seven days))~~ received prior to the beginning of the ~~((month))~~ week in which the one vessel trip per calendar week fishing will resume. It is unlawful for any vessel to

make other than one landing in excess of 3,000 pounds of other rockfish species in any calendar week, if no declaration to land other species of rockfish twice weekly has been made.

The date of first landing will determine the beginning of biweekly periodicity, biweekly periodicity will restart after a landing that occurs more than four calendar weeks after the immediate prior landing.

(5) 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 for trawl gear or 100 pounds for fixed gear is allowed; no vessel trip restrictions.

(6) It is unlawful during unloading of the catch and prior to its being weighed or leaving the unloading facility to intermix with any other species a species or category of bottomfish having a vessel trip limit.

(7) For purposes of this section, a vessel trip is defined as having occurred upon the initiation of transfer of catch from the fishing vessel, and all fish aboard the vessel are considered part of the vessel trip limit at the initiation of transfer of catch.

WSR 87-07-043

ATTORNEY GENERAL OPINION

Cite as: AGO 1987 No. 8

[March 16, 1987]

PLATTING & SUBDIVISIONS—REAL ESTATE—DENIAL OF SHORT PLAT APPLICATION—FORUM FOR APPEAL

King County is not required to allow an appeal to the county council of an administrative decision denying a short plat application.

Requested by:

Honorable John W. Betrozoff
State Representative, 45th District
325 House Office Building
Olympia, Washington 98504

WSR 87-07-044

NOTICE OF PUBLIC MEETINGS

CONVENTION AND TRADE CENTER

[Memorandum—March 13, 1987]

Notice is given that a special meeting of the board of directors of the Washington State Convention and Trade Center will be held at 3:30 p.m., Monday, March 16, at the Washington State Convention and Trade Center Boardroom, 720 Olive Way, Suite 1520, Seattle.

An executive session will immediately follow this special meeting.

WSR 87-07-045
PROPOSED RULES
DEPARTMENT OF LICENSING
(Dental Disciplinary Board)
 [Filed March 17, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Dental Disciplinary Board intends to adopt, amend, or repeal rules concerning specialty representation, amending WAC 308-37-190;

that the agency will at 9:00 a.m., Friday, June 12, 1987, in the South Center Room, Nendel Motor Inn, 15901 West Valley Road, Tukwila, WA 98188, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.32.640, 18.130.050 (1), (12) and 18.130.180 (3), (13).

The specific statute these rules are intended to implement is RCW 18.32.640, 18.130.050 (1), (12) and 18.130.180 (3), (13).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before June 5, 1987.

Dated: March 11, 1987
 By: Judy Mayo
 Program Manager

STATEMENT OF PURPOSE

Name of Agency: Washington State Dental Disciplinary Board.

Purpose of Proposed Amendment: To change the reference from "pedodontist" to "pediatric dentistry," to clarify that American Dental Association guidelines or requirements will be observed for the purpose of using specialty representations, and to state the scope of the rule.

Statutory Authority: RCW 18.32.640 and 18.130.050.

Summary of the Rule: WAC 308-37-190 Specialty representation.

Reason for Proposed Amendment: To update and clarify references and to state the intent of the rule.

Responsible Personnel: The Washington State Dental Disciplinary Board and the program manager for the board have the responsibility for drafting, implementing and enforcing these rules. The program manager is Judy Mayo, 1300 Quince Street S.E., Olympia, WA 98504, phone (206) 753-2461 or scan 234-2461.

Proponents of the Proposed Amendment: Dental Disciplinary Board.

Federal Law or Federal or State Court Requirements: Not necessitated as the result of federal or state court action.

Small Business Economic Impact Statement: Not required and has not been filed since this rule does not impact small businesses as that term is defined in RCW 19.85.020.

AMENDATORY SECTION (Amending Order PL 520, filed 2/19/85)

WAC 308-37-190 SPECIALTY REPRESENTATION. (1) It shall be misleading, deceptive or improper conduct for a dentist to represent or imply that he or she is a specialist or use any of the terms to designate a dental specialty such as:

- (a) Endodontist
- (b) Oral or maxillofacial surgeon
- (c) Oral pathologist
- (d) Orthodontist
- (e) (~~Pedodontist~~) Pediatric dentistry
- (f) Periodontist
- (g) Prosthodontist
- (h) Public health

or any derivation of these specialties unless he or she is entitled to such specialty designation under the guidelines (~~for specialties of~~) or requirements approved by the (~~Commission on Accreditation of Dental Education of the~~) American Dental Association (~~in effect~~) as of January 1, (~~1985~~) 1987, or such guidelines or requirements as subsequently amended and approved by the dental disciplinary board, or other such organization recognized by the board.

(2) A dentist not currently entitled to such specialty designation shall not represent that his or her practice is limited to providing services in a specialty area without clearly disclosing in the representation that he or she is a general dentist. A specialist who represents services in areas other than his or her specialty is considered a general dentist.

(3) The definition of a specialist as specified by this rule pertains to this and only this rule for the purpose of defining representations and must not be applied to any other provision in chapter 18.32 RCW or rule of the board. By this rule, the board does not in any way modify the definition of the practice of dentistry provided by chapter 18.32 RCW.

WSR 87-07-046
PROPOSED RULES
DEPARTMENT OF LICENSING
(Also Board of Chiropractic Examiners and Board of
Registration for Professional Engineers and Land Sur-
veyors)

[Filed March 17, 1987]

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 fees associated with the licensing or regulation of certain professions, occupations, or business administered by the Department of Licensing;

that the agency will at 9:30 a.m., Monday, April 27, 1987, in the Auditorium, Office Building No. 2, 12th and Jefferson, 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 a date following the hearing.

The authority under which these rules are proposed is RCW 43.24.086.

The specific statute these rules are intended to implement is RCW 43.24.086.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 24, 1987.

Dated: March 12, 1987
 By: Robert Van Schoorl
 Assistant Director

STATEMENT OF PURPOSE

Name of Agency: Washington State Department of Licensing.

Purpose: To establish the amount of certain fees associated with the licensing or regulation of professions, occupations, or business administered by the Department of Licensing.

Statutory Authority: RCW 43.24.86 [43.24.086].

Summary of the Rules: WAC 114-12-136 Chiropractic fees; 196-26-020 Engineer fees; 308-11-030 Auctioneer fees; 308-12-326 Architect fees; 308-13-150 Landscape architect fees; 308-20-210 Cosmetology fees; 308-25-065 Dental hygiene fees; 308-26-045 Dispensing optician fees; 308-29-045 Collection agency fees; 308-31-055 Podiatry fees; 308-32-100 Debt adjuster fees; 308-33-105 Employment agency fees; 308-34-090 Drugless therapeutic fees; 308-40-125 Dentist fees; 308-42-075 Physical therapy fees; 308-48-800 Funeral director/embalmer fees; 308-50-440 Hearing aid fitter/dispenser fees; 308-51-210 Massage fees; 308-52-590 Physician and surgeon fees; 308-53-020 Optometry fees; 308-54-315 Nursing home administrator fees; 308-55-025 Ocularist fees; 308-115-405 Midwifery fees; 308-117-500 Practical nurse fees; 308-120-275 Registered nurse fees; 308-122-275 Psychology fees; 308-138-080 Osteopathic fees; 308-152-030 Veterinary fees; 308-171-310 Occupational therapy fees; and 308-180-260 Acupuncture fees.

Reason Proposed: To set the fees for each licensing program at a sufficient level to defray the costs of administering that program.

Responsible Departmental Personnel: In addition to the Department of Licensing, the following departmental personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Bob Van Schoorl, Assistant Director, 1300 Quince Street S.E., Olympia, Washington 98504, (206) 753-2241 comm, 234-2241 scan.

Proponents: Director of the Department of Licensing.

Small Business Economic Impact Statement: Not required and has not been filed since these rules do not impact small business as that term was defined by RCW 43.31.920.

AMENDATORY SECTION (Amending Order PL 446, filed 11/2/83)

WAC 114-12-136 CHIROPRACTIC FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|---------------------|
| ((Application/full examination | \$250.00 |
| Application/partial examination | 200.00 |
| (Reciprocity and national board waiver) | |
| Retake examination | 200.00 |
| License renewal | 125.00 |
| License restoration | 25.00 |
| Duplicate | 5.00 |
| Certification | 10.00)) |
| Application/full examination or reexamination | \$300.00 |
| Application/partial examination or reexamination | 200.00 |
| (Reciprocity and national board waiver) | |
| Original license | 150.00 |

| Title of Fee | Fee |
|----------------------|--------|
| License renewal | 200.00 |
| Late renewal penalty | 150.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |

NEW SECTION

WAC 196-26-020 ENGINEER FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| Engineers: | |
| Application fee | \$ 60.00 |
| Examination retake (2nd subsequent or more) | 50.00 |
| Reciprocity | 50.00 |
| Engineer certificate (initial registration) | 15.00 |
| Replacement certificate | 15.00 |
| Renewal | 25.00 |
| Late renewal penalty | 25.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Engineer in training: | |
| Application, examination and certificate | 30.00 |
| Examination retake (2nd subsequent or more) | 10.00 |
| Replacement certificate | 15.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Land surveyor: | |
| Examination and certificate | 30.00 |
| Examination retake (2nd subsequent or more) | 40.00 |
| Reciprocity | 20.00 |
| Renewal | 25.00 |
| Late renewal penalty | 25.00 |
| Replacement certificate | 15.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Engineer corporation: | |
| Certificate of authorization | 500.00 |
| Renewal | 160.00 |
| Duplicate license | 15.00 |
| Replacement certificate | 15.00 |
| Certification | 25.00 |
| Engineer partnership: | |
| Certification of authorization | 150.00 |
| Renewal | 100.00 |
| Replacement certificate | 15.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 196-26-010 FEES.

AMENDATORY SECTION (Amending Order PM 622, filed 10/22/86)

WAC 308-11-030 AUCTIONEER FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|----------------------|----------|
| ((Auctioneer: | |
| Initial application | \$ 50.00 |
| Renewal | 50.00 |
| Late renewal penalty | 50.00 |
| Duplicate license | 5.00 |
| Certification | 10.00 |

| Title of Fee | Fee |
|-------------------------|----------|
| Auction company: | |
| Initial application | 150.00 |
| Renewal | 100.00 |
| Late renewal penalty | 100.00 |
| Duplicate license | 5.00)) |
| Auctioneer: | |
| Initial application | \$100.00 |
| Renewal | 75.00 |
| Late renewal penalty | 50.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Auction company: | |
| Initial application | 150.00 |
| Renewal | 125.00 |
| Late renewal penalty | 125.00 |
| Duplicate license | 15.00 |

NEW SECTION

WAC 308-12-326 ARCHITECT FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| Application | \$ 50.00 |
| Examination (initial or retake full) | 300.00 |
| Registration fee | 35.00 |
| Registration renewal | 80.00 |
| Late renewal | 25.00 |
| Certificate replacement | 15.00 |
| Examination proctor fee | 50.00 |
| Registration (without full examination) | 250.00 |
| Exam retake: | |
| Division A: Predesign | 30.00 |
| Division B: Site design | 65.00 |
| Division C: Building design | 80.00 |
| Division D: Structural—General | 15.00 |
| Division E: Structural—Lateral forces | 10.00 |
| Division F: Structural—Long span | 10.00 |
| Division G: Mechanical, plumbing, electrical and safety systems | 30.00 |
| Division H: Materials and methods | 30.00 |
| Division I: Construction documents and services | 30.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Corporations: | |
| Certificate of authorization | 500.00 |
| Certificate of authorization renewal | 200.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-12-312 FEES.

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

WAC 308-13-150 LANDSCAPE ARCHITECT FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|------------------------------------|----------|
| ((Exam application (nonrefundable) | \$ 25.00 |
| Full exam or retake | 125.00 |
| Retake—Part A only | 25.00 |
| Part B only | 25.00 |
| Part C only | 30.00 |
| Part D only | 30.00 |
| Part E only | 30.00 |
| Initial license | 75.00 |
| Renewal | 75.00 |

| Title of Fee | Fee |
|---|----------|
| Late renewal penalty | 75.00 |
| Duplicate license | 5.00 |
| Reciprocity fee | 150.00 |
| Certification | 15.00 |
| Replacement certificate | 20.00)) |
| Application fee: | |
| Nonrefundable examination or reexamination (entire) fee | \$235.00 |
| Refundable fee for issuance of certificate | 100.00 |
| Total application fee | 335.00 |
| Reexamination: | |
| Section A only | 25.00 |
| Section B only | 25.00 |
| Section C only | 30.00 |
| Section D only | 30.00 |
| Section E only | 30.00 |
| Renewal (3 years) | 180.00 |
| Late renewal penalty | 60.00 |
| Duplicate license | 15.00 |
| Reciprocity fee (filing and investigation fee) | 150.00 |
| Certification | 25.00 |
| Replacement certificate | 20.00 |

NEW SECTION

WAC 308-20-210 COSMETOLOGY FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|--------------------------|----------|
| Cosmetologist: | |
| Examination application | \$ 25.00 |
| Renewal | 10.00 |
| Late renewal penalty | 10.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |
| Out-of-state application | 25.00 |
| Instructor: | |
| Examination application | 30.00 |
| Renewal | 25.00 |
| Late renewal penalty | 25.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |
| Out-of-state application | 25.00 |
| Manicurist: | |
| Examination application | 25.00 |
| Renewal | 10.00 |
| Late renewal penalty | 10.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |
| Out-of-state application | 25.00 |
| School: | |
| License application | 150.00 |
| Renewal | 150.00 |
| Late renewal penalty | 150.00 |
| Duplicate | 15.00 |
| Barber: | |
| Examination application | 25.00 |
| Renewal | 10.00 |
| Late renewal penalty | 10.00 |
| Out-of-state application | 25.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |

REPEALER

The following section of the Washington Administrative Code is hereby repealed:

WAC 308-20-200 FEES.

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

WAC 308-25-065 **DENTAL HYGIENE FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| ((Initial application and exam | \$ 50.00 |
| Reexam | 50.00 |
| Renewal | 25.00 |
| Reciprocity | 50.00 |
| Duplicate license | 5.00 |
| Certification | 25.00)) |
| Application examination and reexamination | \$100.00 |
| Renewal | 55.00 |
| Reciprocity | 100.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

NEW SECTION

WAC 308-26-045 **DISPENSING OPTICIAN FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| Optician: | |
| Full examination (or reexamination) | \$200.00 |
| Reexamination—Practical only | 30.00 |
| Reexamination—Written (basic) only | 25.00 |
| Reexamination—Written (contact lens) only | 25.00 |
| Renewal | 125.00 |
| Late renewal penalty | 75.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-26-040 FEES.

AMENDATORY SECTION (Amending Order PL 446, filed 11/2/83)

WAC 308-29-045 **COLLECTION AGENCY FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|----------------------------------|-----------|
| ((Collection agency—Main office: | |
| Original application | \$ 300.00 |
| Investigation (nonrefundable) | 200.00 |
| Renewal | 300.00 |
| Late renewal penalty | 300.00 |
| Reregistration fee after 30 days | 1,100.00 |
| Duplicate license | 5.00 |
| Branch office: | |
| Original application | 250.00 |
| Renewal | 150.00 |
| Late renewal penalty | 150.00 |
| Reregistration fee after 30 days | 550.00)) |
| Collection agency—Main office: | |
| Original application | \$ 350.00 |
| Investigation (nonrefundable) | 250.00 |
| Renewal | 525.00 |
| Late renewal penalty | 300.00 |
| Reregistration fee after 30 days | 1,425.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Branch office: | |
| Original application | 300.00 |
| Renewal | 300.00 |
| Late renewal penalty | 150.00 |

| Title of Fee | Fee |
|----------------------------------|--------|
| Reregistration fee after 30 days | 750.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

AMENDATORY SECTION (Amending Order PL 446, filed 11/2/83)

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

| Title of Fee | Fee |
|---|----------|
| ((Application and exam | \$200.00 |
| Reciprocity application | 200.00 |
| License renewal | 100.00 |
| Reexamination | 200.00 |
| Late renewal penalty | 10.00 |
| Duplicate license | 5.00)) |
| Application (examination and reexamination) | \$500.00 |
| Reciprocity application | 400.00 |
| License renewal | 650.00 |
| Late renewal penalty | 10.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

NEW SECTION

WAC 308-32-100 **DEBT ADJUSTER FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|-----------------------------------|-----------|
| Agencies: | |
| Investigation fee (nonrefundable) | \$ 300.00 |
| Original license | 200.00 |
| Renewal | 2700.00 |
| Late renewal penalty | 1000.00 |
| Duplicate license | 15.00 |
| Agency branch: | |
| Original license | 150.00 |
| Renewal | 1350.00 |
| Late renewal penalty | 500.00 |
| Duplicate license | 15.00 |
| Debt adjuster: | |
| Investigation fee (nonrefundable) | 300.00 |
| Examination or reexamination | 150.00 |
| Original license | 200.00 |
| Renewal | 2500.00 |
| Late renewal penalty | 500.00 |
| Duplicate license | 15.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-32-090 FEES.

AMENDATORY SECTION (Amending Order PL 446, filed 11/2/83)

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

| Title of Fee | Fee |
|-------------------------------|----------|
| ((Agencies: | |
| 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 |

| Title of Fee | Fee |
|---|----------|
| New/amended fee schedule approval | 50.00 |
| Branch office: | |
| 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 |
| Agencies: | |
| Original application and license | \$250.00 |
| Renewal | 225.00 |
| Transfer of license | 150.00 |
| Duplicate license | 15.00 |
| New/amended contract or fee schedule review | 50.00 |
| Branch office: | |
| Original application and license | 100.00 |
| Renewal | 125.00 |
| Transfer of license | 25.00 |
| Duplicate license | 15.00 |
| General manager exam fee | 65.00 |

NEW SECTION

WAC 308-34-090 **DRUGLESS THERAPEUTIC FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|-----------------------------|----------|
| Application and examination | \$250.00 |
| License renewal | 250.00 |
| Late renewal penalty | 175.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 308-41-025 FEES.

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

WAC 308-40-125 **DENTIST FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|---------------------|
| ((Application and exam | \$120.00 |
| Recexam | 120.00 |
| Renewal | 40.00 |
| Late renewal penalty | 40.00 |
| Reciprocity application | 120.00 |
| Duplicate license | 5.00 |
| Certification | 25.00 |
| Application (examination and reexamination) | \$250.00 |
| Renewal | 175.00 |
| Late renewal penalty | 100.00 |
| Reciprocity application | 250.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Investigation fee | 25.00 |

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

WAC 308-42-075 **PHYSICAL THERAPY FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|--|---------------------|
| ((Application—Exam | \$100.00 |
| Reciprocity application | 100.00 |
| License renewal | 35.00 |
| Late renewal penalty | 35.00 |
| Duplicate license | 5.00 |
| Certification | 10.00 |
| Application—Examination (two or more parts—initial/retake) | \$100.00 |
| Application—Examination (one part—initial/retake) | 60.00 |
| Reciprocity application | 100.00 |
| License renewal | 35.00 |
| Late renewal penalty | 35.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

NEW SECTION

WAC 308-48-800 **FUNERAL DIRECTOR/EMBALMER FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of fee | Fee |
|-------------------------------------|----------|
| Embalmers: | |
| State examination or reexamination | \$150.00 |
| Renewal | 75.00 |
| Late renewal penalty | 40.00 |
| Duplicate | 15.00 |
| Reciprocity application | 50.00 |
| Certification | 25.00 |
| Embalmer apprentice: | |
| Apprentice application | 50.00 |
| Apprentice renewal | 35.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |
| Funeral director: | |
| State examination or reexamination | 200.00 |
| Renewal | 125.00 |
| Late renewal penalty | 100.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |
| Funeral director apprentice: | |
| Apprentice application | 75.00 |
| Apprentice renewal | 45.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Funeral establishment: | |
| Original application | 250.00 |
| Renewal | 200.00 |
| Preneed application | 50.00 |
| Preneed renewal | 30.00 |
| Financial statement fee | 25.00 |
| Crematory endorsement registration | 50.00 |
| Endorsement renewal | 40.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-48-250 FEES.

NEW SECTION

WAC 308-50-440 **HEARING AID FITTER/DISPENSER FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|-----------|
| Trainee: | |
| Initial application | \$ 300.00 |
| Trainee transfer of sponsor—Within fifteen days | 75.00 |

| Title of Fee | Fee |
|---|--------|
| Trainee transfer of sponsor—Over fifteen days | 100.00 |
| Extension of trainee license | 200.00 |
| Fitter/dispenser: | |
| Examination or reexamination (full) | 500.00 |
| Partial reexamination | 175.00 |
| Initial license | 300.00 |
| Renewal | 200.00 |
| Late renewal penalty | 150.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-50-375 FEES.

NEW SECTION

WAC 308-51-210 MASSAGE FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| Operator: | |
| Written examination and reexamination | \$ 30.00 |
| Practical examination and reexamination | 40.00 |
| Initial license | 75.00 |
| Renewal | 65.00 |
| Late renewal penalty | 10.00 |
| Certification | 25.00 |
| Duplicate license | 15.00 |
| Business: | |
| Application | 125.00 |
| Renewal | 125.00 |
| Late renewal penalty | 10.00 |
| Duplicate license | 15.00 |
| Operator/Business: | |
| Application | 125.00 |
| Renewal | 100.00 |
| Late renewal penalty | 10.00 |
| Duplicate | 15.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-51-200 FEES.

NEW SECTION

WAC 308-52-590 PHYSICIAN AND SURGEON FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| Physician and surgeons: | |
| Application with examination or reexamination (both components) | \$375.00 |
| Examination or reexamination (component I) | 170.00 |
| Examination or reexamination (component II) | 195.00 |
| Applicants (without full examination) | 150.00 |
| Renewal | 35.00 |
| Late renewal penalty | 15.00 |
| Disciplinary assessment | 35.00 |
| Certification | 25.00 |
| Duplicate license | 15.00 |
| Limited license: | |
| Limited license application | 75.00 |
| Original license | 45.00 |
| Renewal | 35.00 |

| Title of Fee | Fee |
|-------------------------|-------|
| Duplicate license | 15.00 |
| Disciplinary assessment | 35.00 |
| Physician's assistants: | |
| Application | 25.00 |
| Renewal | 10.00 |
| Duplicate license | 15.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-52-315 FEES.

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

WAC 308-53-020 OPTOMETRY FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|---------------------|
| (Examination | \$100.00 |
| Reexam | 100.00 |
| Initial license | 40.00 |
| License renewal | 40.00 |
| Late renewal | 40.00 |
| Duplicate license | 5.00 |
| Certification | 10.00 |
| Examination or reexamination | \$100.00 |
| Initial license | 150.00 |
| License renewal | 160.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

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

WAC 308-54-315 NURSING HOME ADMINISTRATOR FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|---------------------|
| (Application and exam | \$125.00 |
| Reexam (partial) | 75.00 |
| Application—Reciprocity | 125.00 |
| Original license | 50.00 |
| Temporary permit | 125.00 |
| Renewal | 75.00 |
| Late renewal penalty | 75.00 |
| Duplicate license | 5.00 |
| A-I-T registration | 25.00 |
| Application (examination and original license) | \$375.00 |
| Reexamination (partial) | 75.00 |
| Application—Reciprocity | 200.00 |
| Temporary permit | 125.00 |
| Renewal | 175.00 |
| Late renewal penalty | 75.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

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

WAC 308-55-025 OCULARIST FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|------------------------------------|---------------------|
| (Application and exam | \$250.00 |
| Renewal | 300.00 |
| Late renewal penalty | 300.00 |
| Duplicate license | 5.00 |
| Apprentice registration | 200.00 |
| Transfer of sponsor | 50.00 |

| Title of Fee | Fee |
|-----------------------------|-----------|
| Application and examination | \$ 350.00 |
| Renewal | 1150.00 |
| Late renewal penalty | 300.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

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

WAC 308-115-405 **MIDWIFERY FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| ((Initial application | \$125.00 |
| Examination or reexam | 150.00 |
| Renewal | 75.00 |
| Late renewal penalty | 75.00 |
| Duplicate license | 5.00 |
| Verification | 10.00)) |
| Initial application | \$225.00 |
| Examination | 175.00 |
| Reexamination (second subsequent or more) | 175.00 |
| Renewal | 460.00 |
| Late renewal penalty | 75.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

NEW SECTION

WAC 308-117-500 **PRACTICAL NURSE FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|---------|
| Application (examination and reexamination) | \$35.00 |
| License renewal | 25.00 |
| Late renewal penalty | 10.00 |
| Endorsement—Reciprocity | 35.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 308-116-325 FEES.

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

WAC 308-120-275 **REGISTERED NURSE FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|------------------------------|----------|
| ((Application fee | \$ 35.00 |
| Application penalty | 10.00 |
| License renewal | 15.00 |
| Late renewal penalty | 15.00 |
| Endorsement—Reciprocity | 35.00 |
| Duplicate license | 5.00 |
| Second—Subsequent retake | 35.00 |
| Verification | 10.00 |
| CRN Application | 25.00 |
| CRN Renewal | 20.00 |
| CRN Prescriptive application | 30.00 |
| CRN Prescriptive renewal | 20.00)) |
| Application—Examination | \$30.00 |
| License renewal | 20.00 |
| Late renewal penalty | 15.00 |
| Endorsement—Reciprocity | 25.00 |

| Title of Fee | Fee |
|--|-------|
| Duplicate license | 15.00 |
| Examination (second—Subsequent retake or more) | 30.00 |
| Certification | 25.00 |
| ARNP Application | 25.00 |
| ARNP Renewal | 20.00 |
| ARNP Prescriptive application | 30.00 |
| ARNP Prescriptive renewal | 20.00 |

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

WAC 308-122-275 **PSYCHOLOGY FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|--|----------|
| ((Application—Written exam | \$ 70.00 |
| Application—Oral exam | 60.00 |
| Retake written | 70.00 |
| Retake oral | 60.00 |
| Initial license or renewal | 30.00 |
| Duplicate license | 5.00 |
| Certificate of qualification | 30.00 |
| Verification | 15.00 |
| Late renewal penalty | 30.00)) |
| Application—Written examination (initial and retake) | \$150.00 |
| Application—Oral examination (initial and retake) | 150.00 |
| Renewal | 210.00 |
| Duplicate license | 15.00 |
| Certificate of qualification | 30.00 |
| Certification | 25.00 |
| Amendment of certificate of qualification | 30.00 |

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

WAC 308-138-080 **OSTEOPATHIC FEES.** The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|----------------------------------|----------|
| ((Osteopathic physician: | |
| Application | \$250.00 |
| License renewal | 125.00 |
| Reciprocity | 250.00 |
| Retake—Single subject | 50.00 |
| Retake—Full day | 125.00 |
| Retake—Over one day | 200.00 |
| Late renewal penalty | 125.00 |
| Duplicate license | 5.00 |
| Osteopathic physician assistant: | |
| Application | 150.00 |
| Renewal | 50.00 |
| Late renewal penalty | 50.00 |
| Duplicate license | 5.00)) |
| Osteopath: | |
| Renewal | \$ 30.00 |
| Osteopathic physician: | |
| Application | 250.00 |
| License renewal | 170.00 |
| Reciprocity | 250.00 |
| Retake—Single subject | 50.00 |
| Retake—Full day | 125.00 |
| Retake—Over one day | 200.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Osteopathic physician assistant: | |
| Application | 150.00 |
| Renewal | 50.00 |
| Duplicate license | 15.00 |

NEW SECTION

WAC 308-152-030 VETERINARY FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|---|----------|
| Veterinarian: | |
| National board examination (NBE) (initial/retake) | \$110.00 |
| Clinical competency test (CCT) (initial/retake) | 85.00 |
| State examination (initial/retake) | 75.00 |
| Temporary permit | 35.00 |
| Initial license | 40.00 |
| Renewal | 75.00 |
| Late renewal penalty | 25.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |
| Animal technician: | |
| National examination (initial/retake) | 70.00 |
| State examination (initial/retake) | 50.00 |
| Initial license | 30.00 |
| Renewal | 30.00 |
| Late renewal penalty | 10.00 |
| Duplicate license | 15.00 |
| Certification | 25.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-152-015 FEES.

NEW SECTION

WAC 308-171-310 OCCUPATIONAL THERAPY FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|--|----------|
| Occupational therapist: | |
| Application fee (nonrefundable) | \$ 90.00 |
| Initial license | 80.00 |
| License renewal | 125.00 |
| Limited permit fee | 40.00 |
| Late renewal fee | 60.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |
| Occupational therapy assistant: | |
| Application fee (nonrefundable) | 60.00 |
| Initial license | 50.00 |
| License renewal | 60.00 |
| Late renewal fee | 40.00 |
| Limited permit fee | 20.00 |
| Duplicate | 15.00 |
| Certification | 25.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-171-030 FEES.

NEW SECTION

WAC 308-180-260 ACUPUNCTURE FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

| Title of Fee | Fee |
|------------------------------|-----------|
| Application/examination | \$2600.00 |
| Retake examination—Written | 1500.00 |
| Retake examination—Practical | 1500.00 |
| Annual license renewal | 1900.00 |
| Late renewal penalty | 1500.00 |
| Duplicate license | 15.00 |

| Title of Fee | Fee |
|--|--------|
| Certification | 25.00 |
| Acupuncture training program application | 200.00 |

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-180-100 ACUPUNCTURE FEES.

WSR 87-07-047

PROPOSED RULES

DEPARTMENT OF LABOR AND INDUSTRIES

[Filed March 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning the amendment of rules, definitions, and risk classification language contained in chapter 296-17 WAC applicable to workers' compensation insurance underwritten by the Department of Labor and Industries, including the establishment of six new classifications covering interior finish carpentry, ambulance companies, laundries, cabinet/counter top manufacturing, furniture/casket manufacturing, and wooden-ware manufacturing; amendments to existing rules covering farm supply stores, clubs, chauffeurs, pilot cars, locksmiths, building cleanup after construction, canopy sales, yeast manufacturing, printing industry, newspaper publishing, and community service workers; establishment of premium and expected loss rates for the six new classifications; establishment of new rules affecting the classification of construction operations and separate legal entities; and revision of the rule covering the penalty assessment on nonregistered employers;

that the agency will at 9:30 a.m., Wednesday, April 29, 1987, in the General Administration Building, First Floor, Large 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 May 29, 1987.

The authority under which these rules are proposed is RCW 51.04.020(1).

The specific statute these rules are intended to implement is RCW 51.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 29, 1987.

Dated: March 18, 1987

By: Richard A. Davis
Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): The proposals for rule changes which follow amend portions of chapter 296-17 WAC. This title [chapter] pertains to the calculation, reporting, and collection of premiums for worker's compensation insurance coverage provided by the Department of Labor and Industries.

Statutory Authority: RCW 51.04.020 and 51.16.035.

Specific Statute that Rule is Intended to Implement: RCW 51.16.035.

Summary of the Rule(s): The purpose of these proposed rules is to make the following substantive changes in Title 296 WAC: To establish new risk classifications, premium and expected loss rates for 0513 – interior-finish carpentry, risk classification 1405 – ambulance companies, risk classification 2203 – laundries, NOC, risk classification 2905 – furniture/casket manufacturing, risk classification 2907 – cabinet/counter top manufacturing, and risk classification 2909 – wooden-ware manufacturing; to revise existing rule language to reassign the following industries to other classifications: Locksmiths – dead-bolt lock installation (from 0505 to 0607), building cleanup after construction (from 0505 to 6602), canopy sales dealerships (from 3401 to 1106), yeast manufacturing (from 3902 to 3702); to revise existing rule language to clarify scope of risk classification 0102 (concrete construction—residential), 0105 (fence erection), 0202 (pile driving), 0206 (concrete construction—commercial), 0510 (wood frame construction), 0512 (insulation installation), 0606 (amusement devices), 3309 (motorcycle and similar motorized vehicle dealerships), 3808 (upholstering), 4002 (milk products manufacturing), 4101 (printing), 4103 (newspapers), 6206 (clubs), 6209 (campgrounds), and 7203 (community service workers); to establish and revise rules regarding the classification procedures for the construction industry, separate legal entities, and sole proprietors/partners electing coverage; and to revise WAC 296-17-470, Penalty assessments for employers who fail to register under Title 51 RCW.

Reasons Supporting Changes: Revisions and/or amendments to existing rules and the establishment of new rules are intended to extend uniform treatment and equity to all affected employers. The changes being proposed are reflective of practices consistent with nationally recognized workers' compensation insurance practices.

Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule(s): Joe Dear, Deputy Director, 753-6308; Robert B. Lewis, Assistant Director for Industrial Insurance, 753-5173; and Margaret P. Wimmer, Industrial Insurance Service and Rate Manager, 753-2253, General Administration Building, HC-281, Olympia, Washington 98504.

Name of Person or Organization, Whether Private, Public, or Governmental, that is Proposing the Rule(s): State of Washington, Department of Labor and Industries.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement, and Fiscal Matters Pertaining to the Rule(s): None.

These rules are not proposed to comply with a 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: This statement pertains to revisions to chapter 296-17 WAC proposed by the Department of Labor and Industries to

become effective July 1, 1987, and is prepared to conform with section 3(2) and section 4 of the Regulatory Fairness Act (chapter 6, Laws of 1982).

Existing Rules: Chapter 296-17 WAC presently defines approximately 265 risk classifications for purposes of reporting exposures and computing premiums for workers' compensation insurance as well as rules governing the application of these risk classifications to businesses or occupations, provisions for an experience rating plan, insurance base rates applicable to each risk classification, and rules governing the reporting of worker hours and the assessment of penalties for employers who fail to register or file late payroll reports.

Treatment of Small Business Under Existing Rules: Risk classification definitions are keyed to the nature of an employer's business operations within this state and in certain cases individual employments, and are independent of business size. Once the number of risk classifications statistically supportable has been determined and the risks defined, base rates are developed for each risk classification. All new employers conducting like businesses are assigned into a common classification pool representative of their business undertaking and are assigned the same base rate. As experience is developed by each employer, a modified rate as provided for in the experience rating plan is calculated. Those employers with a favorable past experience receive rate reductions while those employers with unfavorable past experience receive rate increases. Within the experience rating plan, small employers with a loss-free record during the experience rating period are allowed rate credits in excess of those initially computed by the rating plan based on risk size, by imposing a maximum modification for loss-free firms of various sizes in WAC 296-17-890.

Effect of Proposed Revisions: Six new risk classification definitions are being proposed as well as modifications to existing rules covering classification definitions applicable to a number of industries. These changes will not result in higher rates for any of the affected industries and in some cases will actually result in reduced costs to the employers. The revisions to the rules regarding penalties for nonregistered employers and classification of construction operations merely clarifies present procedures. The revision to the rule for classification of separate legal entities allows for the assignment of separate classifications for each legal entity regardless of common ownership.

AMENDATORY SECTION (Amending Order 86-18, filed 5/30/86, effective 7/1/86)

WAC 296-17-310 GENERAL RULES AND INSTRUCTIONS. This section constitutes general rules and instructions for chapter 296-17 WAC.

(1) Purposes. This chapter of the Washington Administrative Code, including classifications of risk, premium rates, the experience rating plan, and all other rules contained herein governing the use thereof, is herein referred to as the manual. This manual is promulgated by the department of labor and industries pursuant to RCW 51.16.035. This manual contains a formulation of the rules and regulations providing for basic classifications, rates of premium, method of premium calculation and collection, and a rating system, consistent with recognized principles of workers' compensation insurance. This manual governs the department's underwriting of workers' compensation insurance and assessment of other monetary obligations, under the industrial insurance law of the state of Washington, Title 51 RCW.

(2) Overview. Washington law (RCW 51.16.035) requires that the department of labor and industries classify all occupations or industries by degree of hazard. To accomplish this, the department has established approximately two hundred (~~sixty~~) seventy basic classifications of risk embracing the various industries within the state (the actual number may vary from year to year). These basic classifications are set forth in WAC 296-17-501 through 296-17-779. The general principles and objectives of the basic classification system are set forth in WAC 296-17-310.

The first step in determining the appropriate classification for an employer is to determine the nature of the employer's business being insured in this state. If the department determines that an employer's business consists of a single operation or a number of separate operations which normally prevail in that business then the single enterprise rule (WAC 296-17-380) is applicable. This rule provides that the department is to assign the single basic classification which most accurately describes the employer's entire enterprise. This process begins with the search for a basic classification which specifically describes the employer's business. If such a basic classification is found the process of assigning a basic classification is complete.

If the employer's business operation is not specifically described by any basic classification then the employer's business is to be classified as provided for in WAC 296-17-360 (assignment of classification by analogy). In classifying by analogy the department examines the process and hazard of the employer's business and compares it to that of other basic classifications with processes and hazards that are similar to those of the employer's business and assigns the most analogous classification on that basis.

In the event that a review of the employer's business operations indicates the possibility that the employer conducts more than one business within this state, a determination will be made as to whether any additional basic classifications should be assigned on the basis of the criteria set out in the multiple enterprise rule (WAC 296-17-390).

Once the employer's basic classification has been established, the department must determine whether additional classifications should be assigned to apply to specific employments within an employer's business such as the standard exception rule (WAC 296-17-440), the general exclusion rule (WAC 296-17-430), the special exception rule (WAC 296-17-441), or those indicated by the language of any applicable basic classifications that permit or require separate reporting of any operations within that business or industry or as otherwise provided by this chapter.

(3) Premium payments - quarterly reports. Each employer shall, upon such forms as prescribed by the department, prior to the last day of January, April, July and October of each year, pay to the department for the preceding calendar quarter, for the accident fund, and for the medical aid fund, a certain number of cents for each worker hour or fraction thereof worked by the worker in their employ except when the rules of this manual provide for a different method of premium computation. Provided, that in the event an employer has no employment subject to coverage under Title 51 RCW during a calendar quarter the employer shall submit to the department, according to the schedule described above, a quarterly report indicating "no payroll" or be subject to the penalties provided for in WAC 296-17-480. The director may promulgate, change and revise such rates at such times as necessary, according to the condition of the accident and medical aid funds, and assign rates as appropriate to employers who voluntarily seek coverage under the elective adoption provisions of the law.

(4) Determining accident fund premium. The amounts to be paid into the accident fund shall be determined as follows: The department shall determine a manual premium rate for each classification which shall not be inadequate, excessive or unfairly discriminatory, taking into consideration past and prospective costs in each classification and the financial condition of the accident fund as a whole.

Every employer shall pay into the accident fund at the manual premium rate unless such employer meets the requirements for the experience rating plan provided elsewhere in this manual, in which event such employer's premium rate for the accident fund shall be paid according to their experience modification as determined under the experience rating plan.

(5) Basis for determining medical aid premium. The amounts to be paid into the medical aid fund shall be determined as follows: The department shall determine a basic medical aid rate for each classification which shall not be inadequate, excessive or unfairly discriminatory, taking into consideration past and prospective costs in each classification and the financial condition of the medical aid fund as a whole.

Every employer shall pay into the medical aid fund at the basic premium rate only, and the experience rating plan shall not apply to medical aid rates.

(6) All section captions or titles or catch lines used in this manual, chapter 296-17 WAC, do not constitute any part of these rules.

(7) Assignment of classifications. The classifications in this manual are all basic classifications other than the standard exception classifications which are defined in WAC 296-17-440. Basic classifications are used to implement the object of the classification system, which is to assign the one basic classification which best describes the business of the employer within this state. Each basic classification includes all the various types of labor found in a business unless it is specifically excluded by language contained within the classification or covered by a separate rule found elsewhere in this chapter, such as "standard exceptions" or "general exclusions." The classification procedure used within this state is intended to classify the business undertaking of the employer and not the separate employments, occupations, or operations of individuals within a business.

In the event an employer operates a secondary business within this state, multiple basic classifications can be assigned provided that the conditions set forth in WAC 296-17-390 "multiple enterprises" have been met. However, construction or erection operations are to be assigned classifications as provided in subsection (8) of this section.

(8) Construction or erection operations. Each distinct type of construction or erection operation at a job site or location shall be assigned to the basic classification describing that operation provided separate payroll records are maintained for each operation.

In the event separate payroll records are not maintained the entire number of worker hours for such operations shall be assigned to the highest rated classification which applies to the job site or location where the operation is performed.

Separate construction or erection classifications shall not be assigned to any operation which is within the scope of another basic classification assigned to such a job site or location.

(9) Classification assignment of separate legal entities. Each separate legal entity shall be assigned to the basic classification or classifications which best describe its operations within the state using the classification procedures outlined in subsections (2), (7), and (8) of this section.

(10) All operations. Each basic classification in this manual, other than classifications 4806, 4904, 5206, 6301, 6302, 6303, 7101, or the temporary help classifications 7104 through 7109, include all the operations normally associated with the business undertaking without regard to the location(s) of such operation(s) unless an operation is specifically excluded from the manual language of the basic classification.

AMENDATORY SECTION (Amending Order 84-23, filed 11/28/84, effective 1/1/85)

WAC 296-17-340 **SOLE PROPRIETORS AND PARTNERS.** Any individual employer (sole proprietor or partner) desiring to obtain coverage (under the authority of RCW 51.32.030, as now or hereafter amended) shall give notice in writing on a form prescribed by the department. Any such employer so covered shall be assigned without division to the (~~governing~~) basic classification assigned to the business; provided, in case of the employer conducting a separate enterprise, the "multiple enterprise" rule as set forth in this manual shall apply.

In case of the employer conducting any aircraft operations, the hours of the sole proprietor or partner who is a pilot or member of the crew on any aircraft used in the employer's business, shall be assigned to the appropriate aviation class and where an "aircraft operation" classification applies, the entire number of hours of the employer shall be assigned to this classification unless the records of the employer indicate the hours in which flying is performed by such employer; in such event, only the hours such employer is engaged in flying shall be assigned to the aircraft operation classification. The hours in which no flying was done shall be assigned to the governing classification. If "aircraft operations, N.O.C.," as defined in this manual, is the governing classification, the hours in which no flying was done shall be assigned to the aircraft operations, N.O.C., ground crew classification.

Each sole proprietor or partner who has elected coverage pursuant to RCW 51.32.030 shall report and pay premiums based on one hundred sixty hours per month until such time as elective coverage is cancelled. This will apply to all sole proprietors and partners who have elected coverage regardless of the method of compensation.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-430 GENERAL EXCLUSIONS. Some operations are so exceptional or unusual that they are excluded from the scope of all basic classifications. Such operations are referred to as general exclusions and are subject to the division of worker hours rules in all classifications including the standard exception classifications. The following operations are excluded from all basic classifications including the standard exception classifications unless they are specifically included.

(1) Aircraft operation - All operations of the flying (~~and ground~~) crew(s).

(2) Racing operations - All operations of the drivers and pit crews.

In addition to the above two listed exclusions, the following operations are similarly excluded from all basic classifications, provided that no division of these operations shall be permitted between the basic classifications assigned to cover these operations and any standard exception classifications.

(a) New construction or alterations by employees of the employer.

(b) Musicians and entertainers.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-440 STANDARD EXCEPTIONS. The following employments referred to as standard exceptions are to be separately rated unless these employments are specifically included within the scope of a basic classification by use of words such as "including clerical office and outside sales." (Use of the words "clerical office" will also include draftsmen and use of the words "sales personnel" will also include collectors and messengers.) Provided that a division of a single employee's worker hours shall not be permitted between a standard exception classification and a basic business classification except as provided in the general exclusion rules of this manual.

The standard exceptions are defined below:

(1) Clerical office employees are defined as those employees whose duties are confined to keeping the books or records of the employer, or conducting correspondence or who are engaged wholly in office work where such books or records are kept or where such correspondence is conducted, having no other duty of any nature in or about the employer's premises. If any clerical office employee is exposed to any operative hazard of the business, their entire worker hours shall be assigned to the highest rated classification of work to which they are exposed. The clerical office classification shall be applied only to persons as herein described who are employed exclusively in separate buildings or on separate floors of buildings or in departments on such floors which are physically separated from all other work areas of the employer by structural partitions and within which no work is performed other than clerical office duties as defined in this paragraph.

(2) Draftsmen will be considered to be clerical office employees when their duties are limited to office work only and who are engaged strictly as draftsmen in such a manner that they are not exposed to the operative hazard of the business. If any draftsman is exposed to any operative hazard of this business, their entire worker hours shall be assigned to the highest rated classification of work to which they are exposed.

(3) "Sales personnel - outside" are defined as those employees engaged in such duties away from the premises of the employer who sell or solicit new accounts or customers for the employer or who service existing accounts or customers for the employer. Provided that no employee shall be assigned to a sales classification code if their duties include delivery, even though they may also solicit or collect. Employees having delivery duties, even if they walk or use public transportation, shall be assigned to the governing classification of the employer.

(4) Messengers will be considered sales employees, provided the following conditions are met:

(a) The messenger is used solely by the employer in connection with the administration of the employer's business operation.

(b) The operation is not provided to the public as a general delivery service.

(c) The employer's basic classification does not include the standard exception classification designations.

~~((d) The employer's other assigned basic classifications are not that of a commercial or general delivery service, or similar business undertaking.))~~

If all the above conditions do not exist, any employee assigned such duties shall be assigned to the governing classification of the employer

when multiple basic classifications are assigned or to the basic classification in the event an employer has only a single basic classification assigned.

(5) Executive officers as defined in WAC 296-17-330.

With the exceptions of occupations falling within any classification that specifically includes clerical office, inside draftsmen or sales personnel, the following designated occupational classifications shall apply.

Classification 4904 clerical office employees including inside draftsmen.

Classification 6303 sales personnel, outside or away from the employer's premises including collectors and messengers.

Classification 6301 automobile, truck, camper, trailer, mobile home, motorcycle and pleasure craft sales personnel.

Classification 6302 all door to door sales personnel.

Classification 7101 executive officers.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-470 PENALTY ASSESSMENTS FOR EMPLOYERS WHO FAIL TO REGISTER UNDER TITLE 51 RCW.

(1) Any employer who has failed to secure payment of compensation for their workers covered under this title will be liable, subject to RCW ~~((51.48.100))~~ 51.48.010, to a maximum penalty in a sum of ~~((two))~~ five hundred dollars or in a sum double the amount of premiums due for the four quarters prior to securing payment of compensation under this title, whichever is greater, for the benefit of the medical aid fund.

(2) If an injury or occupational disease is sustained by a worker of an employer who has failed to secure payment of compensation under this title that employer may also be liable for ~~((a penalty of not less than fifty percent nor more than one hundred percent of))~~ the cost of such an injury or occupational disease at the time the claim for benefits is accepted by the department.

For the purposes of this section only the cost of such claim will be determined as follows:

~~((At the time the claim for benefits is filed and the employer is found to have failed to register with the department as required by RCW 51.16.110, a penalty in an amount equal to the average cost of such claim as determined by the nature of the injury or illness and the part of the body affected will be assessed for the benefit of the medical aid fund:))~~

~~The first day of the seventh month after the date of receipt of the claim, the claim's status will be evaluated. If the claim is closed as of that date the paid loss value will be used as the cost of the claim. If the claim is still open as of that date, a case reserve value will be set and used as the cost of the claim.~~

~~If the initial penalty assessed is less than fifty percent of the cost of the claim an additional penalty will be assessed the employer to bring the penalty up to fifty percent. If the initial penalty assessed exceeds the cost of the claim, the difference between the cost of the claim and the initial penalty will be credited to employers account.~~

~~For the purposes of this section, no further adjustments or evaluation on the cost of the claim will be made.)) The case reserve value shall be determined by the nature of the injury or occupational disease, the part of the body affected and other factors which will impact the cost, including but not limited to, age, education and work experience. The case reserve value will include actual costs paid to date and estimated future claim costs. No further adjustments or evaluations of the cost of the claim will be made for the purposes of this subsection after assessment for the cost of an injury or occupational disease is made by the department.~~

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-502 CLASSIFICATION 0102.

Concrete and asphalt construction, N.O.C. - including concrete sawing, drilling and pumping

Concrete ~~((culverts or other types with span of 12 feet or less))~~
This classification will include house foundations and flatwork such as sidewalks and residential driveways but excludes concrete construction not residential in nature which will be rated under risk classification 0206 (WAC 296-17-50904) provided that concrete building construction will be rated under risk classification 0505 (WAC 296-

~~17-520~~) construction in connection with wood frame building construction such as foundations, sidewalks, driveways, and curbs including the placement of incidental reinforcing steel.

AMENDATORY SECTION (Amending Order 86-18, filed 5/30/86, effective 7/1/86)

WAC 296-17-505 CLASSIFICATION 0105.

Fence erection (~~(and/)~~) or repair (~~((metal or wood))~~) all types.
Parking meter installation—report parking meter mechanism service (~~(and/)~~) or repair separately in risk classification 0606 (WAC 296-17-526), "vending or coin-operated machine service."
Placement of wire mesh on slopes for slope protection.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-509 CLASSIFICATION 0202.

Diving operations and subaqueous work (~~(-N.O.C.)~~)
Pile driving (~~(:)~~) or concrete (~~(piles, N.O.C.)~~) piling construction
Wharf, pier, dock and marine railway (~~(:)~~): Construction, maintenance, and repair (~~(-N.O.C.)~~).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-50904 CLASSIFICATION 0206.

Commercial concrete construction such as but not limited to building foundations, sewage disposal plants, swimming pools, fish (~~(hatchery)~~) hatcheries, water purification plants construction, and similar concrete projects

This classification will be used to report concrete construction projects other than concrete building construction (~~(rated)~~) reported in risk classification 0505 (~~((WAC 296-17-520))~~); concrete (~~(projects residential in nature which are rated)~~) construction done in connection with wood frame building construction reported in risk classification 0102 (~~((WAC 296-17-502))~~); highway, street, and road construction projects (~~(rated)~~) reported in risk classification 0101 (~~((WAC 296-17-501))~~); and bridge construction projects (~~(rated)~~) reported in risk classification 0201 (~~((WAC 296-17-508))~~).

AMENDATORY SECTION (Amending Order 86-18, filed 5/30/86, effective 7/1/86)

WAC 296-17-520 CLASSIFICATION 0505.

Construction, (~~(erection;)~~) alteration, or repair of buildings, N.O.C.:
Concrete, iron, or steel

Gutters (~~(=)~~): Installation, service or repair - on structures

Wallboard installation (~~(:)~~)

Plastering, stuccoing, and lathing, N.O.C.

~~((Fixtures—cabinets, counters, drainboards, mantels, etc.—installation~~

~~Weather strip installation~~

~~Hardwood floor installation and refinishing))~~

Door, door frame, sash, overhead door, siding installation framing and carpentry, N.O.C.

Elevator door bucks - installation

Mobile home set up including installation of skirting and awnings by contractor. Excludes mobile home set up by mobile home dealers (~~(rated)~~) reported under risk classification 3401 (~~((WAC 296-17-579))~~)

Fire escapes and awnings (~~(=)~~): Installation, (~~(erection)~~) alteration, repair (~~(and)~~), or removal (~~(outside)~~) - building(~~(s)~~) exteriors

Decorative metal shutters (~~(=)~~): Installation, (~~(erection and)~~) repair or removal - no buntings

Scaffolds, hod hoists, concrete and cement distributing towers, sidewalk bridges and construction elevators (~~(:)~~) - installation or removal

Debris cleaning and removal (~~(and building clean-up after construction)~~).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-52102 CLASSIFICATION 0510.

Wood frame building construction, (~~(erection;)~~) alteration, or repair (~~((private residences, including dwellings up to four-plexes)), N.O.C.~~

~~((Wood frame construction, N.O.C.~~

~~This classification includes installation of fixtures, counters, drainboards, mantels, cabinets, and hardwood floors and placement of roof trusses, sheathing roofs, framing, siding, remodeling, and glazing where performed by specialty contractors in connection with projects subject to this classification:)) For the purposes of this rule wood frame building construction means buildings erected exclusively of wood or wood products.~~

~~This classification includes all building framing activities done in connection with wood frame building construction including the placement of roof trusses, sheathing roofs, installation of exterior building siding, and installation of doors and door frames whether performed by a general or specialty contractor.~~

AMENDATORY SECTION (Amending Order 86-18, filed 5/30/86, effective 7/1/86)

WAC 296-17-52104 CLASSIFICATION 0512.

Insulation (~~(and/)~~) or sound proofing materials installation, N.O.C.

This classification includes installation of weather strip and caulking, roof (~~(jacks;)~~) or soffit ventilators, energy efficient doors and related carpentry work done in connection with the weatherization or retrofitting of buildings and residences. Report installation of windows separately in risk classification 0511 (WAC 296-17-52103) "glass installation—buildings" and energy auditors with no installation or delivery duties separately in risk classification 6303 (WAC 296-17-698) "outside sales—estimators."

NEW SECTION

WAC 296-17-52105 CLASSIFICATION 0513.

Interior finish carpentry.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-526 CLASSIFICATION 0606.

~~((Operation and maintenance amusement devices, N.O.C.:)) Amusement devices, N.O.C.: Installation, service, repair, and removal - coin-operated in stores and shopping malls~~

~~Fire extinguisher sales and service~~

~~Vending or coin-operated machines, operation, installation maintenance and service, includes product preparation by vending company This classification excludes honor snack food services which will be (~~(rated)~~) reported under risk classification 1101 (~~((WAC 296-17-536))~~) driver delivery sales, provided that in the event such an operation is conducted as a part of and in connection with an operation rated in this classification (0606), risk classification 0606 will be assigned to cover both operations.~~

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-527 CLASSIFICATION 0607.

Advertising display service for stores within buildings

Dead bolt installation - new construction by locksmith

Drapes or curtain installation

Household appliances electrical installation, service and repair

Meat slicer or grinder installation, service and repair

Safes and vaults, installation and removal

Television antenna or satellite disc installation and repair

Venetian blinds and shades, installation

This classification will include installation, service and repair of radio and television receiving sets, two-way radio, car stereo systems and radio-television repair.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-538 CLASSIFICATION 1103.

Coal merchants, solid fuel yards, firewood dealers, excludes operations subject to risk classification 1004 (WAC 296-17-53501), risk classification 1702 (WAC 296-17-549), risk classification 1703 (WAC 296-17-550), risk classification 5001 (WAC 296-17-659)

Lumber yards, building material dealers, not done in connection with or incidental to a manufacturing or processing plant operation also

excluding yard operations rated under risk classification 1002 (WAC 296-17-534.)
 ((~~Monument dealers, N.O.C.~~))

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-53806 CLASSIFICATION 1109.

Auto(~~(f)~~) or truck towing companies.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-542 CLASSIFICATION 1401.

((~~Ambulance services including mobile medic and patient transport services~~))

Taxicab companies
 ((~~Chauffeurs, N.O.C. - commercial Pilot cars Escort service~~)).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-544 CLASSIFICATION 1404.

Bus or limousine companies, transit systems, contract bus driving
 Chauffeurs, N.O.C.

Equipment escort and pilot car service

Vessels, ferries, tugs and steamboats operation, N.O.C. including dock employees(~~(-not)~~) - excluding maritime.

NEW SECTION

WAC 296-17-54401 CLASSIFICATION 1405.

Ambulance services including mobile medic and patient transport services.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-562 CLASSIFICATION 2101.

Grain milling, feed mills, feed manufacture, including preparation of cereal or compound feeds for livestock

Farm supply stores

Flour mills

Hay, grain or feed dealers

Seed merchants including operation of seed sorting machinery.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-565 CLASSIFICATION 2201.

Laundries and dry cleaning establishments all operations including drop off stations operated by such establishments

Cleaning and dyeing

((~~Use of~~)) This classification ((~~will be~~)) is limited to establishments providing services primarily to retail walk in customers.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-566 CLASSIFICATION 2202.

Carpet, rug and upholstery cleaning, shop or outside

((~~Laundries - commercial or industrial, N.O.C., including linen, uniform and diaper service~~)).

NEW SECTION

WAC 296-17-56601 CLASSIFICATION 2203.

Laundries - commercial or industrial, N.O.C., including linen, uniform and diaper service.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-568 CLASSIFICATION 2903.

((~~Assembly of other wood products from manufactured parts, N.O.C.~~))

Box ((~~or~~)), shook, pallet, ((~~lath~~)) bin manufacturing, ((~~wood Cabinet shop, barrel stock manufacturing and assembly~~

~~Coffin or casket manufacturing or assembly - wood~~

~~Counter tops manufacturing other than metal)) assembly or repair - wood~~

~~Door, ((door frames or sash manufacturing - wood covered with metal)) jamb, window, sash, stair, molding and miscellaneous millwork manufacturing, prehang or assembly - wood~~

((~~Excelsior, kindling wood, hog fuel, particle board, lumber remanufacturing including planing and molding operations~~

~~Fibre ware manufacturing, N.O.C.~~

~~Fishing pole manufacturing, wood, rattan or willow ware manufacturing~~

~~Furniture manufacturing, wood - including assembly~~

~~Pencil or furniture stock manufacturing~~

~~Pipe or tube manufacturing, wood only~~

~~Sash, door or assembled millwork manufacturing)) Furniture stock manufacturing - wood~~

Lumber remanufacturing

Sign manufacturing - wood

Truss manufacturing - wood

Veneer products manufacturing

Wood chip, hog fuel, bark, bark flour, presto log and lath manufacturing

Wood products manufacturing or assembly N.O.C.

Sawmill operations to be reported separately ((~~rated~~)) under risk classification 1002 ((~~WAC 296-17-534~~)). Veneer ((~~manufacture~~)) manufacturing to be reported separately ((~~rated~~)) under risk classification 2904 ((~~WAC 296-17-569~~))

~~Veneer products manufacturing~~

~~Wooden gun stock manufacturing, woodenware manufacturing, N.O.C.~~

~~Wood products manufacturing and assembly, N.O.C.~~

Physically separated upholstery departments of firms engaged in furniture, coffin or casket manufacturing, assembly, or finishing, may be separately rated under risk classification 3808 (WAC 296-17-612), and in accordance with WAC 296-17-410))

This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification. This classification excludes all activities away from the shop or plant.

NEW SECTION

WAC 296-17-56901 CLASSIFICATION 2905.

Furniture and casket manufacturing or assembly - wood

Furniture refinishing including repair - wood

Furniture refinishing with no repair work is to be reported separately under risk classification 3603

Physically separated upholstery departments of firms engaged in furniture or casket manufacturing, assembly or finishing may be reported separately under risk classification 3808, and in accordance with WAC 296-17-410

This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification. This classification excludes all activities away from the shop or plant.

NEW SECTION

WAC 296-17-57001 CLASSIFICATION 2907.

Cabinet, countertop, and fixture manufacturing, modifying or assembly - wood

This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification. This classification excludes all activities away from the shop or plant.

NEW SECTION

WAC 296-17-57003 CLASSIFICATION 2909.

Woodenware: Household and sporting goods manufacturing or assembly, N.O.C.

This classification excludes wood products manufacturing or assembly reported under risk classifications 2903, 2905, and 2907

This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification. This classification excludes all activities away from the shop or plant.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-57601 CLASSIFICATION 3302.

Meat, fish and poultry dealers, wholesale or combined wholesale/retail (~~Use of~~) This classification is limited to employers engaged in selling fresh meat, fish and poultry who are not engaged in slaughter or packing house operation which are rated subject to risk classification 4301 (WAC 296-17-630).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-57602 CLASSIFICATION 3303.

Meat, fish and poultry dealers, retail

(~~Use of~~) This classification is limited to employers engaged in selling fresh meats, fish and poultry over the counter, by the pound to a retail consumer and who maintain show cases displaying fresh cuts of meat, fish and poultry available for sale by the pound to such consumers

This classification excludes custom meat cutting facilities licensed under chapter 16.49 RCW who are prohibited by law from selling fresh meat, fish and poultry by the pound to a retail customer which are subject to risk classification 4302 (WAC 296-17-631).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-578 CLASSIFICATION 3309.

Motorcycle (~~sales or rental agency, including repair~~

pleasurecraft sales or rental agency, N.O.C., including repair), motor scooter, snowmobile, jet ski, go-carts, golf cars, all terrain vehicles, or other similar motorized vehicles sales and rental agencies including parts and service departments.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-579 CLASSIFICATION 3401.

Automobile, truck, body and fender repair shops, including painting and incidental upholstery and glass repair

Automobile, truck, mobile home, camper, (~~canopy~~) and trailer sales and/or rental agency, including repair shops and canopy sales and installation by dealers subject to this classification

Automobile, truck, repair shops or garages

Automobile, truck service specialty shops including sales, installation and repair of air conditioning systems, electrical systems, cruise controls, mufflers, and sun roofs

Boat dealers, including repair shops

Marinas and boat house operations, including repair shops

This classification will include mobile home delivery and set up when done by employees of the mobile home sales agency. Contractors doing set up and delivery of mobile homes who are not employees of the mobile home sales agency will be rated under risk classification 0505 (WAC 296-17-520).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-600 CLASSIFICATION 3702.

Breweries or malt houses

Bottling - beverages, N.O.C.

Spiritous liquor manufacturing

Wine making

Yeast manufacturing

This classification includes tour guides and tasting room employees.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-603 CLASSIFICATION 3707.

Rubber boot manufacturing, rubber goods manufacturing, N.O.C. (~~Waterproofing cloth--rubber~~)

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-612 CLASSIFICATION 3808.

Upholstery (~~furniture, auto or boat~~) work, N.O.C.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-615 CLASSIFICATION 3902.

Fruit and vegetable cannery and freezer operations

Fruit and vegetable evaporating, preserving or dehydrating

Fruit syrup manufacturing, fruit juice manufacturing, jam or jelly manufacturing, cider manufacturing

Pea vining

Corn products, chocolate and cocoa manufacturing

Baking powder, dextrine, glucose, and starch (~~and yeast~~) manufacturing

Nut shelling, egg breaking, coconut shredding and peanut handling

Food sundries manufacturing and food processing, N.O.C.

Peanut butter, honey, mayonnaise and instant potato manufacturing

Pickle manufacturing, sauerkraut manufacturing

Pet food manufacturing

Butter substitutes manufacturing

Breakfast food manufacturing

Poultry canning and canneries, N.O.C.

Vegetable oil manufacturing.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-619 CLASSIFICATION 4002.

(~~Butter, cheese, ice cream and ice cream mix manufacturing~~

Condensed milk manufacturing

Creameries and dairies, operation

Dairy products manufacturing, N.O.C.)) Creameries or milk and milk products processing including butter, cheese, ice cream, ice cream mix, and condensed milk

This classification does not include dairy or farming operations subject to risk classification 7301 (WAC 296-17-644).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-620 CLASSIFICATION 4101.

Printing, lithography, engraving, map printing, and silk screening, N.O.C.

Rubber stamp manufacturing and assembling

Bookbinding

(~~Photoengraving~~

Linotype or hand composition

Electrotyping;) This classification excludes photographic composition or prepress work such as photographic or computerized typesetting, layout, paste up, editing and proofreading, camera work and platemaking which will be reported in risk classification 4904

Any employee involved in printing operations subject to this classification will be reported in risk classification 4101 without division of hours.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-622 CLASSIFICATION 4103.

Newspaper publishing

This classification excludes(:

Employees whose duties are limited to editing, designing, proofreading, photographic composition and clerical office will be rated under risk classification 4904 (WAC 296-17-653);) photographic composition or prepress work such as photographic or computerized typesetting, layout, paste up, editing and proofreading, camera work and plate making which will be reported in risk classification 4904

Any employee involved in printing operations subject to this classification will be reported in risk classification 4103 without division of hours

Outside reporters, advertising or circulation solicitors and photographers with no other duties will be rated under risk classification 6303 (WAC 296-17-698)(~~and~~)

Newspaper publishers with no printing operations will be governed by WAC 296-17-44001, business described by a standard exception classification.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-643 CLASSIFICATION 4802.

Berry farms

Bulb raising

Flower seed growing including harvesting of seeds

Picking of forest products, N.O.C.

Vegetable crops, such as bush beans, peas, sweet corn, potatoes, sugar beets, and field carrots which are mechanically harvested.

Vineyards including harvesting of fruit

This classification excludes fresh fruit packing operations rated under risk classification 2104 (WAC 296-17-564); and fruit cannery or freezer operations rated under risk classification 3902 (WAC 296-17-615) unless specifically included by manual language.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-649 CLASSIFICATION 4808.

Alfalfa and clover seed growing

Field crops, N.O.C., including raising of all hay, and cereal grains(~~; sugar beets~~)

Potato sorting and storage, N.O.C.

This classification applies to all operations incidental to the enterprises described above

This classification excludes grain milling operations rated under risk classification 2101 (WAC 296-17-562); fresh vegetable packing operations rated under risk classification 2104 (WAC 296-17-564); and vegetable cannery or freezer operations rated under risk classification 3902 (WAC 296-17-615).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-655 CLASSIFICATION 4906.

~~((Academic and nonacademic employees of))~~ Institutions of higher ~~((learning~~

~~This classification includes))~~ education including clerical office(;) and sales personnel ((and white collar employees)).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-680 CLASSIFICATION 6103.

Churches

Day nurseries or child care centers (~~(=private~~

~~Day nurseries or child care centers = public))~~

Libraries, N.O.C.

Museums, N.O.C.

Schools, N.O.C. including dance, modeling, music and flight instructions classroom only

Schools(~~(=private=))~~: Academic K-12

~~((Schools, public = academic))~~

Schools, trade or vocational

Use of this classification is limited to clerical office, sales personnel and white collar professional employees

See risk classification 6104 (WAC 296-17-681) for other operations.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-681 CLASSIFICATION 6104.

Churches

Day nurseries or child care centers (~~(=private~~

~~Day nurseries or child care centers = public))~~

Libraries, N.O.C.

Museums, N.O.C.

Schools, N.O.C. including dance, modeling, music

Schools(~~(=private=))~~: Academic K-12

~~((Schools, public = academic))~~

Schools, trade or vocational

All other employments, N.O.C.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-686 CLASSIFICATION 6109.

Child preparatory classes

Chiropractors, N.O.C.

Dental clinics, N.O.C.

Dentists, N.O.C.

Medical clinics, N.O.C.

Naturopaths, N.O.C.

Optometrists, N.O.C.

~~((Osteopaths, N.O.C.))~~

Physical therapists, N.O.C.

Physicians and surgeons, N.O.C.

~~((Podiatrists, N.O.C.))~~

Psychologists and psychiatrists, N.O.C.

This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-689 CLASSIFICATION 6203.

Boys or girls clubs

~~((Excludes camp operations))~~

YMCA/YWCA institutions

This classification includes clerical office and sales personnel and excludes camp operations.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-691 CLASSIFICATION 6205.

~~((Beach clubs, N.O.C.))~~

Clubs, N.O.C. such as but not limited to fraternal, home owners or social organizations

~~((Fraternal clubs~~

~~Social clubs~~

~~Fennis clubs))~~

This classification includes food and beverage operations.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-692 CLASSIFICATION 6206.

~~((Country clubs~~

~~Fishing clubs~~

~~Golf clubs))~~

Golf courses, N.O.C., ~~((not))~~ excluding miniature golf and driving ranges which are to be reported separately in risk classification 6208 unless they are conducted in connection with operations subject to this classification.

~~((Ski clubs~~

~~Swimming clubs = including swimming instructors~~

~~Yachting clubs~~

~~This classification includes food and beverage operations:))~~

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-695 CLASSIFICATION 6209.

~~((Bath houses = beach~~

Boy/Girl Scout Council camp employees

Camp operations, recreational or educational, N.O.C.

Church camps)) Camp grounds such as but not limited to church, recreational, or educational including incidental cottage or cabin rentals, boat concessions, grocery stores, and penny or video arcadesDude ranches - ((not) excluding cattle ranches((Resorts or camp grounds))

Swimming pools - public

Trailer(✓) or mobile home parks ((or camps

YMCA/YWCA camp employees))This classification includes food and beverage operations, clerical office and sales personnel physically located at the above facilities.AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-704 CLASSIFICATION 6309.

Automobile, truck, motorcycle accessory or replacement parts stores, wholesale/retail - excluding repairs

Bicycle stores - wholesale/retail, including repairs

Custom picture or u-frame stores - wholesale/retail, including repairs

Electrical hardware dealers - wholesale/retail, excluding repairs

Garden supply stores - wholesale/retail, excluding repairs

Gun stores - wholesale/retail, including repairs

Hardware stores - wholesale/retail, excluding repairs

Locksmiths, including repairs but excluding installation of dead bolt locks or similar activities which will be ((rated)) separately reported in risk classification ((0505 (WAC 296-17-520) fixture installation)) 0607

Stained art glass stores - wholesale/retail, excluding manufacturing

Wood stove and accessory stores - wholesale/retail excluding installations or repairs

This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-724 CLASSIFICATION 6602.

Janitorial service - excluding contract window cleaning Janitors, N.O.C.

((Kitchen exhaust, smoke hood cleaning))

Pest control. This category applies to operations involved in the control and extermination of pests by the use of pesticides, rodenticides and fumigants

Portable cleaning and washing, N.O.C. - includes auto and truck washing, recreational vehicles and mobile homes. This category will include roof cleaning and washing of single story buildings, but only if the washing is not incidental to painting or roof repair

Swimming pool cleaning

Termite control. This category applies to operations involved in the control and extermination of termites and other wood-destroying pests or organisms by fumigation or spraying of poisonous insecticides. Does not include structural repair.

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-758 CLASSIFICATION 7105.

Temporary help companies

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: 1007 (WAC 296-17-53504), 1106 (WAC 296-17-53803), 1303 (WAC 296-17-540), 2201 (WAC 296-17-565), 2202 (WAC 296-17-566), 2203 (WAC 296-17-56601), 3403 (WAC 296-17-581), 3405 (WAC 296-17-58201), 3406 (WAC 296-17-583), ~~((3409 (WAC 296-17-58501), 3408 (WAC 296-17-585)))~~ 3408 (WAC 296-17-585), 3409 (WAC 296-17-58501), 3602 (WAC 296-17-594), 3701 (WAC 296-17-599), 3707 (WAC 296-17-603), 3708 (WAC 296-17-604), 3801 (WAC 296-17-605), 3802 (WAC 296-17-606), 3808 (WAC 296-17-612), 3905 (WAC 296-17-618), 3909 (WAC 296-17-61804), 4101 (WAC 296-17-620), 4103 (WAC 296-17-622), 4107 (WAC 296-17-626), 4108 (WAC 296-17-627), 4109 (WAC 296-17-628), 4501 (WAC 296-17-637), 4502 (WAC 296-17-638), 4503 (WAC 296-17-639), 4504 (WAC 296-17-640), 4905 (WAC 296-17-654), 5207 (WAC

296-17-676), 6105 (WAC 296-17-682), 6107 (WAC 296-17-684), 6201 (WAC 296-17-687), 6203 (WAC 296-17-689), 6204 (WAC 296-17-690), 6205 (WAC 296-17-691), 6206 (WAC 296-17-692), 6209 (WAC 296-17-695), 6301 (WAC 296-17-696), 6302 (WAC 296-17-697), 6304 (WAC 296-17-699), 6305 (WAC 296-17-700), 6306 (WAC 296-17-701), 6308 (WAC 296-17-703), 6309 (WAC 296-17-704), 6402 (WAC 296-17-706), 6403 (WAC 296-17-707), 6404 (WAC 296-17-708), 6405 (WAC 296-17-709), 6406 (WAC 296-17-710), 6407 (WAC 296-17-711), 6503 (WAC 296-17-716), 6504 (WAC 296-17-717), 6505 (WAC 296-17-718), 6508 (WAC 296-17-721), 6509 (WAC 296-17-722), 6601 (WAC 296-17-723), 6603 (WAC 296-17-725), 6604 (WAC 296-17-726), 6605 (WAC 296-17-727), 6607 (WAC 296-17-729), 6704 (WAC 296-17-735), 6709 (WAC 296-17-740), 6909 (WAC 296-17-75301), 7308 (WAC 296-17-778).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-759 CLASSIFICATION 7106.

Temporary help companies

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: 0301 (WAC 296-17-510), 0803 (WAC 296-17-529), 1103 (WAC 296-17-538), 1104 (WAC 296-17-53801), 1301 (WAC 296-17-539), 1404 (WAC 296-17-544), 1405 (WAC 296-17-54401), 1501 (WAC 296-17-545), 1507 (WAC 296-17-546), 2002 (WAC 296-17-555), 2003 (WAC 296-17-556), 2004 (WAC 296-17-557), 2005 (WAC 296-17-558), 2007 (WAC 296-17-560), 2008 (WAC 296-17-561), 2101 (WAC 296-17-562), 2102 (WAC 296-17-563), 2104 (WAC 296-17-564), 3309 (WAC 296-17-578), 3401 (WAC 296-17-579), 3407 (WAC 296-17-584), 3501 (WAC 296-17-586), 3503 (WAC 296-17-587), 3508 (WAC 296-17-592), 3702 (WAC 296-17-600), 3901 (WAC 296-17-614), 3906 (WAC 296-17-61801), 4401 (WAC 296-17-635), 4404 (WAC 296-17-636), 4802 (WAC 296-17-643), 4803 (WAC 296-17-644), 4804 (WAC 296-17-645), 4805 (WAC 296-17-646), 4806 (WAC 296-17-647), 4808 (WAC 296-17-649), 4809 (WAC 296-17-64901), 4810 (WAC 296-17-64902), 4811 (WAC 296-17-64903), 4812 (WAC 296-17-64904), 5307 (WAC 296-17-67901), 6104 (WAC 296-17-681), 6108 (WAC 296-17-685), 6202 (WAC 296-17-688), 6208 (WAC 296-17-694), 6408 (WAC 296-17-712), 6409 (WAC 296-17-713), 6602 (WAC 296-17-724), 6608 (WAC 296-17-730), 6706 (WAC 296-17-737), 6801 (WAC 296-17-741), 6802 (WAC 296-17-742), 6804 (WAC 296-17-744), 6908 (WAC 296-17-753), 7201 (WAC 296-17-763), 7301 (WAC 296-17-772), 7302 (WAC 296-17-773), 7307 (WAC 296-17-777).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-760 CLASSIFICATION 7107.

Temporary help companies

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: 0306 (WAC 296-17-512), 0307 (WAC 296-17-513), 0503 (WAC 296-17-518), 0601 (WAC 296-17-522), 0602 (WAC 296-17-523), 0603 (WAC 296-17-524), 0606 (WAC 296-17-526), 0607 (WAC 296-17-527), 0608 (WAC 296-17-52701), 1108 (WAC 296-17-53805), 1401 (WAC 296-17-542), 1801 (WAC 296-17-552), 2401 (WAC 296-17-567), 2903 (WAC 296-17-568), 2904 (WAC 296-17-569), 2905 (WAC 296-17-56901), 2906 (WAC 296-17-570), 2907 (WAC 296-17-57001), 2908 (WAC 296-17-57002), 2909 (WAC 296-17-57003), 3101 (WAC 296-17-571), 3102 (WAC 296-17-572), 3103 (WAC 296-17-573), 3104 (WAC 296-17-574), 3105 (WAC 296-17-575), 3301 (WAC 296-17-576), 3302 (WAC 296-17-57601), 3303 (WAC 296-17-57602), 3402 (WAC 296-17-580), 3404 (WAC 296-17-582), 3603 (WAC 296-17-595), 3604 (WAC 296-17-596), 3605 (WAC 296-17-597), 3606 (WAC 296-17-598), 3902 (WAC 296-17-615), 3903 (WAC 296-17-616), 4002 (WAC 296-17-619), 4201 (WAC 296-17-629), 4301 (WAC 296-17-630), 4302 (WAC

296-17-631), 4303 (WAC 296-17-632), 4304 (WAC 296-17-633), 4402 (WAC 296-17-63501), 4601 (WAC 296-17-641), 5101 (WAC 296-17-661), 5102 (WAC 296-17-662), 5103 (WAC 296-17-663), 5105 (WAC 296-17-665), 5106 (WAC 296-17-666), 5107 (WAC 296-17-667), 5108 (WAC 296-17-668), 5109 (WAC 296-17-669), 5201 (WAC 296-17-670), 5202 (WAC 296-17-671), 5203 (WAC 296-17-672), 5204 (WAC 296-17-673), 5208 (WAC 296-17-67601), 5209 (WAC 296-17-67602), 6705 (WAC 296-17-736).

AMENDATORY SECTION (Amending Order 86-18, filed 5/30/86, effective 7/1/86)

WAC 296-17-761 CLASSIFICATION 7108.

Temporary help companies

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: 0101 (WAC 296-17-501), 0102 (WAC 296-17-502), 0103 (WAC 296-17-503), 0104 (WAC 296-17-504), 0105 (WAC 296-17-505), 0106 (WAC 296-17-506), 0107 (WAC 296-17-50601), 0108 (WAC 296-17-50602), 0109 (WAC 296-17-507), 0206 (WAC 296-17-675), 0302 (WAC 296-17-511), 0401 (WAC 296-17-514), 0402 (WAC 296-17-515), 0403 (WAC 296-17-516), 0502 (WAC 296-17-517), 0504 (WAC 296-17-519), 0505 (WAC 296-17-520), 0508 (WAC 296-17-521), 0509 (WAC 296-17-52101), 0510 (WAC 296-17-52102), 0511 (WAC 296-17-52103), 0512 (WAC 296-17-52104), 0513 (WAC 296-17-52105), 0604 (WAC 296-17-525), 0701 (WAC 296-17-528), 0804 (WAC 296-17-530), 0901 (WAC 296-17-532), 1002 (WAC 296-17-534), 1003 (WAC 296-17-535), 1004 (WAC 296-17-53501), 1101 (WAC 296-17-536), 1102 (WAC 296-17-537), 1109 (WAC 296-17-53806), 1703 (WAC 296-17-550), 1704 (WAC 296-17-551), 2105 (WAC 296-17-56401), 3506 (WAC 296-17-590), 4305 (WAC 296-17-634), 5206 (WAC 296-17-675), 6207 (WAC 296-17-693), 6609 (WAC 296-17-731), 6902 (WAC 296-17-747), 6904 (WAC 296-17-749), 6905 (WAC 296-17-750), 6907 (WAC 296-17-752), 7103 (WAC 296-17-756).

AMENDATORY SECTION (Amending Order 85-33, filed 11/27/85, effective 1/1/86)

WAC 296-17-765 CLASSIFICATION 7203.

Community service workers

This classification includes all community service workers performing work for counties, cities ((σ)), towns, state agencies, or nonprofit organizations pursuant to court order or under the provisions of chapter 13.40 RCW.

AMENDATORY SECTION (Amending Order 86-18, filed 5/30/86, effective 7/1/86)

WAC 296-17-850 EXPERIENCE RATING PLAN—ELIGIBILITY AND EXPERIENCE PERIOD. (1) Eligibility. Each employer who has reported experience during more than one fiscal year of the "experience period" shall have his base rates multiplied by an "experience modification" calculated in accordance with the rules of this manual. The development of the "experience modification" as set forth in WAC 296-17-855 shall include losses and exposure reported in all risk classes: PROVIDED, That the "experience modification" determined in accordance with WAC 296-17-855 shall not apply to industrial insurance rates in the following classes: 0505 ((~~WAC 296-17-520~~)), 0506 ((~~WAC 296-17-52001~~)), 0507 ((~~WAC 296-17-52002~~)), 0510 ((~~WAC 296-17-52102~~)), 0511 ((~~WAC 296-17-52103~~)), ((and)) 0512 ((~~WAC 296-17-52104~~)), and 0513. Employer premiums in the foregoing classes shall be computed at base industrial insurance rates as set forth in WAC 296-17-895.

(2) Experience period. The "experience period" shall be the oldest three of the four fiscal years preceding the effective date of premium rates as set forth in WAC 296-17-895.

AMENDATORY SECTION (Amending Order 86-41, filed 11/26/86)

WAC 296-17-885 TABLE III.

Expected Loss Rates and D-Ratios
Expected Loss Rates in Dollars Per Worker Hour
for Indicated Fiscal Year

| CLASS | 1983 | 1984 | 1985 | D-RATIO |
|-------|--------|--------|--------|---------|
| 0101 | .7477 | .7535 | .6398 | .343 |
| 0102 | .6448 | .6492 | .5476 | .366 |
| 0103 | .7181 | .7235 | .6139 | .346 |
| 0104 | .4994 | .5032 | .4270 | .344 |
| 0105 | .6159 | .6194 | .5196 | .386 |
| 0106 | .9314 | .9375 | .7906 | .368 |
| 0107 | .5419 | .5447 | .4550 | .401 |
| 0108 | .7113 | .7160 | .6042 | .365 |
| 0109 | 1.0573 | 1.0648 | .9010 | .355 |
| 0201 | 1.2210 | 1.2293 | 1.0387 | .360 |
| 0202 | 1.4967 | 1.5097 | 1.2901 | .320 |
| 0206 | .7702 | .7780 | .6703 | .290 |
| 0301 | .3122 | .3131 | .2590 | .438 |
| 0302 | .9582 | .9641 | .8106 | .378 |
| 0306 | .4118 | .4142 | .3475 | .386 |
| 0307 | .3177 | .3193 | .2664 | .407 |
| 0401 | 1.4880 | 1.4980 | 1.2644 | .364 |
| 0402 | .7676 | .7723 | .6494 | .378 |
| 0403 | .8007 | .8061 | .6805 | .363 |
| 0502 | .6451 | .6486 | .5436 | .390 |
| 0503 | .4525 | .4552 | .3828 | .378 |
| 0504 | .6822 | .6865 | .5781 | .373 |
| 0505 | .9247 | .9308 | .7855 | .365 |
| 0506 | 1.1367 | 1.1418 | .9503 | .414 |
| 0507 | 1.2758 | 1.2844 | 1.0841 | .364 |
| 0508 | .9122 | .9174 | .7693 | .387 |
| 0509 | 1.0086 | 1.0156 | .8588 | .358 |
| 0510 | .6958 | .6996 | .5855 | .395 |
| 0511 | .5273 | .5299 | .4423 | .404 |
| 0512 | .8055 | .8081 | .6675 | .441 |
| 0513 | .6958 | .6996 | .5855 | .395 |
| 0601 | .2479 | .2490 | .2073 | .413 |
| 0602 | .2484 | .2500 | .2098 | .383 |
| 0603 | .3289 | .3310 | .2794 | .365 |
| 0604 | .7605 | .7662 | .6495 | .349 |
| 0606 | .1274 | .1280 | .1067 | .410 |
| 0607 | .1424 | .1432 | .1197 | .395 |
| 0608 | .1825 | .1833 | .1526 | .412 |
| 0701 | .8112 | .8176 | .6954 | .337 |
| 0803 | .1877 | .1886 | .1577 | .398 |
| 0804 | .2940 | .2956 | .2475 | .393 |
| 0901 | 1.1999 | 1.2074 | 1.0164 | .374 |
| 0902 | .2919 | .2997 | .2783 | .355 |
| 1002 | .5886 | .5917 | .4943 | .401 |
| 1003 | .3488 | .3502 | .2906 | .425 |
| 1004 | .3488 | .3502 | .2906 | .425 |
| 1005 | 1.8810 | 1.8910 | 1.5824 | .395 |
| 1007 | .0626 | .0626 | .0509 | .502 |
| 1101 | .2412 | .2423 | .2013 | .419 |
| 1102 | .7172 | .7216 | .6065 | .379 |
| 1103 | .2088 | .2096 | .1737 | .430 |
| 1104 | .2746 | .2755 | .2276 | .440 |
| 1106 | .0647 | .0647 | .0526 | .497 |
| 1108 | .2291 | .2299 | .1901 | .438 |
| 1109 | .5553 | .5590 | .4720 | .363 |
| 1301 | .1663 | .1667 | .1374 | .450 |
| 1303 | .1004 | .1008 | .0837 | .422 |
| 1304 | .0074 | .0075 | .0062 | .443 |
| 1305 | .1602 | .1609 | .1333 | .429 |
| 1401 | .5063 | .5088 | .4250 | .402 |
| 1404 | .2845 | .2857 | .2374 | .420 |
| 1405 | .2845 | .2857 | .2374 | .420 |
| 1501 | .1710 | .1719 | .1438 | .397 |
| 1507 | .1452 | .1460 | .1216 | .410 |
| 1701 | 1.1044 | 1.1149 | .9568 | .304 |
| 1702 | 1.1044 | 1.1149 | .9568 | .304 |
| 1703 | .3092 | .3110 | .2611 | .383 |
| 1704 | .3981 | .3998 | .3317 | .425 |

| CLASS | 1983 | 1984 | 1985 | D-RATIO | CLASS | 1983 | 1984 | 1985 | D-RATIO |
|-------|-------|-------|-------|---------|-------|--------|--------|--------|---------|
| 1801 | .4477 | .4503 | .3776 | .387 | 4108 | .0759 | .0761 | .0625 | .459 |
| 2002 | .3194 | .3207 | .2662 | .423 | 4109 | .0759 | .0761 | .0625 | .459 |
| 2003 | .2622 | .2632 | .2186 | .423 | 4201 | .2603 | .2617 | .2190 | .394 |
| 2004 | .4320 | .4349 | .3675 | .360 | 4301 | .4103 | .4106 | .3341 | .494 |
| 2005 | .1821 | .1828 | .1509 | .443 | 4302 | .3990 | .4001 | .3291 | .455 |
| 2007 | .2039 | .2052 | .1725 | .381 | 4303 | .4761 | .4777 | .3950 | .438 |
| 2008 | .1540 | .1548 | .1293 | .402 | 4304 | .3338 | .3350 | .2771 | .434 |
| 2101 | .2550 | .2558 | .2115 | .436 | 4305 | .6185 | .6211 | .5158 | .422 |
| 2102 | .2622 | .2632 | .2186 | .423 | 4401 | .2215 | .2223 | .1840 | .435 |
| 2104 | .1363 | .1364 | .1110 | .494 | 4402 | .3201 | .3221 | .2712 | .373 |
| 2105 | .2932 | .2947 | .2462 | .401 | 4404 | .2622 | .2632 | .2186 | .423 |
| 2201 | .1286 | .1289 | .1060 | .457 | 4501 | .0762 | .0767 | .0651 | .343 |
| 2202 | .1917 | .1925 | .1602 | .415 | 4502 | .0221 | .0224 | .0187 | .388 |
| 2203 | .1286 | .1289 | .1060 | .457 | 4503 | .0288 | .0295 | .0272 | .426 |
| 2401 | .2856 | .2869 | .2391 | .410 | 4504 | .0326 | .0327 | .0269 | .443 |
| 2903 | .3183 | .3190 | .2618 | .464 | 4601 | .2706 | .2729 | .2329 | .325 |
| 2904 | .4001 | .4016 | .3329 | .429 | 4802 | .1637 | .1642 | .1359 | .434 |
| 2905 | .3183 | .3190 | .2618 | .464 | 4803 | .2038 | .2045 | .1687 | .446 |
| 2906 | .2847 | .2854 | .2344 | .460 | 4804 | .2892 | .2897 | .2376 | .467 |
| 2907 | .3183 | .3190 | .2618 | .464 | 4805 | .1946 | .1950 | .1599 | .468 |
| 2908 | .5265 | .5288 | .4400 | .415 | 4806 | .0404 | .0405 | .0330 | .478 |
| 2909 | .3183 | .3190 | .2618 | .464 | 4807 | .8699 | .8752 | .7358 | .378 |
| 3101 | .3307 | .3330 | .2812 | .362 | 4808 | .2415 | .2430 | .2046 | .374 |
| 3102 | .2714 | .2729 | .2284 | .394 | 4809 | .1084 | .1086 | .0890 | .470 |
| 3103 | .2714 | .2729 | .2284 | .394 | 4810 | .0645 | .0647 | .0533 | .452 |
| 3104 | .2775 | .2791 | .2339 | .390 | 4811 | .1651 | .1657 | .1372 | .433 |
| 3105 | .3795 | .3800 | .3106 | .478 | 4812 | .1637 | .1642 | .1359 | .434 |
| 3301 | .4694 | .4707 | .3880 | .449 | 4901 | .0315 | .0317 | .0265 | .400 |
| 3302 | .3530 | .3539 | .2918 | .448 | 4902 | .0538 | .0542 | .0453 | .402 |
| 3303 | .1552 | .1559 | .1295 | .421 | 4903 | .0315 | .0317 | .0265 | .400 |
| 3309 | .2153 | .2163 | .1800 | .415 | 4904 | .0074 | .0075 | .0062 | .443 |
| 3401 | .2034 | .2046 | .1715 | .389 | 4905 | .1453 | .1457 | .1194 | .469 |
| 3402 | .1787 | .1794 | .1488 | .426 | 4906 | .0233 | .0233 | .0192 | .457 |
| 3403 | .0714 | .0717 | .0598 | .408 | 4907 | .0533 | .0535 | .0446 | .414 |
| 3404 | .1855 | .1860 | .1531 | .453 | 4908 | .0533 | .0535 | .0446 | .414 |
| 3405 | .1307 | .1312 | .1089 | .423 | 4909 | .0533 | .0535 | .0446 | .414 |
| 3406 | .0974 | .0976 | .0803 | .456 | 5001 | 2.0234 | 2.0382 | 1.7268 | .351 |
| 3407 | .1855 | .1866 | .1564 | .389 | 5002 | .2399 | .2405 | .1978 | .456 |
| 3408 | .0621 | .0625 | .0525 | .377 | 5003 | .8351 | .8422 | .7183 | .327 |
| 3409 | .0942 | .0944 | .0777 | .454 | 5004 | .5643 | .5659 | .4662 | .451 |
| 3501 | .3342 | .3357 | .2797 | .412 | 5101 | .4145 | .4166 | .3475 | .406 |
| 3503 | .1790 | .1792 | .1460 | .490 | 5102 | .7635 | .7668 | .6383 | .414 |
| 3505 | .2321 | .2385 | .2204 | .399 | 5103 | .5722 | .5754 | .4817 | .393 |
| 3506 | .3713 | .3739 | .3157 | .362 | 5104 | .2659 | .2732 | .2529 | .388 |
| 3508 | .2262 | .2268 | .1870 | .447 | 5106 | .3446 | .3464 | .2893 | .402 |
| 3601 | .0418 | .0429 | .0395 | .439 | 5107 | .1850 | .1899 | .1756 | .405 |
| 3602 | .0476 | .0478 | .0390 | .484 | 5108 | .4028 | .4046 | .3369 | .412 |
| 3603 | .3214 | .3221 | .2645 | .461 | 5109 | .2986 | .3000 | .2501 | .408 |
| 3604 | .5123 | .5150 | .4311 | .394 | 5201 | .1881 | .1889 | .1565 | .428 |
| 3605 | .1828 | .1835 | .1528 | .413 | 5204 | .8834 | .8854 | .7262 | .465 |
| 3606 | .3598 | .3607 | .2963 | .459 | 5205 | .3443 | .3536 | .3279 | .368 |
| 3701 | .1318 | .1324 | .1106 | .401 | 5206 | .2462 | .2479 | .2095 | .359 |
| 3702 | .2617 | .2633 | .2215 | .376 | 5207 | .0682 | .0684 | .0563 | .453 |
| 3706 | .0932 | .0958 | .0886 | .388 | 5208 | .5304 | .5337 | .4490 | .376 |
| 3707 | .2254 | .2259 | .1850 | .472 | 5209 | .3789 | .3805 | .3162 | .420 |
| 3708 | .1155 | .1157 | .0949 | .466 | 5301 | .0109 | .0109 | .0091 | .404 |
| 3801 | .1357 | .1364 | .1143 | .392 | 5305 | .0142 | .0143 | .0118 | .436 |
| 3802 | .0768 | .0770 | .0627 | .488 | 5306 | .0162 | .0162 | .0136 | .405 |
| 3803 | .0767 | .0789 | .0726 | .450 | 5307 | .1531 | .1539 | .1285 | .403 |
| 3805 | .0767 | .0789 | .0726 | .450 | 6103 | .0201 | .0202 | .0167 | .433 |
| 3806 | .0767 | .0789 | .0726 | .450 | 6104 | .1384 | .1390 | .1161 | .404 |
| 3808 | .1220 | .1223 | .1005 | .458 | 6105 | .1195 | .1199 | .0988 | .450 |
| 3809 | .0966 | .0993 | .0915 | .441 | 6106 | .0987 | .1014 | .0936 | .416 |
| 3901 | .1168 | .1172 | .0974 | .424 | 6107 | .0739 | .0743 | .0625 | .383 |
| 3902 | .3203 | .3221 | .2706 | .381 | 6108 | .2597 | .2595 | .2087 | .533 |
| 3903 | .5073 | .5096 | .4245 | .411 | 6109 | .0177 | .0177 | .0145 | .459 |
| 3904 | .2895 | .2974 | .2750 | .403 | 6201 | .0821 | .0824 | .0685 | .419 |
| 3905 | .0690 | .0690 | .0561 | .499 | 6202 | .3415 | .3433 | .2872 | .396 |
| 3906 | .2443 | .2453 | .2036 | .424 | 6203 | .0618 | .0621 | .0517 | .417 |
| 3909 | .1080 | .1080 | .0870 | .527 | 6204 | .0723 | .0724 | .0590 | .485 |
| 4002 | .3353 | .3375 | .2843 | .371 | 6205 | .0723 | .0724 | .0590 | .485 |
| 4101 | .0759 | .0761 | .0625 | .459 | 6206 | .0723 | .0724 | .0590 | .485 |
| 4103 | .1663 | .1668 | .1380 | .436 | 6207 | .4338 | .4350 | .3581 | .453 |
| 4104 | .0603 | .0620 | .0571 | .439 | 6208 | .1382 | .1389 | .1166 | .387 |
| 4107 | .0392 | .0393 | .0322 | .462 | 6209 | .1107 | .1111 | .0919 | .437 |

| CLASS | 1983 | 1984 | 1985 | D-RATIO |
|-------|---------|---------|---------|---------|
| 6301 | .0536 | .0539 | .0454 | .382 |
| 6302 | .0920 | .0925 | .0772 | .406 |
| 6303 | .0256 | .0258 | .0218 | .361 |
| 6304 | .0647 | .0651 | .0547 | .377 |
| 6305 | .0284 | .0285 | .0237 | .428 |
| 6306 | .1215 | .1219 | .1005 | .445 |
| 6307 | .0353 | .0361 | .0334 | .455 |
| 6308 | .0225 | .0226 | .0190 | .372 |
| 6309 | .0504 | .0505 | .0410 | .496 |
| 6401 | .0353 | .0361 | .0334 | .455 |
| 6402 | .1070 | .1072 | .0880 | .465 |
| 6403 | .0753 | .0754 | .0614 | .488 |
| 6404 | .0351 | .0352 | .0293 | .417 |
| 6405 | .2610 | .2619 | .2166 | .436 |
| 6406 | .0335 | .0335 | .0274 | .485 |
| 6407 | .0783 | .0784 | .0636 | .499 |
| 6408 | .1545 | .1552 | .1294 | .408 |
| 6409 | .2619 | .2636 | .2222 | .369 |
| 6501 | .0252 | .0252 | .0205 | .484 |
| 6502 | .0093 | .0093 | .0077 | .430 |
| 6503 | .0649 | .0656 | .0567 | .284 |
| 6504 | .1054 | .1055 | .0857 | .499 |
| 6505 | .0940 | .0942 | .0775 | .459 |
| 6506 | .0260 | .0262 | .0219 | .395 |
| 6507 | .1391 | .1431 | .1319 | .429 |
| 6508 | .2009 | .2015 | .1656 | .457 |
| 6509 | .1017 | .1018 | .0827 | .499 |
| 6601 | .1121 | .1126 | .0932 | .432 |
| 6602 | .2400 | .2405 | .1978 | .457 |
| 6603 | .1263 | .1266 | .1039 | .464 |
| 6604 | .0396 | .0397 | .0331 | .417 |
| 6605 | .1032 | .1035 | .0855 | .440 |
| 6607 | .0682 | .0684 | .0563 | .453 |
| 6608 | .1612 | .1619 | .1349 | .410 |
| 6609 | 1.0877 | 1.0878 | .8806 | .511 |
| 6704 | .0917 | .0922 | .0767 | .410 |
| 6705 | .2898 | .2903 | .2377 | .472 |
| 6706 | .1523 | .1529 | .1273 | .416 |
| 6707 | 4.9000* | 4.8900* | 3.9300* | .540 |
| 6708 | 1.1255 | 1.1303 | .9397 | .418 |
| 6709 | .0634 | .0635 | .0519 | .478 |
| 6801 | .3990 | .4004 | .3316 | .432 |
| 6802 | .2143 | .2150 | .1785 | .424 |
| 6803 | 1.7418 | 1.7632 | 1.5389 | .243 |
| 6804 | .1221 | .1229 | .1035 | .370 |
| 6809 | .9439 | .9440 | .7642 | .511 |
| 6902 | .4937 | .4978 | .4240 | .332 |
| 6903 | 2.4583 | 2.4794 | 2.1162 | .324 |
| 6904 | .1262 | .1269 | .1064 | .390 |
| 6905 | .1664 | .1676 | .1415 | .361 |
| 6907 | .7129 | .7158 | .5943 | .423 |
| 6908 | .1737 | .1745 | .1452 | .415 |
| 6909 | .0338 | .0339 | .0282 | .414 |
| 7101 | .0204 | .0205 | .0170 | .415 |
| 7102 | 7.2600* | 7.2700* | 5.9500* | .473 |
| 7103 | .1134 | .1136 | .0935 | .457 |
| 7104 | .0267 | .0268 | .0224 | .409 |
| 7105 | .1895 | .1899 | .1554 | .474 |
| 7106 | .3549 | .3556 | .2914 | .469 |
| 7107 | .4402 | .4419 | .3659 | .433 |
| 7108 | 1.1867 | 1.1907 | .9848 | .437 |
| 7109 | 3.0232 | 3.0365 | 2.5265 | .415 |
| 7201 | .1492 | .1494 | .1216 | .492 |
| 7202 | .0255 | .0256 | .0216 | .382 |
| 7203 | .0548 | .0550 | .0458 | .413 |
| 7301 | .2944 | .2952 | .2437 | .443 |
| 7302 | .2589 | .2593 | .2121 | .475 |
| 7307 | .2581 | .2583 | .2100 | .497 |
| 7308 | .1083 | .1090 | .0913 | .391 |
| 7309 | .0634 | .0635 | .0519 | .478 |

AMENDATORY SECTION (Amending Order 86-41, filed 11/26/86)

WAC 296-17-895 INDUSTRIAL INSURANCE ACCIDENT FUND BASE RATES AND MEDICAL AID RATES BY CLASS OF INDUSTRY. Industrial insurance accident fund base rates and medical aid rates by class of industry shall be as set forth below.

Rates Effective
January 1, 1987

| Class | Accident Fund Base Rate | Medical Aid Fund Rate |
|-------|-------------------------|-----------------------|
| 0101 | .9691 | .4979 |
| 0102 | .8407 | .5011 |
| 0103 | .9319 | .7273 |
| 0104 | .6476 | .3741 |
| 0105 | .8134 | .9066 |
| 0106 | 1.2202 | .8414 |
| 0107 | .7202 | .3936 |
| 0108 | .9264 | .5175 |
| 0109 | 1.3777 | 1.0044 |
| 0201 | 1.5945 | .9469 |
| 0202 | 1.9198 | 1.4064 |
| 0206 | .9745 | .5973 |
| 0301 | .4214 | .3991 |
| 0302 | 1.2611 | .6093 |
| 0306 | .5415 | .3811 |
| 0307 | .4234 | .4081 |
| 0401 | 1.9385 | 1.3450 |
| 0402 | 1.0102 | 1.0797 |
| 0403 | 1.0471 | .7061 |
| 0502 | .8535 | .5109 |
| 0503 | .5934 | .6343 |
| 0504 | .8957 | .6092 |
| 0505 | 1.0905 | .7581 |
| 0506 | 1.3696 | 1.1250 |
| 0507 | 1.5043 | 1.1570 |
| 0508 | 1.2053 | 1.0785 |
| 0509 | 1.3157 | .7600 |
| 0510 | .8314 | .6067 |
| 0511 | .6323 | .4600 |
| 0512 | .9813 | .7045 |
| 0513 | .8314 | .6067 |
| 0601 | .3312 | .2807 |
| 0602 | .3277 | .2357 |
| 0603 | .4304 | .2939 |
| 0604 | .9882 | .7320 |
| 0606 | .1700 | .1900 |
| 0607 | .1888 | .1598 |
| 0608 | .2437 | .2807 |
| 0701 | 1.0487 | .5501 |
| 0803 | .2491 | .1936 |
| 0804 | .3895 | .2494 |
| 0901 | 1.5764 | .6103 |
| 1002 | .7824 | .5896 |
| 1003 | .4685 | .2494 |
| 1004 | .4685 | .2494 |
| 1005 | 2.4828 | 1.4608 |
| 1007 | .0864 | .0950 |
| 1101 | .3231 | .3088 |
| 1102 | .9441 | .5122 |
| 1103 | .2810 | .2736 |
| 1104 | .3710 | .3273 |
| 1106 | .0895 | .1145 |
| 1108 | .3093 | .2879 |
| 1109 | .7260 | .5122 |
| 1301 | .2257 | .1776 |
| 1303 | .1346 | .1308 |
| 1304 | .0100 | .0120 |
| 1305 | .2155 | .2208 |
| 1401 | .6712 | .9028 |
| 1404 | .3811 | .2610 |
| 1405 | .3811 | .2610 |
| 1501 | .2268 | .1851 |

*Daily expected loss rate

Rates Effective
January 1, 1987Rates Effective
January 1, 1987

| Rates Effective January 1, 1987 | | | Rates Effective January 1, 1987 | | |
|------------------------------------|-------------------------------|-----------------------------|------------------------------------|-------------------------------|-----------------------------|
| Class | Accident Fund Base Rate | Medical Aid Fund Rate | Class | Accident Fund Base Rate | Medical Aid Fund Rate |
| 1507 | .1938 | .1708 | 4103 | .2243 | .2379 |
| 1701 | 1.4069 | .5784 | 4107 | .0535 | .0659 |
| 1702 | 1.4069 | .5784 | 4108 | .1033 | .1169 |
| 1703 | .4078 | .2446 | 4109 | .1033 | .1169 |
| 1704 | .5347 | .3690 | 4201 | .3449 | .2297 |
| 1801 | .5916 | .5730 | 4301 | .5668 | .6301 |
| 2002 | .4285 | .3151 | 4302 | .5425 | .4816 |
| 2003 | .3518 | .2715 | 4304 | .4500 | .3832 |
| 2004 | .5640 | .4078 | 4305 | .8293 | .5437 |
| 2005 | .2464 | .2458 | 4401 | .2987 | .2476 |
| 2007 | .2688 | .2618 | 4402 | .4205 | .3115 |
| 2008 | .2048 | .1608 | 4404 | .3518 | .2715 |
| 2101 | .3439 | .3576 | 4501 | .0988 | .0828 |
| 2102 | .3518 | .2715 | 4502 | .0293 | .0253 |
| 2104 | .1877 | .2124 | 4504 | .0440 | .0601 |
| 2105 | .3895 | .2303 | 4601 | .3479 | .4818 |
| 2201 | .1750 | .1467 | 4802 | .2205 | .1518 |
| 2202 | .2563 | .2300 | 4803 | .2762 | .2317 |
| 2203 | .1750 | .1467 | 4804 | .3951 | .3269 |
| 2401 | .3811 | .3298 | 4805 | .2661 | .2496 |
| 2903 | .4345 | .4141 | 4806 | .0555 | .0490 |
| 2904 | .5381 | .3976 | 4808 | .3175 | .3032 |
| 2905 | .4345 | .4141 | 4809 | .1482 | .1552 |
| 2906 | .3879 | .3112 | 4810 | .0876 | .0703 |
| 2907 | .4345 | .4141 | 4811 | .2225 | .1867 |
| 2908 | .7041 | .4806 | 4812 | .2205 | .1516 |
| 2909 | .4345 | .4141 | 4901 | .0419 | .0321 |
| 3101 | .4321 | .2890 | 4902 | .0715 | .0627 |
| 3102 | .3597 | .2167 | 4903 | .0419 | .0321 |
| 3103 | .3597 | .2167 | 4904 | .0100 | .0120 |
| 3104 | .3671 | .3771 | 4905 | .1988 | .2141 |
| 3105 | .5208 | .4449 | 4906 | .0317 | .0334 |
| 3301 | .6366 | .4327 | 4907 | .0712 | .0609 |
| 3302 | .4786 | .3668 | 4908 | .0712 | .1451 |
| 3303 | .2081 | .2391 | 4909 | .0712 | .1451 |
| 3309 | .2880 | .3596 | 5001 | 2.6317 | 1.6217 |
| 3401 | .2691 | .2435 | 5002 | .3263 | .2985 |
| 3402 | .2400 | .2757 | 5003 | 1.0697 | .6447 |
| 3403 | .0952 | .0673 | 5004 | .7630 | .6331 |
| 3404 | .2520 | .3049 | 5101 | .5521 | .3684 |
| 3405 | .1753 | .1711 | 5102 | 1.0204 | .7242 |
| 3406 | .1324 | .1646 | 5103 | .7581 | .5666 |
| 3407 | .2452 | .1997 | 5106 | .4581 | .4653 |
| 3408 | .0818 | .0772 | 5108 | .5380 | .5304 |
| 3409 | .1281 | .1956 | 5109 | .3982 | .3199 |
| 3501 | .4463 | .4294 | 5201 | .2531 | .1930 |
| 3503 | .2467 | .2149 | 5204 | 1.2064 | .5010 |
| 3506 | .4853 | .3334 | 5206 | .3213 | .2009 |
| 3508 | .3066 | .2832 | 5207 | .0927 | .1009 |
| 3602 | .0656 | .0679 | 5208 | .6973 | .5208 |
| 3603 | .4381 | .4570 | 5209 | .5076 | .3558 |
| 3604 | .6789 | .4972 | 5301 | .0144 | .0152 |
| 3605 | .2442 | .2327 | 5305 | .0192 | .0197 |
| 3606 | .4900 | .4004 | 5306 | .0216 | .0174 |
| 3701 | .1751 | .1873 | 5307 | .2029 | .1477 |
| 3702 | .3441 | .2123 | 6103 | .0271 | .0362 |
| 3707 | .3087 | .2437 | 6104 | .1841 | .2110 |
| 3708 | .1577 | .1598 | 6105 | .1623 | .1291 |
| 3801 | .1797 | .1642 | 6107 | .0976 | .1032 |
| 3802 | .1059 | .0994 | 6108 | .3645 | .2903 |
| 3808 | .1661 | .1369 | 6109 | .0240 | .0204 |
| 3901 | .1566 | .1302 | 6201 | .1100 | .1062 |
| 3902 | .4220 | .3130 | 6202 | .4530 | .3420 |
| 3903 | .6772 | .7086 | 6203 | .0827 | .0700 |
| 3905 | .0955 | .1271 | 6204 | .0996 | .1247 |
| 3906 | .3279 | .2556 | 6205 | .0996 | .1247 |
| 3909 | .1513 | .1497 | 6206 | .0996 | .1247 |
| 4002 | .4399 | .2942 | 6207 | .5893 | .7970 |
| 4101 | .1033 | .1169 | 6208 | .1826 | .1819 |

| Rates Effective January 1, 1987 | | | Rates Effective January 1, 1987 | | |
|------------------------------------|-------------------------------|-----------------------------|------------------------------------|-------------------------------|-----------------------------|
| Class | Accident Fund Base Rate | Medical Aid Fund Rate | Class | Accident Fund Base Rate | Medical Aid Fund Rate |
| 6209 | .1494 | .2005 | 7302 | .3539 | .4291 |
| 6301 | .0708 | .0580 | 7307 | .3558 | .4272 |
| 6302 | .1226 | .0935 | 7308 | .1434 | .1337 |
| 6303 | .0334 | .0338 | 7309 | .0870 | .1294 |
| 6304 | .0851 | .0742 | | | |
| 6305 | .0382 | .0379 | | | |
| 6306 | .1646 | .1814 | | | |
| 6308 | .0295 | .0210 | | | |
| 6309 | .0697 | .0778 | | | |
| 6402 | .1461 | .1398 | | | |
| 6403 | .1038 | .1109 | | | |
| 6404 | .0468 | .0527 | | | |
| 6405 | .3522 | .3232 | | | |
| 6406 | .0462 | .0628 | | | |
| 6407 | .1084 | .1301 | | | |
| 6408 | .2060 | .2273 | | | |
| 6409 | .3434 | .2543 | | | |
| 6501 | .0345 | .0326 | | | |
| 6502 | .0126 | .0161 | | | |
| 6503 | .0820 | .0443 | | | |
| 6504 | .1455 | .2311 | | | |
| 6505 | .1280 | .1310 | | | |
| 6506 | .0345 | .0345 | | | |
| 6508 | .2734 | .2092 | | | |
| 6509 | .1408 | .1658 | | | |
| 6601 | .1510 | .1207 | | | |
| 6602 | .3266 | .2501 | | | |
| 6603 | .1725 | .1583 | | | |
| 6604 | .0530 | .0424 | | | |
| 6605 | .1395 | .1160 | | | |
| 6607 | .0927 | .1009 | | | |
| 6608 | .2151 | .1409 | | | |
| 6609 | 1.5083 | 1.6682 | | | |
| 6704 | .1223 | .1311 | | | |
| 6705 | .3970 | .5934 | | | |
| 6706 | .2037 | .2208 | | | |
| 6707 | 6.89* | 10.21* | | | |
| 6708 | 1.5068 | 1.7447 | | | |
| 6709 | .0870 | .1294 | | | |
| 6801 | .5374 | .2724 | | | |
| 6802 | .2875 | .2758 | | | |
| 6803 | 2.1570 | .7558 | | | |
| 6804 | .1601 | .1476 | | | |
| 6809 | 1.3131 | 2.4261 | | | |
| 6901 | - | .0653 | | | |
| 6902 | .6368 | .4317 | | | |
| 6903 | 3.1596 | 3.4578 | | | |
| 6904 | .1670 | .1222 | | | |
| 6905 | .2175 | .1705 | | | |
| 6906 | - | .1705 | | | |
| 6907 | .9566 | .7020 | | | |
| 6908 | .2322 | .1756 | | | |
| 6909 | .0450 | .0475 | | | |
| 7101 | .0273 | .0219 | | | |
| 7102 | 9.94* | 24.63* | | | |
| 7103 | .1544 | .1104 | | | |
| 7104 | .0356 | .0253 | | | |
| 7105 | .2598 | .1653 | | | |
| 7106 | .4854 | .3410 | | | |
| 7107 | .5911 | .6145 | | | |
| 7108 | 1.6014 | .9580 | | | |
| 7109 | 4.0427 | 2.6406 | | | |
| 7201 | .2053 | .1683 | | | |
| 7202 | .0337 | .0301 | | | |
| 7203 | .0732 | .0643 | | | |
| 7204 | - | - | | | |
| 7301 | .3983 | .3552 | | | |

*Daily rate. The daily rate shall be paid in full on any person for any calendar day in which any duties are performed that are incidental to the profession of the worker.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 296-17-87309 CLASSIFICATION ASSIGNMENTS—APPLICABILITY.

**WSR 87-07-048
EMERGENCY RULES
COMMUNITY COLLEGE DISTRICT TWELVE**
[Order 87-2—Filed March 18, 1987]

Be it resolved by the board of trustees of Centralia College, Community College District 12, acting at 2011 Mottman Road S.W., Olympia, WA 98502, that it does adopt the annexed rules relating to student rights and responsibilities, code procedures, and summary suspension rules.

We, the board of trustees of Community College District 12, 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 emergency rules/amendments are necessary to continuing to define the rights and responsibilities of students attending Centralia College.

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 Centralia College, Community College District 12, as authorized in RCW 28B.50.140.

The undersigned hereby declares that the institution has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

APPROVED AND ADOPTED March 12, 1987.

By Case Doelman
Chairman

*Chapter 132L-24 WAC
CENTRALIA COLLEGE
SUMMARY SUSPENSION RULES*

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-24-010 INITIATION OF SUMMARY SUSPENSION PROCEEDINGS. The ((campus)) college president or designee may suspend any student of the college for not more than ten academic calendar days pending investigation, action or prosecution on charges of an alleged code of student rights and responsibilities violation or violations, and if the ((campus)) college president or designee has reason to believe the student's physical or emotional safety and well-being, or the safety and well-being of the other college community members, or the safety and well-being of the college property command such suspension.

AMENDATORY SECTION (Amending Order 78-9, filed 3/22/78)

WAC 132L-24-020 PERMISSION TO ENTER OR REMAIN ON CAMPUS. During the period of summary suspension, the student shall not enter any campus of District 12 other than to meet with the dean of ((students)) educational services or to attend the hearing. However, the dean of ((students)) educational services may grant the student special permission to enter a campus for the express purpose of meeting with faculty, staff, or students in preparation for the hearing.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-24-030 NOTICE OF SUMMARY SUSPENSION PROCEEDINGS. (1) If the ((campus)) college president or designee desires to exercise the authority to summarily suspend a student, the ((campus)) college president shall cause notice thereof to be served upon that student by registered or certified mail at the student's last known address, or by causing personal service of such notice upon that student.

(2) The notice shall be entitled "notice of summary suspension proceedings" and shall state:

(a) The charges against the student including reference to the provisions of the code of student rights and responsibilities involved; and

(b) That the student charged must appear before the dean of ((students)) educational services at a time specified in the notice.

AMENDATORY SECTION (Amending Order 78-9, filed 3/22/78)

WAC 132L-24-040 PROCEDURES OF SUMMARY SUSPENSION HEARING. (1) At the summary suspension hearing, the student against whom the violation or violations are alleged shall have the opportunity of proving to the dean of ((students)) educational services that there is no cause to believe that the violation stated on the notice of summary suspension proceedings did occur, and that immediate suspension is not necessary nor justifiable pursuant to chapter 132L-24 WAC Summary suspension rules.

(2) The student may offer personal oral testimony or that of any person, submit any statement or affidavit,

examine any affidavit or cross-examine any witness, and submit any matter in extenuation or mitigation of the violation or violations charged.

(3) The dean of ((students)) educational services shall at the time of the summary suspension proceedings determine whether there is probable cause to believe that a violation of law or of provisions of the code of student rights and responsibilities has occurred, and whether there is reason to believe that immediate suspension is necessary. In the course of making such a decision, the dean of educational services may consider the sworn affidavits or oral testimonies of persons who have alleged that the student charged has committed a violation of law or of provisions of the code of student rights and responsibilities and the oral testimony and affidavits submitted by the student charged.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-24-050 DECISION BY THE DEAN OF ((STUDENTS)) EDUCATIONAL SERVICES. If the dean of ((students)) educational services, following the conclusion of the summary suspension proceedings, finds that there is probable cause to believe that:

(1) The student against whom specific violations of law or of provisions of the code of student rights and responsibilities are alleged has committed one or more of such violations upon any college facility; and

(2) That summary suspension of said student is necessary under the provisions of WAC 132L-24-010 Summary suspension rules; and

(3) Such violation or violations of the law or of provisions of the code of student rights and responsibilities constitute grounds for disciplinary action, then the dean of ((students)) educational services may, with the written approval of the ((campus)) college president, suspend such student from college.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-24-060 NOTICE OF SUMMARY SUSPENSION. (1) If a student is suspended pursuant to the above rules, the student shall be provided with a written copy of the dean of ((students)) educational services' findings of fact and conclusions, as expressly concurred in by the ((campus)) college president, which constituted probable cause to believe that the conditions for summary suspension existed.

(2) The student suspended pursuant to the authority of this rule shall be served a copy of the notice of summary suspension by personal service or by registered mail. Notice by mail shall be sent to said student's last known address. The suspension shall be effective from the day the notice of suspension is mailed or personal service accomplished, whichever shall occur first.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-24-070 SUSPENSION FOR FAILURE TO APPEAR. If the student against whom specific violations of provisions of the code of student rights

and responsibilities have been alleged has been served pursuant to the notice required and then fails to appear at the time designated for the summary suspension proceedings, the dean of ~~((students))~~ educational services may, with the written concurrence of the ~~((campus))~~ college president, suspend the student from college.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-24-080 APPEAL. (1) Any student aggrieved by an order issued at the summary suspension proceedings may appeal the same to the ~~((district))~~ college president or designee. No such appeal shall be entertained, however, unless written notice of the appeal, specifically describing alleged errors in the proceedings of findings of the dean of ~~((students and the campus president;))~~ educational services is tendered at the office of the ~~((campus))~~ college president within seventy-two hours following the date "Notice of summary suspension" was served or mailed to the student, whichever occurred first.

(2) The ~~((district))~~ college president or designee shall, as soon as reasonably possible, examine the allegations contained within the notice of appeal, along with the findings of the dean ~~((and campus president))~~ of educational services, the record of the summary suspension proceedings, and determine therefrom whether the summary suspension order is justified. Following such examination, the ~~((district))~~ college president or designee may, at his/her discretion, stay the summary suspension pending determination of the merits of the disciplinary proceedings pursuant to the provisions of the code procedures.

(3) The ~~((district))~~ college president or designee shall notify the appealing student within forty-eight hours following his/her consideration of the notice of appeal, as to whether the summary suspension shall be maintained or stayed pending disposition of the disciplinary proceedings pursuant to the provisions of the code procedures.

Chapter 132L-22 WAC
CENTRALIA COLLEGE
CODE PROCEDURES

AMENDATORY SECTION (Amending Order 78-9, filed 3/22/78)

WAC 132L-22-010 PURPOSE OF DISCIPLINARY ACTION((S)). The college may apply sanctions or take other appropriate action when student conduct materially and substantially interferes with the college's:

(1) Primary educational responsibility of ensuring the opportunity for all students of the college community to attain their educational objectives(;;); or

(2) Subsidiary responsibilities of protection and maintaining property, keeping records, other services, and sponsoring nonclassroom activities such as lectures, concerts, athletic events, and social functions. Disciplinary action proceedings shall determine whether and under what conditions the violator may continue as a student at the college.

(a) Nothing herein shall prevent faculty members from taking reasonable summary action as may be reasonably necessary to maintain order when they have reason to believe that such action is necessary for the physical safety and well-being of the student, or the safety and protection of other students or of college property or where the student's conduct materially and substantially disrupts the educational process.

(b) Such summary action in the form of removal from the classroom shall be effective for a period not to exceed two scheduled classroom days.

(c) Faculty shall maintain a written record of any summary action and a copy shall be filed with the dean of ~~((students))~~ educational services within two scheduled classroom days.

(d) Any summary action may be appealed to the dean of ~~((students))~~ educational services for an informal hearing.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-22-020 INITIAL PROCEEDINGS.

(1) Initiation of prosecution. Students, faculty members, administrators and other employees of the district shall have concurrent authority to report violations which will be acted upon by the dean of ~~((students))~~ educational services. All disciplinary proceedings will be initiated by the dean of ~~((students))~~ educational services or designated representative.

(2) Notice requirements. Any student charged in a report filed pursuant to ~~((WAC 132L-22-020;))~~ subsection (1) of this section, with a violation of the code of student rights and responsibilities shall be notified by the dean of ~~((students))~~ educational services or designated representative within two academic calendar days after the filing of such a report. The notice shall not be ineffective if presented later due to the student's absence. Such notice shall:

(a) Inform the student that a report has been filed alleging that the student violated specific provisions of the code of student rights and responsibilities and the date of the violation; and

(b) Set forth those provisions allegedly violated; and

(c) Specify the exact time and date the student is required to meet with the dean of ~~((students))~~ educational services; and

(d) Specify the exact time, date, and location of the formal hearing, if one is required; and

(e) Inform the student that he/she may question witnesses, that he/she may have anyone appear in his/her behalf to defend him/her, that he/she may have a maximum of three character witnesses appear in his/her behalf; and

(f) Inform the student that failure to appear at either of the appointed times at the dean of ~~((student's))~~ educational service's office or at the hearing may subject the student to ~~((suspension from the institution for a stated or indefinite period of time))~~ any actions authorized by this code.

(3) Meeting with the dean of ~~((students))~~ educational services.

(a) At the meeting with the dean of ~~((students))~~ educational services the student shall be informed of provisions of the code of student rights and responsibilities that are involved, that the student may appeal any sanction imposed by the dean of ~~((students))~~ educational services and that if a hearing is required the student may have that hearing open to the public. If the student requests a formal hearing, the dean of ~~((students))~~ educational services shall take no action nor make any determination in the matter other than to inform the student again of the time, date, and location of the formal hearing.

(b) After considering the evidence in the case and interviewing the student or students involved, the dean of ~~((students))~~ educational services may take any of the following actions:

(i) Terminate the proceedings exonerating the student or students; or

(ii) Dismiss the case after whatever counseling and advice may be appropriate; or

(iii) Impose minor sanctions directly (warning, reprimand, fine, restitution, disciplinary probation) subject to the student's right of appeal described below; or

(iv) Refer the matter to the student ~~((hearing))~~ services committee for a recommendation to the ~~((campus))~~ college president~~((/district president))~~ or designee as to appropriate action; or

(v) Recommend to the ~~((campus))~~ college president~~((/district president))~~ or designee that the student be suspended. The student shall immediately be notified in writing of such recommendation and of the right to a hearing before the student ~~((hearing))~~ services committee prior to the ~~((campus president/district))~~ college president's or designee's final decision.

(c) A student accused of violating any provision of the code of student rights and responsibilities shall be given immediate notification of any disciplinary action taken by the dean of ~~((students))~~ educational services or designated representative.

(d) No disciplinary action taken by or at the recommendation of the dean of ~~((students))~~ educational services or designated representative is final unless the student fails to exercise the right of appeal as provided for in these rules. The ~~((campus))~~ college president~~((/district president))~~ or designee after reviewing the case, including any statement the student may file with the ~~((campus))~~ college president~~((/district president))~~ or designee, shall either give written approval of the action taken by or at the recommendation of the dean of ~~((students))~~ educational services, or give written direction as to what lesser disciplinary action, if any, is to be taken.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-22-030 APPEALS. (1) Appeals contesting recommendations of disciplinary action(s) shall be taken in the following order:

(a) Disciplinary action taken by or at the recommendation of the dean of ~~((students))~~ educational services or designated representative may be appealed to the student ~~((hearing))~~ services committee;

(b) Disciplinary recommendations made by the student ~~((hearing))~~ services committee may be appealed by the student to the ~~((campus))~~ college president; ~~((in the case of a recommendation for suspension for ten days or less it may be appealed to the campus president, in the case of a recommendation for suspension exceeding ten days it may be appealed to the district president or designee.))~~

(c) Disciplinary action taken by the ~~((district))~~ college president and resulting in suspension exceeding in duration one college quarter may be appealed by the student to the board of trustees and their decision shall be final.

(2) All appeals by a student must be made in writing to the committee, ~~((district))~~ college president or designee, or board of trustees and presented to the committee, ~~((campus))~~ college president~~((/district president))~~ or designee, or chairman of the board of trustees within ten calendar days after the student has been notified of the action from which he has a right of appeal.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-22-040 STUDENT ~~((HEARING))~~ SERVICES COMMITTEE. (1) Composition. The college shall have a standing committee composed of ~~((nine))~~ eight members, who shall be chosen and appointed no later than October 15 of each year to serve as a standing committee until their successors are appointed. The membership of the standing committee shall consist of ~~((three))~~ two members of the administration, ~~((excepting the dean of students.))~~ chosen by the ~~((campus president))~~ management constituency; ~~((three))~~ two faculty members chosen by the ~~((faculty organization))~~ college faculty representation; and ~~((three))~~ two students chosen by the ASCC ~~((or ASOTCC))~~ senate and two classified employees, chosen by the classified constituency. ~~((Any student entitled to a hearing before a student hearing committee shall choose, in writing, five members of the standing committee to hear and decide the appeal; provided, the student must choose at least one student, one faculty member and one member of the administration from the nine member standing committee. The balance of the student hearing committee, two members, may be chosen from the remainder of the standing committee, provided, that both shall not be from the same classification. In the event that unforeseen circumstances prevent a previously selected committee member from attending the hearing, the student must choose a replacement from among the balance of the standing committee.))~~

(2) Procedures for hearing.

(a) ~~((Five members of))~~ The student ~~((hearing))~~ services committee will hear, de novo, and make recommendations to the ~~((campus))~~ college president~~((/district president))~~ or designee on all disciplinary cases appealed to the committee by the student or referred to it by the dean of ~~((students))~~ educational services or designated representative. Recommendations involving suspension will be referred to the ~~((campus))~~ college president~~((/district president))~~ or designee.

(b) The student (~~(hearing)~~) services committee shall elect from among its (~~(five)~~) eight members a chairman for the purpose of presiding at the disciplinary hearing.

(c) Hearings generally will be held in closed session, except when a student requests that persons other than those directly involved be invited to attend. If at any time during the conduct of a hearing any person is disruptive of the proceedings, the chairman of the student (~~(hearing)~~) services committee may exclude such person from the hearing room.

(d) The student has a right to a fair and impartial hearing before the committee on any charge of violating a provision or provisions of the code of student rights and responsibilities. The student's failure to cooperate with the hearing procedures hereinafter outlined, however, shall not preclude the committee from making its findings of fact, conclusions and recommendations as provided below. Failure by the student to cooperate may be taken into consideration by the committee in recommending to the (~~(campus)~~) college president(~~(/district president))~~) or designee the appropriate disciplinary action.

(e) The student shall be given written notice of the time and place of the hearing before the committee. Said notice shall contain:

(i) A statement of the date, time, place and nature of the disciplinary proceedings;

(ii) A statement of the specific charges against the student including references to the particular sections of the code of student rights and responsibilities involved;

(iii) To the extent known, a list of witnesses who will appear and a summary description of any documentary or other physical evidence that will be presented by the college at the hearing.

(f) The student shall be entitled to hear and examine the evidence against him/her and be informed of the identity of its source; the student shall be entitled to present evidence in his/her own behalf and cross-examine witnesses testifying against him/her as to factual matters. The student shall have all authority possessed by the college to obtain information that the student specifically describes, in writing, and tenders to the dean of (~~(students)~~) educational services no later than three days prior to the hearings or to request the presence of witnesses or the production of other evidence relevant to the hearings.

(g) The student may be represented by counsel of his/her choice at the disciplinary hearings. If the student elects to choose a duly licensed attorney admitted to practice in any state in the United States as counsel, the student must tender three days notice thereof to the dean of (~~(students)~~) educational services.

(h) In all disciplinary proceedings the college may be represented by the dean of (~~(students)~~) educational services or designee; the dean of (~~(students)~~) educational services may then present the college's case against the student accused of violating the code of student rights and responsibilities: **PROVIDED**, That in those cases in which the student elects to be represented by a licensed attorney, the dean of (~~(students)~~) educational services may elect to have the college represented by an assistant attorney general.

(i) The proceedings of the hearing shall be recorded. A copy thereof shall be on file at the office of the dean of (~~(students)~~) educational services.

(j) The time of the hearing may be advanced by the committee at the request of the student or continued for good cause.

(3) Admissible evidence.

(a) Only those matters presented at the hearing in the presence of the accused student, will be considered in determining whether the student (~~(hearing)~~) services committee has sufficient cause to believe that the accused student is guilty of violating the rules that the student is charged with having violated.

(b) In determining whether sufficient cause, as stated in (~~(the preceding paragraph)~~) (a) of this subsection, does exist, members of the student (~~(hearing)~~) services committee shall give probative effect to evidence which possesses probative value commonly accepted by reasonably prudent persons in the conduct of their affairs.

(c) The chairman of the student (~~(hearing)~~) services committee shall, in the course of presiding at the disciplinary hearing, give effect to the rules of privilege recognized by law and exclude incompetent, irrelevant, immaterial and unduly repetitious evidence.

(4) Interference with proceedings. Any student interfering with the proceedings of the meeting with the dean of (~~(students)~~) educational services or the formal hearing or any subsequent hearing shall be in contempt of the proceedings and may be summarily suspended from the college by the dean of (~~(students)~~) educational services or the student (~~(hearing)~~) services committee or the (~~(campus)~~) college president(~~(/district president))~~) or designee, or the board of trustees at the time the interference takes place and shall be subject to suspension or any lesser sanction as may be recommended by the student (~~(hearing)~~) services committee or as may be determined by the (~~(campus)~~) college president(~~(/district president))~~) or designee or the board of trustees at the time the interference takes place or within fifteen academic calendar days thereafter.

(5) Decision by the committee.

(a) Upon conclusion of the disciplinary hearing, the student (~~(hearing)~~) services committee shall consider all the evidence therein presented and decide by majority vote whether to recommend to the (~~(campus)~~) college president(~~(/district president))~~) or designee the following actions:

(i) That the college terminate the proceedings and exonerate the student or students;

(ii) That the college impose minor sanctions directly, such as a warning, reprimand, fine, restitution, or disciplinary probation;

(iii) That the student be suspended from college including a recommendation of the duration of such suspension.

(b) The student shall be provided with a copy of the committee's findings of fact and conclusions regarding whether the student did violate any rule or rules of the code of student rights and responsibilities and the committee's recommendation to the (~~(campus)~~) college president(~~(/district president))~~) or designee. The committee shall also advise the student in writing of the right to

present, within ten calendar days, a written statement to the ~~((campus)) college president~~~~((/district president))~~ or designee appealing the recommendation of the committee.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-22-050 FINAL DECISION REGARDING DISCIPLINARY SANCTION. (1) The ~~((campus)) college president~~~~((/district president))~~ or designee (except the dean of ~~((students)) educational services~~) shall, after reviewing the record of the case prepared by the student ~~((hearing)) services committee~~ together with any statement filed by the student, include therein a written acceptance of the recommendations of the committee, or written directions as to what lesser disciplinary sanction shall be taken.

(2) If the ~~((campus)) college president~~~~((/district president))~~ or designee decides that discipline is to be imposed after the review provided by ~~((the preceding paragraph,))~~ subsection (1) of this section, the ~~((campus)) college president~~~~((/district president))~~ or designee shall notify the student in writing of the discipline imposed.

(3) In all cases of disciplinary action, the decision of the ~~((campus)) college president~~~~((/district president))~~ or designee shall be final except for those cases involving suspension if the suspension has been appealed to the board of trustees.

AMENDATORY SECTION (Amending Order 78-9, filed 3/22/78)

WAC 132L-22-060 DISCIPLINARY SANCTIONS. The following definitions of disciplinary terms have been established and shall be the sanctions imposed upon violators of the code of student rights and responsibilities:

(1) Warning. Notice to a student, either verbally or in writing, that the student has been in violation of college rules or regulations or has otherwise failed to meet the college's standards of conduct. Such warnings will include the statement that continuation or repetition of the specific conduct involved or other misconduct will normally result in one of the more serious disciplinary actions described below.

(2) Reprimand. Formal action censuring a student for violation of the college rules or regulations or for failure to meet the college's standards of conduct. Reprimands shall be made in writing to the student by the officer or agency taking action, with copies filed in the office of the dean of ~~((students)) educational services~~. A reprimand will include the statement that continuation or repetition of the specific conduct involved or other misconduct will normally result in one of the more serious disciplinary actions described below.

(3) ~~((Fines. The dean of students and/or the student hearing committee may assess monetary fines up to a maximum of twenty-five dollars against individual students for violation of college rules and regulations or for failure to meet the college's standards of conduct. Failure to pay such fines within thirty days will result in~~

~~suspension for an indefinite period of time as set forth in subsection (6) of this section provided that a student may be reinstated upon payment of the fine.~~

~~((4))~~ Restitution. An individual student may be required to make restitution for damage or loss to college or other property and for injury to persons. Failure to make restitution within thirty days will result in suspension for an indefinite period of time as set forth in subsection ~~((6))~~ (5) of this section provided that a student may be reinstated upon payment.

~~((5))~~ (4) Disciplinary probation. Formal action placing conditions upon the student's continued attendance for violation of college rules or regulations or other failure to meet the college standards of conduct. The office or agency placing the student on disciplinary probation will specify, in writing, the period of probation and the conditions, such as limiting the student's participation in extra-curricular activities. Disciplinary probation warns the student that any further misconduct will automatically raise the question of suspension from the college. Disciplinary probation may be for a specified ~~((term or for an indefinite))~~ period which may extend to graduation or other termination of the student's enrollment in the college.

~~((6))~~ (5) Suspension. Temporary or indefinite dismissal from the college and termination of the student status of a student for violation of college rules or regulations or for failure to meet the college standards of conduct. The notification suspending a student will indicate, in writing, the term of the suspension and any special conditions which must be met before readmission.

Refund of fees for the quarter in which disciplinary action is taken shall be in accord with the college's refund policy.

Students suspended on the basis of conduct which disrupted the orderly operation of the campus or any facility of the district, may be denied access to all or any part of the campus or other facility.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-22-070 READMISSION AFTER SUSPENSION. Any student suspended from the college for disciplinary reasons may be readmitted upon expiration of the time period for which the suspension was issued. If the student has been suspended for an indefinite period, or feels that circumstances warrant reconsideration of the temporary suspension prior to its expiration, the student may be readmitted following approval of a written petition submitted to the dean of ~~((students)) educational services~~. Such petitions must state reasons which support a reconsideration of the matter. Before readmission may be granted, such petitions must be reviewed and approved by the ~~((campus)) college president~~~~((/district president))~~ or designee, or by the board of trustees in those cases in which it made the final disciplinary action decision.

Chapter 132L-20 WAC
CENTRALIA COLLEGE
STUDENT RIGHTS AND RESPONSIBILITIES

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-010 PREAMBLE. ~~Centralia College ((and Olympia Technical Community College are)) is dedicated ((not only)) to learning and the advancement of knowledge ((but)) and also to the development of ethically sensitive and responsible persons. It seeks to achieve these goals through a sound educational program and policies concerning conduct that encourage independence and maturity while strengthening the spirit of mutual cooperation and responsibility shared by all members of the college community. Sharing goals held in common, the students, faculty, and staff of Centralia College ((and Olympia Technical Community College)) are joined in voluntary association in an educational community.~~

The student is, first of all, a member of the community at large, and as such, is entitled to the rights and responsibilities of any citizen of comparable age and maturity. In addition, students, as members of the college community are in the unique position of being citizens of two communities, subject to the regulations imposed by both and accountable to both.

~~Centralia College ((and Olympia Technical Community College expect that students will respect the laws of the greater society)) as a tax supported institution is committed to compliance with state and federal laws. As an institution of higher education, the college is committed to providing an orderly environment that is conducive to student learning. Individual students and registered student organizations may take positions on issues, at the same time it should be made clear that public expression from students and student organizations speak only for themselves and not for Centralia College, nor the board of trustees, nor the staff of Community College District 12. As an agency of the state of Washington, the college must respect and adhere to the regulations established by local, state, and federal authorities. As an educational institution, it has the added responsibility for assisting students in gaining an understanding of the law and its function, and the responsibilities imposed upon each individual in a democratic society to respect and support the legal structure which protects the individual and the society. As a functioning organization, it also has the responsibility to develop a set of regulations to assure the orderly conduct of the affairs of the college.~~

Admission to the college carries with it the expectation that students will:

(1) Conduct themselves as responsible members of the college community((, that they will));

(2) Comply with the rules and regulations of the college((;));

(3) Maintain high standards of integrity and honesty((;));

(4) Respect the rights, privileges and property of other members of the college community, and

((will)) (5) Not interfere with legitimate college affairs.

An atmosphere of learning and self-development is created by appropriate conditions in the college community. The rights and responsibilities in this document are critical ingredients in the free, creative, and spirited educational environment to which the students, faculty, and staff of Centralia College ~~((and Olympia Technical Community College))~~ are committed.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-020 DEFINITIONS. As used in this code of student rights and responsibilities the following words and phrases shall mean:

(1) "ASCC ~~((or ASOTCC))~~ senate" means the representative governing body for students at Centralia College ~~((or Olympia Technical Community College))~~ recognized by the board of trustees.

(2) "Assembly" means any overt activity engaged in by two or more persons, the object of which is to gain publicity, advocate a view, petition for a cause or disseminate information to any person, persons or group of persons.

(3) "Board" means the board of trustees of Community College District 12, state of Washington.

(4) "~~((Campus))~~ President" means the duly appointed chief executive officer of Centralia College ~~((or Olympia Technical Community College))~~, Community College District 12, state of Washington, or in his/her absence, the acting chief executive officer.

(5) "College" means Centralia College ~~((or Olympia Technical Community College))~~ located within Community College District 12, state of Washington.

(6) "College facilities" means ~~((and includes any or all real and personal property owned or operated by the college and shall include all buildings and appurtenances affixed thereon or attached thereto))~~ buildings and grounds owned, operated, controlled, or supervised by the college.

(7) "College personnel" refers to any person employed by Community College District 12 ~~((on a full-time or part-time basis, except those who are faculty members)).~~

(8) "Disciplinary action" means and includes ~~((suspension))~~ expulsion or any lesser sanction of any student by the dean of ~~((students))~~ educational services, the student ~~((hearing))~~ services committee, ~~((campus))~~ college president ~~((/district president))~~, or the board of trustees for the violation of any of the provisions of the code of student rights and responsibilities for which such sanctions may be imposed. The college president or designee shall have the authority to suspend any student of the college.

~~((a))~~ The campus president or designee shall have the authority to take any disciplinary action including the authority to suspend any student of the college for a period not to exceed ten academic calendar days.

~~((b))~~ The district president or designee shall have the authority to take any disciplinary action including the authority to suspend any student of the college.

(9) "District" means Community College District 12, state of Washington.

(10) (~~"District president" means the duly appointed chief executive officer of Community College District 12, state of Washington, or in his/her absence, the acting chief executive officer.~~)

((+)) "Faculty member(s)" means any employee of Centralia College (~~or Olympia Technical Community College~~) who is employed on a full-time or part-time basis as a teacher, counselor, librarian or other position for which the training, experience, and responsibilities are comparable as determined by the appointing authority, except administrative appointments.

((+)) (11) "Recognized student organization" means and includes any group or organization composed of students which is formally recognized by the (~~student government of the college~~) ASCC senate.

((+)) (12) A "sponsored event or activity" means any activity that is scheduled by the college and is supervised and controlled by the college's (~~faculty members or college~~) personnel. Such "sponsorship" shall continue only as long as the event is supervised and controlled by the college (~~faculty member or college~~) personnel. When the sponsored event or activity is of a prolonged nature, and free time periods are permitted to the students participating in the event, any activity taking place during such a free time period outside of the supervision and control of the college's (~~faculty member or college~~) personnel responsible for the event or activity shall be deemed to be a nonsponsored activity.

((+)) (13) "Student(-)" (~~(unless otherwise qualified,)~~) means (~~and includes~~) any person who is (~~enrolled for classes or formally in the process of applying for admission to the college~~) or has been officially registered at the college and with respect to whom the college maintains education records or personally identifiable information.

AMENDATORY SECTION (Amending Order 71-11, filed 2/17/71)

WAC 132L-20-030 JURISDICTION. (1) All rules herein adopted shall apply to every student whenever said student is present upon or in any college facility and whenever said student is present at or engaged in any college sponsored activity or function which is held on or in noncollege facilities (~~not open to attendance by the general public~~).

(2) Faculty members, other college employees, and members of the public who breach or aid or abet another in the breach of any provision of this chapter shall be subject to possible prosecution under the state criminal trespass law and/or (~~any other possible civil or criminal remedies available to the public and/or~~) appropriate disciplinary action pursuant to the state of Washington higher education personnel board rules or the district's tenure rules and regulations.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-040 AUTHORITY TO PROHIBIT TRESPASS. (1) The (~~campus~~) college president, dean of educational services, or other designated person, is authorized in the instance of any event that the

(~~campus~~) college president deems impedes the movement of persons or vehicles or which the (~~campus~~) college president deems to disrupt or threatens to disrupt the (~~ingress and/or egress~~) access of persons (~~from~~) within college facilities (~~and the campus president acting through the dean of students, or such other designated person shall have authority and power~~) to:

(a) Prohibit the entry of, withdraw the license or privilege of a person or persons or any group of persons to enter onto or remain upon any portion of a college facility, or

(b) Give notice against trespass to any person, persons, or group of persons against whom the license or privilege has been withdrawn or who have been prohibited from entering onto or remaining upon all or any portion of a college facility, or

(c) Order any person, persons or group of persons to leave or vacate all or any portion of a college facility.

(2) Any student who shall disobey a lawful order given by the (~~campus~~) college president or designee pursuant to the requirements of subsection (1) of this (~~rule~~) section shall be subject to disciplinary action.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-050 RIGHT TO DEMAND IDENTIFICATION. ((+)) For the purpose of determining identity of a person as a student (~~any faculty member or other~~), college personnel (~~authorized by the campus president~~) may demand that any person on college facilities produce evidence of student enrollment (~~at the college. Tender of the student identification card will satisfy this requirement~~).

((2) Refusal by a student to produce identification as required shall subject the student to disciplinary action.)

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-060 FREEDOM OF (~~ACCESS TO HIGHER EDUCATION~~) EXPRESSION. (~~Students are free to pursue their educational goals, appropriate opportunities for learning in the classroom and on the campus shall be provided by the district. The college shall maintain an open-door policy, to the end that no students will be denied admission because of the location of the student's residence, or because of the student's educational background or ability, that, insofar as is practical in the judgment of the board, curriculum offerings shall be provided to meet the educational and training needs of the community generally and the students thereof, and that all students, regardless of their differing courses of study, will be considered, known and recognized equally as members of the student body. PROVIDED, That the administrative officers of the college may deny admission to a prospective student or attendance to an enrolled student if, in their judgment, the student would not be competent to profit from the curriculum offerings of the community college, or would, by the student's presence or conduct, create a disruptive atmosphere within the community college inconsistent~~)

with the purposes of the institution.)) Fundamental to the democratic process are the rights of free speech and peaceful assembly. Students and other members of the college community shall always be free to express their views or support causes by orderly means which do not disrupt the regular and essential operation of the college.

While the college supports the rights of students and other members of the college community, the college recognizes the responsibility to maintain an atmosphere on campus conducive to a sound educational endeavor.

To insure the reconciliation of such rights and responsibilities, while respecting the private rights of all individuals, campus demonstrations may be conducted only in areas which are generally available to the public provided such demonstrations are conducted in an orderly manner, do not interfere with vehicular or pedestrian traffic, do not interfere with processes of the college and are not held in or on facilities where college functions are in progress.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-070 FREEDOM OF ((EXPRESSION)) ASSOCIATION AND ORGANIZATION. ((Fundamental to the democratic process are the rights of free speech and peaceful assembly. Students and other members of the college community shall always be free to express their views or support causes by orderly means which do not disrupt the regular and essential operation of the college.

Concomitantly, while supporting the rights of students and other members of the college community, the college recognizes the responsibility to maintain an atmosphere on campus conducive to a sound educational endeavor.

To insure the reconciliation of such rights and responsibilities, while respecting the private rights of all individuals, campus demonstrations may be conducted only in areas which are generally available to the public provided such demonstrations are conducted in an orderly manner, do not interfere with vehicular or pedestrian traffic, do not interfere with processes of the college and are not held in or on facilities where college functions are in progress.)) Students bring to the campus a variety of interests previously acquired and develop many new interests as members of the college community. They are free to organize and join associations to promote any legal purpose.

Student organizations must be granted a charter by the ASCC senate before they may be officially recognized. Prior to becoming chartered, a student organization must submit to the ASCC senate a statement of purpose, criteria for membership, a statement of operating rules or procedures, and the name of college personnel who has agreed to serve as advisor. All student organizations must also submit to the ASCC senate a list of officers and keep that list updated when changes occur. In order to qualify for issuance of a charter, a student organization must be open to all students without respect to race, sex, creed, or national origin. Affiliation with a noncampus organization shall not be grounds for

denial of charter provided that other conditions for charter issuance have been met.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-080 ((FREEDOM OF ASSOCIATION AND ORGANIZATION)) STUDENT PARTICIPATION IN COLLEGE GOVERNANCE. ((Students bring to the campus a variety of interests previously acquired and develop many new interests as members of the college community. They are free to organize and join associations to promote any legal purpose, whether it be religious, political, educational, recreational, or social.

Student organizations must be granted a charter by the college student government before they may be officially recognized. Prior to becoming chartered, a student organization must submit to the student government a statement of purpose, criteria for membership, a statement of operating rules or procedures, and the name of a faculty member who has agreed to serve as advisor. All student organizations must also submit to the student government a list of officers and keep that list updated when changes occur. In order to qualify for issuance of a charter, a student organization must be open to all students without respect to race, sex, creed, or national origin, except for religious qualification which may be required by organizations whose aims are primarily sectarian, or for other reasonable justifications which are directly related to the purposes of the organization. Affiliation with a noncampus organization shall not be grounds for denial of charter provided that other conditions for charter issuance have been met.)) As members of the college community, students will be free, individually and collectively, to express their views on college policy, and on matters of general interest to the student body. The ASCC constitution and the college's administrative procedures provide clear channels for student participation in the formulation and application of institutional policies regarding academic and student affairs. Individuals affected by a policy shall have a representative voice in the formulation of that policy.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-090 STUDENT ((PARTICIPATION IN COLLEGE GOVERNANCE)) RECORDS. ((As members of the college community, students will be free, individually and collectively, to express their views on college policy, and on matters of general interest to the student body. The ASCC or ASOTCC constitution and the college's administrative procedures provide clear channels for student participation in the formulation and application of institutional policies regarding academic and student affairs. Individuals affected by a policy shall have a representative voice in the formulation of that policy.)) In compliance with the Family Educational Rights and Privacy Act, this policy has been created to insure continued confidentiality of student records at the college and govern the release of personally identifiable information contained within.

(1) Education records. Education records are defined as those records, files, and documents containing information directly pertaining to a student. At Centralia College these are:

(a) Records pertaining to admission, advisement, registration, grading, and progress to a degree that are maintained by the registrar.

(b) Testing information used for advisement purposes by the counseling center.

(c) Information concerning payment of fees as maintained by the cashier.

(d) Financial aid information as collected by the financial aid office.

(e) Information regarding students participating in student government or athletics that is maintained by the student programs office or the athletics office.

(2) Access to education records. Students who are or have attended the college have the right to examine or review their personal records, as defined above, by submitting to the registrar a written request indicating education records to which access is desired. (Charges for reproduced copies of education records are found in the current catalog.) Disclosure to others is subject to applicable state and federal laws. 20 U.S.C. Sec. 1232g, 45 CFR part 99, chapter 42.17 RCW.

(3) Challenge of education records. Students who believe that information contained in their education records is inaccurate, misleading or violates the privacy or other rights of the student may request in writing to the appropriate college official that the college amend their record(s). The college official(s) will make every effort to settle disputes through informal meetings and discussion with the student.

In instances where disputes regarding contents of education records cannot be resolved by the parties concerned, the college official involved shall advise the student of the right to a hearing by the student services committee through a written request to the registrar. Should the student services committee deem that the education records in question are inaccurate or misleading, the committee can ask that the records be amended by the appropriate college official. If the education records are held to be accurate, the student shall be granted the opportunity to place within those records a personal statement commenting upon the information contained within.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-100 STUDENT ((RECORDS)) PUBLICATIONS. ((In compliance with the Family Educational Rights and Privacy Act, this policy has been created to insure continued confidentiality of student records at the college and govern the release of personally identifiable information contained within.

(1) Education records. Education records are defined as those records, files, and documents containing information directly pertaining to a student. At Centralia College and Olympia Technical Community College these are:

(a) Records pertaining to admission, advisement, registration, grading, and progress to a degree that are maintained by the registrar.

(b) Testing information used for advisement purposes by the counseling center.

(c) Information concerning payment of fees as maintained by the treasurer.

(d) Financial aid information as collected by the financial aid office.

(e) Information regarding students participating in student government or athletics that is maintained by the student programs office.

(2) Access to education records. Students who are or have attended the college have the right to examine or review their personal records, as defined above, by submitting to the registrar a written request indicating education records to which access is desired.

Charges for reproduced copies of education records are found in the current catalog.

(3) Directory information. The following information is considered "directory information" and thus may be disclosed without consent of the student, unless otherwise directed by the student, at any time, to the registrar in writing: The student's name, address, telephone number, date and place of birth, major field of study, eligibility for and participation in officially recognized activities, organizations, and sports, weight and height of members of athletic teams, dates of attendance, honor roll, degrees and awards received, and the most recent previous educational agency or institution attended by the student.

(4) Disclosures from education records. In addition to directory information the college will, at its discretion, make disclosures from education records of students with the student's prior written consent or to the following listed parties:

(a) College officials including college administrative and clerical staff, faculty, and students where officially elected or appointed to the ASCC or ASOTCC senate or employed by the college. Access or release of records to the above is permissible only when the information is required for advisement, counseling, record keeping, reporting, or other legitimate educational interest consonant with their specific duties and responsibilities.

(b) To officials of another school in which the student seeks or intends to enroll.

(c) To authorized federal, state, or local officials as required by law.

(d) In connection with financial aid for which the student has applied or received.

(e) To accrediting organization, or organizations conducting studies for or on behalf of the institution.

(f) To appropriate parties in a health or safety emergency.

(g) To parents of a dependent student, as defined in section 152 of the Internal Revenue Code of 1954, upon receipt of a written affidavit stating that the student is a dependent for income tax purposes. This, however, will not affect the other rights of the student.

In cases where consent of the student is required for release of education records, the student shall in writing, signed and dated by the student, specify: The records to

~~be disclosed, the purpose or purposes of the disclosure, and the name of the party or parties to whom the disclosure can be made.~~

~~When personally identifiable information is released without prior consent of the student, other than directory information and information released to college officials or the student, the college official in charge of these records will record the names of the parties who have requested information from educational records and the nature of the interest in that information.~~

~~Education records released to third parties shall be accompanied by a statement indicating that the information cannot be subsequently released in a personally identifiable form to other parties without obtaining the consent of the student. The college is not precluded from permitting third party disclosures to other parties listed in (a) through (g) of this section.~~

~~(5) Challenge of education records. Students who believe that information contained in their education records is inaccurate, misleading or violates the privacy of other rights of the student may request in writing to the appropriate college official that the college amend their record(s). The college official(s) will make every effort to settle disputes through informal meetings and discussion with the student.~~

~~In instances where disputes regarding contents of education records cannot be resolved by the parties concerned, the college official involved shall advise the student of the right to a hearing by the academic standards committee through a written request to the registrar. Should the academic standards committee deem that the education records in question are inaccurate or misleading, the committee can ask that the records be amended by the appropriate college official. If the education records are held to be accurate, the student shall be granted the opportunity to place within those records a personal statement commenting upon the information contained within.~~

~~Each eligible student is afforded the right to file a complaint concerning alleged failures by the college to comply with the requirements of the act. The address of the office designated to investigate, process, and review violations and complaints which are filed is:~~

~~The Family Educational Rights and
—Privacy Act Office (FERPA)
Department of Health, Education,
—and Welfare
330 Independence Avenue, S.W.
Washington, D.C. 20201~~

~~Copies of the Federal Register pertaining to the Family Education Rights and Privacy Act may be obtained from:~~

~~Superintendent of Documents
U.S. Government Printing Office
Washington, D.C. 20402))~~

The college recognizes the fact that student publications are a valuable aid in establishing and maintaining an atmosphere of free and responsible discussion and of intellectual exploration on the campus. They are a means of bringing student concerns to the attention of

the faculty and institutional authorities and of formulating opinion on various issues on the campus and in the college community at large. They may serve as a means of journalistic and/or creative expression.

The college, as the publisher of student publications, must bear the legal responsibility for the contents of the publications. For this reason it has approved a student publications policy and has created a publications board charged with the enforcement of that policy. The board should be composed of two faculty, three students, and the director of student programs.

The student publications policy protects the students' freedom to deal with any ideas and to express any opinions in the student publications without fear of their censorship. Editors and managers of student publications are protected from arbitrary suspension and removal. Only for proper and stated causes, as outlined in the statement of purpose or philosophy adopted for each student publication, should editors and managers be subject to removal and then by orderly and prescribed procedures.

At the same time, the student publications policy has charged the student editors and managers with corollary responsibilities to be governed by the canons of responsible journalism, including the avoidance of libel, indecency, undocumented allegations, attacks on personal integrity, and the techniques of harassment and innuendo.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-110 ((STUDENT PUBLICATIONS)) DISTRIBUTION AND POSTING OF MATERIALS. ((The college recognizes the fact that student publications are a valuable aid in establishing and maintaining an atmosphere of free and responsible discussion and of intellectual exploration on the campus. They are a means of bringing student concerns to the attention of the faculty and institutional authorities and of formulating opinion on various issues on the campus and in the college community at large. They may serve as a means of journalistic and/or creative expression.

The college, as the publisher of student publications, must bear the legal responsibility for the contents of the publications. For this reason it has approved a student publications policy and created a student publications board charged with the enforcement of that policy.

The student publications policy protects the students' freedom to deal with any ideas and to express any opinions in the student publications without fear of their censorship. Editors and managers of student publications are protected from arbitrary suspension and removal. Only for proper and stated causes, as outlined in the statement of purpose or philosophy adopted for each student publication, should editors and managers be subject to removal and then by orderly and prescribed procedures.

At the same time, the student publications policy has charged the student editors and managers with corollary responsibilities to be governed by the canons of responsible journalism, including the avoidance of libel, indecency, undocumented allegations, attacks on personal

integrity, and the techniques of harassment and innuendo.) (1) Definition: Literature, as the term is used in this section, refers to any handbill, newspaper, pamphlet, circular, placard, poster, booklet or book, which is machine printed, typed, duplicated or handwritten or printed on paper, card, cloth or other material and is handed out, placed in areas for easy pickup, placed on tables, or is displayed by posting on bulletin boards, walls, or windows.

(2) Definition: Symbolic insignia, as the term is used in this section, refers to any button, badge, arm band, article of clothing, or other insignia of symbolic expression that may be worn or displayed by a person to symbolize commitment to or belief in any legal cause, idea, or philosophy.

(3) Students shall be allowed to distribute and display literature and to exhibit symbolic insignia subject to the following specific limitations:

(a) Literature may not be distributed or displayed or exhibited which has symbolic insignia that: Is obscene according to current legal definition; is libelous or slanderous according to current legal definition; incites students so as to create a clear and present danger of the imminent commission of unlawful acts or of the substantial disruption of the orderly operations of the school; expresses or advocates racial, ethnic, or religious prejudice as to create a clear and present danger of imminent commission of unlawful acts on college premises or of the violation of lawful college regulations or of the substantial disruption of the orderly operation of the college; is distributed in violation of the time, place, and manner requirements.

(b) Distribution of literature on campus shall be from the tables in the Commons area unless special permission is obtained from the student programs office for other types of distribution. The following kinds of literature may not be distributed or displayed without the consent of the director of student programs: Literature advertising off-campus activities sponsored by an individual or group not connected with the college; literature for which there is a charge of donation required or requested, either explicitly or implicitly; literature whose legality is in question. No literature may be displayed or distributed which solicits funds except with the approval of the student programs office.

(c) Literature which is not in conflict with the above stipulations may be posted and otherwise displayed throughout the college. No literature may be posted in such a way that would damage college property. When in doubt, the student should contact the student programs office.

(d) Literature which does not conform to the above stipulations and/or is improperly posted will be taken down. Repeated violations of college policy may result in disciplinary action.

(4) Students have a right to expect that literature which conforms to the standards set forth in this section and which is properly displayed will be exhibited for a reasonable length of time. Any person who removes acceptable literature, properly posted, is violating the originator's freedom of speech and will be dealt with accordingly.

(5) Handbills, leaflets, newspapers, and similarly related materials may be distributed in college facilities at locations specifically designated by the director of student programs, provided such distribution does not interfere with the ingress or egress of persons or interfere with the free flow of vehicular traffic. Such literature must bear the name of the organization or individual who publishes, sponsors, or distributes them.

(6) All nonstudents shall register and receive approval from the director of student programs prior to any distribution or posting of handbills, leaflets, newspapers, and similarly related materials on college facilities.

(7) Permission for posting of materials on campus shall be obtained from the director of student programs for restricted bulletin boards in the student center, hallways, and outside of college facilities. Notices may not exceed 8-1/2 inches by 11 inches unless otherwise approved by the director of student programs.

(8) Such notices must bear the name of the organization or individual who publishes, sponsors, or distributes them. ASCC campaign rules govern special poster and sign locations for ASCC elections. Information on these special policies and regulations is available in the ASCC office.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-120 ((DISTRIBUTION AND POSTING OF MATERIALS)) VISITORS TO THE COLLEGE. ((The college encourages free expression. Use of college facilities as provided herein, however, does not accord users immunity from legal action.

Permission for posting of literature in the various restricted areas provided therefore, shall be obtained from the following college officials:

(1) The director of student programs for posting on the restricted posting areas of the student center and those areas located on the campus outside of college buildings.

(2) Deans and directors for posting on the restricted posting areas provided in the appropriate college facility.

ASCC or ASOTCC campaign rules govern special poster and sign locations for ASCC or ASOTCC elections. Information on these special policies and regulations is available in the ASCC or ASOTCC office.

Posting of posters, signs, and other publicity or promotional materials is permitted only in the locations specified above. All material sought to be posted in restricted posting areas must have the identity of its sponsorship appearing on its face.

The dissemination or distribution of materials by persons on the public streets, walks and ways of the campus, shall be subject to the laws of the cities of Centralia and Olympia, Lewis and Thurston counties, state of Washington and the United States.

Permission for the dissemination or distribution of materials in other areas of the college campus, buildings and facilities shall be obtained from the director of student programs. Persons distributing materials without permission shall be subject to the provisions of the code of student rights and responsibilities.) Members of the community are always welcome to visit the campus and

use its facilities providing their presence on campus in no way interferes with, distracts from, or encourages students to neglect the educational functions for which the college has been established.

Persons who are neither students nor employees of the college while on college property, are required to abide by pertinent law as well as college policies and regulations.

All persons on college property may be required to identify themselves upon the request of a college official acting in an official capacity.

A visitor may be removed from the college for making undue noise which adversely affects the instructional program and/or other routine operations of the college; presenting an appearance and/or actions which are offensive to students or college personnel to the extent that their rights are interfered with; advocating that a civil law and/or policy of the district be violated; breaking any law; or disturbing public meetings, classes, or other college activities.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-140 USE OF COLLEGE FACILITIES. Any recognized ASCC (~~(or ASOTCC)~~) organization may request approval from the director of student programs to utilize available college facilities for authorized activities as provided for in official ASCC (~~(or ASOTCC)~~) documents. Facilities will be provided free of charge to the organization except when such use necessitates staffing and services beyond regular college requirements. Standard college fees will be charged in these cases.

Use of facilities for purposes other than those approved or in an irresponsible manner may result in withdrawal of this privilege for an organization.

Student organizations should schedule facility use requests with the director of student programs at least three academic calendar days in advance of an event whenever possible.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-150 NONCOLLEGE SPEAKER POLICY. The trustees, the administration, and the faculty of the college subscribe to the proposition that an important aspect of the education of college students is the opportunity to listen to speakers representing a wide variety of opinions and beliefs on important public issues. In conformity with the American tradition of free speech and free inquiry, the following policies are established governing the appearance on campus of speakers not themselves members of the college community:

(1) Any recognized ASCC (~~(or ASOTCC)~~) student organization with the written sanction of its advisor, may ask individuals to speak on campus subject to normal restraints imposed by considerations of common decency and the state law.

(2) The appearance of a speaker on the campus does not involve an endorsement, either implicit or explicit, of

the speaker's views by the college, its students, its faculty, its administration or its board of trustees.

(3) ~~((The scheduling of facilities for hearing invited speakers shall be made through the office of the director of student programs.~~

(4)) The director of student programs or designee will be notified at least three academic calendar days prior to the appearance of an invited speaker, at which time a form (available in the student programs office) must be completed with such particulars as name of speaker, speech or discussion topic, time of appearance(s) and sponsoring organization. The form must bear the signature of the sponsoring organization's advisor. Exceptions to the three day ruling may be made by the director of student programs ~~((with the approval of the dean of students)).~~

~~((5))~~ (4) The dean of ~~((students))~~ educational services may require views other than those of the invited speaker to be presented at the meeting, or at a subsequent meeting. The ~~((campus president))~~ dean of educational services may assign a ~~((faculty member))~~ college employee to preside over any meeting where a speaker has been invited.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-160 VIOLATIONS. Any student shall be subject to immediate disciplinary action provided for in code procedures and summary suspension rules who, either as a principal actor or aider or abettor,

(1) Materially and substantially interferes with the personal rights or privileges of others or the educational process of the college;

(2) Violates any provision of the code of student rights and responsibilities;

(3) Commits any of the following acts which are hereby prohibited:

(a) All forms of dishonesty including cheating, plagiarism, knowingly furnishing false information to the college, and forgery, alteration or use of college documents or instruments of identification with intent to defraud.

(b) Failure to comply with lawful directions of ~~((faculty, administrators and other regularly employed))~~ college personnel acting in performance of their lawful duties.

(c) Conduct which intentionally and substantially obstructs or disrupts freedom of movement, teaching, research, administration, disciplinary proceedings or other lawful activities on the college campus.

(d) Physical and/or verbal abuse of any person or conduct which is intended unlawfully to threaten imminent bodily harm or to endanger the health or safety of any person on college-owned or controlled property or at college-sponsored or supervised functions.

(e) Malicious damage to or malicious misuse of college property, or the property of any person where such property is located on the college campus.

(f) Refusal to comply with any lawful order to leave the college campus or any portion thereof.

(g) Possession or use of firearms, explosives, dangerous chemicals or other dangerous weapons or instrumentalities (as defined in RCW 9.41.010(3) and 9.41.250) on the college campus, except for authorized college purposes, unless prior written approval has been obtained from the dean of ((students)) educational services, or any other person designated by the ((campus)) college president.

(h) Intentionally inciting others to engage immediately in any of the conduct prohibited herein, which incitement leads directly to such conduct. (Inciting is that advocacy which prepares the group addressed for imminent action and steers it to the conduct prohibited herein.)

(i) Possessing, consuming or furnishing of alcoholic beverages on college-owned or controlled property or at college-sponsored or supervised functions where prohibited by law.

(j) Disorderly conduct, including disorderly conduct resulting from drunkenness.

(k) Engaging in lewd, indecent, or obscene behavior on college-owned or controlled property or at college-sponsored or supervised functions.

(l) Using, possessing, furnishing, or selling any narcotic or dangerous drug as those terms are used in Washington statutes, except when the use or possession of a drug is specifically prescribed as medication by an authorized medical doctor or dentist.

(m) Falsely setting off or otherwise tampering with any emergency safety equipment, alarm, or other device established for the safety of individuals and/or college facilities.

(n) Theft or conversion of college property or private property.

(o) Entering any administrative office or any locked or otherwise closed college facility in any manner, at any time, without permission of the college employee or agent in charge thereof.

(p) Using, possessing, furnishing, or selling college supplies or equipment without official approval.

(q) Otherwise violates college policy, rules, or local, state, and federal laws.

AMENDATORY SECTION (Amending Resolution No. 80-9, filed 3/7/80)

WAC 132L-20-170 EMERGENCY PROCEDURES. In the event of activities which interfere with the orderly operation of the college as defined in WAC ((132L-20-070)) 132L-20-060 Freedom of expression, the dean of ((students)) educational services or the ((campus)) college president or their designees shall determine the course of action which appears to offer the best possibility for resolution of the problem. The emergency procedures outlined below will be followed if deemed essential:

(1) Inform those involved in such activities that they are in violation of college and/or civil regulations.

(2) Inform them that they should cease and desist. Indicate an area on campus where they are able to conduct their activities without interfering with the operation of the college, if such an area is available.

(3) If they do not respond within a reasonable time, call the civil authorities.

(4) Take the necessary steps to insure campus emergency procedures are followed (notify appropriate dean or administrator and submit a completed "Emergency Information Form").

WSR 87-07-049
PROPOSED RULES
BOARD OF PHARMACY
[Filed March 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pharmacy intends to adopt, amend, or repeal rules concerning the amending of WAC 360-36-010;

that the agency will at 9:00 a.m., Thursday, April 23, 1987, in the Mayflower Park Hotel, 405 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 69.50.301.

The specific statute these rules are intended to implement is RCW 69.50.301.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before April 22, 1987.

Dated: March 17, 1987

By: John H. Keith
Assistant Attorney General
Board Counsel

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Pharmacy.

Summary, Purpose of Rule and Reason Proposed: Would update the reference to the current Code of Federal Regulations.

Statutory Authority: RCW 69.50.301.

Responsible Agency Personnel: The board and the executive secretary of the board have responsibility for drafting, implementing and enforcing these rules. The executive secretary is Donald H. Williams, 319 East 7th Avenue, W.E.A. Building, FF-21, Olympia, Washington 98504, phone (206) 753-6834.

Proponents of the Proposed Rule: Washington State Board of Pharmacy.

Federal Law or State or Federal Court Requirements: Not necessitated as a result of federal law or state or federal court action but are intended to conform state controlled substance regulations to the described Code of Federal Regulations.

Small Business Economic Impact Statement: Not necessary since this rule does not impact small businesses as that term was defined by RCW 43.31.920.

AMENDATORY SECTION (Amending Order 193, filed 2/22/85)

WAC 360-36-010 UNIFORM CONTROLLED SUBSTANCES ACT. (1) Consistent with the concept of uniformity where possible with the federal regulations for controlled substances (21 CFR), the federal regulations are specifically made applicable to registrants in

this state by virtue of RCW 69.50.306. Although those regulations are automatically applicable to registrants in this state, the board is nevertheless adopting as its own regulations the existing regulations of the federal government published in the code of federal regulations revised as of April 1, (~~1979~~) 1987, and all references made therein to the director or the secretary shall have reference to the board of pharmacy, and the following sections are not applicable: Section 1301.11-.13, section (~~1301.31-131.31~~) 1301.31, section 1301.43-.57, section 1303, section 1308.41-.48, and section 1316.31-.67. The following specific rules shall take precedence over the federal rules adopted herein by reference, and therefore any inconsistencies shall be resolved in favor of the following specific rules.

(2) Registrations under chapter 69.50 RCW shall be for an annual period with the registration period ending on a date to coincide with those license renewal dates as found in rules promulgated under chapter 18.64 RCW.

(3) A separate registration is required for each place of business (as defined in section 1301.23) where controlled substances are manufactured, distributed or dispensed. Application for registration must be made on forms supplied by the pharmacy board, and all information called for thereon must be supplied unless the information is not applicable, in which case it must be indicated. An applicant for registration must hold the appropriate wholesaler, manufacturer or pharmacy license provided for in chapter 18.64 RCW.

(4) Every registrant shall be required to keep inventory records required by section 1304.04 (of the federal rules which have been adopted by reference (~~to~~) by Rule 1) and must maintain said inventory records for a period of five years from the date of inventory. Such registrants are further required to keep a record of receipt and distribution of controlled substances. Such record shall include:

(a) Invoices, orders, receipts, etc. showing the date, supplier and quantity of drug received, and the name of the drug;

(b) Distribution records; i.e., invoices, etc. from wholesalers and manufacturers and prescriptions records for dispensers;

(c) In the event of a loss by theft or destruction, two copies of DEA 106 (report of theft or loss of controlled substances) must be transmitted to the federal authorities and a copy must be sent to the board;

(d) For transfers of controlled substances from one dispenser to another, a record of the transfer must be made at the time of transfer indicating the drug, quantity, date of transfer, who it was transferred to and from whom. Said record must be retained by both the transferee and the transferor. These transfers can only be made in emergencies pursuant to section 1307.11 (federal rules).

(5) The records must be maintained separately for Schedule II drugs. The records for Schedule III, IV and V drugs may be maintained either separately or in a form that is readily retrievable from the business records of the registrant. Prescription records will be deemed readily retrievable if the prescription has been stamped in red ink in the lower right hand corner with the letter "C" no less than one inch high, and said prescriptions are filed in a consecutively numbered prescription file which includes prescription and noncontrolled substances.

(6) A federal order form is required for each distribution of a Schedule I or II controlled substance, and said forms along with other records required to be kept must be made readily available to authorized employees of the board.

(7) Schedule II drugs require that a dispenser have a signed prescription in his possession prior to dispensing said drugs. An exception is permitted in an "emergency." An emergency exists when the immediate administration of the drug is necessary for proper treatment and no alternative treatment is available, and further, it is not possible for the physician to provide a written prescription for the drug at that time. If a Schedule II drug is dispensed in an emergency, the practitioner must deliver a signed prescription to the dispenser within 72 hours, and further he must note on the prescription that it was filled on an emergency basis.

Lottery Commission intends to adopt, amend, or repeal rules concerning:

- New WAC 315-11-250 Definitions for Instant Game Number 25 ("Triple Header").
- New WAC 315-11-251 Criteria for Instant Game Number 25.
- New WAC 315-11-252 Ticket validation requirements for Instant Game Number 25.
- New WAC 315-11-260 Definitions for Instant Game Number 26 ("Summer Doubler").
- New WAC 315-11-261 Criteria for Instant Game Number 26.
- New WAC 315-11-262 Ticket validation requirements for Instant Game Number 26.
- New WAC 315-11-270 Definitions for Instant Game Number 27 ("Cash Harvest").
- New WAC 315-11-271 Criteria for Instant Game Number 27.
- New WAC 315-11-272 Ticket validation requirements for Instant Game Number 27;

that the agency will at 10:00 a.m., Friday, May 1, 1987, in Sea-Tac Center I, Suite 500, 18000 Pacific Highway South, Seattle, WA 98198, 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.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before May 1, 1987.

Dated: March 18, 1987

By: Scott Milne
Deputy Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): WAC 315-11-250 Definitions for Instant Game Number 25 ("Triple Header"); 315-11-251 Criteria for Instant Game Number 25; 315-11-252 Ticket validation requirements for Instant Game Number 25; 315-11-260 Definitions for Instant Game Number 26 ("Summer Doubler"); 315-11-261 Criteria for Instant Game Number 26; 315-11-262 Ticket validation requirements for Instant Game Number 26; 315-11-270 Definitions for Instant Game Number 27 ("Cash Harvest"); 315-11-271 Criteria for Instant Game Number 27; 315-11-272 Ticket validation requirements for Instant Game Number 27.

Statutory Authority: RCW 67.70.040.

Specific Statute that Rules are Intended to Implement: RCW 67.70.040.

Summary of the Rule(s): WAC 315-11-250 provides definitions of the terms used in Instant Game Number 25 rules; 315-11-251 sets forth criteria for Instant Game Number 25; 315-11-252 states the ticket validation requirements for Instant Game Number 25; 315-11-260 provides definitions of the terms used in Instant Game Number 26 rules; 315-11-261 sets forth criteria for Instant Game Number 26; 315-11-262 states the ticket validation requirements for Instant Game Number 26; 315-11-270 provides definitions of the terms used in Instant Game Number 27 rules; 315-11-271 sets forth criteria for Instant Game Number 27; and 315-11-272

WSR 87-07-050

PROPOSED RULES

LOTTERY COMMISSION

[Filed March 18, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State

states the ticket validation requirements for Instant Game Number 27.

Reasons Supporting the Proposed Rule(s): WAC 315-11-250, certain terms need to be defined in order to provide consistency in understanding and interpreting the rules and regulations under WAC 315-11-251 and 315-22-252 [315-11-252]; 315-11-251, licensed agents and players of Instant Game Number 25 need to know how the game will function. Specifying the criteria which apply to Instant Game 25 will provide this information; 315-11-252, tickets for Instant Game Number 25 which are found to be counterfeit or tampered with will be declared void by the lottery and no prize(s) will be paid. Rigid validation requirements are set forth to discourage persons from tampering with tickets and to prevent the lottery from paying out prize money on invalid tickets; 315-11-260, certain terms need to be defined in order to provide consistency in understanding and interpreting the rules and regulations under WAC 315-11-261 and 315-22-262 [315-11-262]; 315-11-261, licensed agents and players of Instant Game Number 26 need to know how the game will function. Specifying the criteria which apply to Instant Game 26 will provide this information; 315-11-262, tickets for Instant Game Number 26 which are found to be counterfeit or tampered with will be declared void by the lottery and no prize(s) will be paid. Rigid validation requirements are set forth to discourage persons from tampering with tickets and to prevent the lottery from paying out prize money on invalid tickets; 315-11-270, certain terms need to be defined in order to provide consistency in understanding and interpreting the rules and regulations under WAC 315-11-271 and 315-22-272 [315-11-272]; 315-11-271, licensed agents and players of Instant Game Number 27 need to know how the game will function. Specifying the criteria which apply to Instant Game 27 will provide this information; and 315-11-272, tickets for Instant Game Number 27 which are found to be counterfeit or tampered with will be declared void by the lottery and no prize(s) will be paid. Rigid validation requirements are set forth to discourage persons from tampering with tickets and to prevent the lottery from paying out prize money on invalid tickets.

Agency Personnel Responsible for Drafting: Frank Edmondson, Contracts Specialist 3, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 586-1088; Implementation and Enforcement: Washington State Lottery Commission, P.O. Box 9770, Olympia, Washington 98504, (206) 753-1412, Evelyn Y. Sun, Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 753-3330, Roger Wilson, Assistant Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 586-1065, and Candice Bluechel, Assistant Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 753-1947.

Name of Person or Organization, Whether Private, Public, or Governmental, that is Proposing this 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/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 retailers 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.

NEW SECTION

WAC 315-11-250 DEFINITIONS FOR INSTANT GAME NUMBER 25 ("TRIPLE HEADER"). (1) Play symbols: The following are the "play symbols": "0"; "1"; "2"; "3"; "4"; "5"; "6"; "7"; and "9". One of these symbols appears under each of the three rub-off spots in the "your score" column and under each of the three rub-off spots in the "their score" column in the play field on the front of the ticket.

(2) Play symbol captions: The small printed characters appearing below each play symbol which corresponds with and verifies that play symbol. The caption is a spelling out in full or in abbreviated form of the play symbol. One and only one caption appears under each play symbol. For Instant Game Number 25, the captions which correspond with and verify the play symbols are:

| <u>PLAY SYMBOL</u> | <u>CAPTION</u> |
|--------------------|----------------|
| 0 | ZERO |
| 1 | ONE |
| 2 | TWO |
| 3 | THR |
| 4 | FOUR |
| 5 | FIVE |
| 6 | SIX |
| 7 | SEV |
| 9 | NINE |

(3) Prize symbols: The following are the "prize symbols": "FREE", "\$2.00", "\$5.00", "50.00", "\$500", and "5000". One of these prize symbols appears for each game (row) in the prize column on the front of the ticket which has the word "WIN \$5000 INSTANTLY" printed on the latex covering.

(4) Prize symbol captions - The small printed characters appearing below the prize symbol which verifies and corresponds with that prize symbol. The caption is a spelling out, in full or abbreviated form, of the prize symbol. Only one caption appears under the prize symbol. For Instant Game Number 25, the prize symbol captions which correspond with and verify the prize symbols are:

| <u>PRIZE SYMBOL</u> | <u>CAPTION</u> |
|---------------------|----------------|
| ENTRY | ENTRY |
| FREE | TICKET |
| \$2.00 | TWOS |
| \$5.00 | FIVE |
| 50.00 | FIFTY |
| \$500 | FIVEHUN |
| 5000 | 5-THOU |

(5) Validation number: The unique nine-digit random number on the front of the ticket. The number is covered by latex.

(6) Pack-ticket number: The ten-digit number of the form 5000001-000 printed on the front of the ticket. The first seven digits of the pack-ticket number for Instant Game Number 25 constitute the "pack number" which starts 5000001; the last three digits constitute the "ticket number" which starts at 000 and continues through 399 within each pack of tickets.

(7) Retailer verification codes: Codes consisting of small letters found under the removable latex covering on the front of the ticket which the lottery retailer uses to verify instant winners below \$25. For Instant Game Number 25, the retailer verification codes is a three-letter code, with each letter appearing in a varying three of six locations among the play symbols and prize symbols on the front of the ticket. The retailer verification codes are:

| VERIFICATION CODE | PRIZE |
|----------------------|-------------|
| TIC | FREE TICKET |
| TWO | \$2.00 |
| FIV | \$5.00 |

(8) Pack: A set of four hundred fanfolded instant game tickets separated by perforations and packaged in a plastic bag or plastic shrinkwrapping.

NEW SECTION

WAC 315-11-251 CRITERIA FOR INSTANT GAME NUMBER 25. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of prize winning tickets: An instant prize winner is determined in the following manner:

(a) The bearer of a ticket having a play symbol in the "your score" column that is a larger number than the play symbol in the "their score" column in the same game (row) shall win the prize shown in the prize column for that game (row). Play symbols and prize symbols in different games (rows) may not be combined to win a prize.

(b) In any event, only the highest instant prize amount meeting the standards of (a) of this subsection will be paid on a given ticket.

(3) No portion of the display printing nor any extraneous matter whatever shall be usable or payable as a part of the instant game.

(4) The determination of prize winners shall be subject to the general ticket validation requirements of the lottery as set forth in WAC 315-10-070, to the particular ticket validation requirements for Instant Game Number 25 set forth in WAC 315-11-252, to the confidential validation requirements established by the director, and to the requirements stated on the back of each ticket.

(5) There will be a total of six regional and one headquarters drawings held in conjunction with the Instant Game Number 25. The regional drawings will be held between June 22 and June 27, 1987. The headquarters drawing will be held on July 16, 1987. They will be conducted at times and places and pursuant to procedures to be established and announced by the director. These drawings shall be part of the Instant Game Number 25 prize structure only to the extent that "ENTRY" is a prize symbol. The prizes awarded at these drawings are not part of the Instant Game Number 25 prize structure. The following prizes will be awarded at the drawings: each regional drawing - twenty seven \$1,000 prizes, five \$5,000 prizes, four \$10,000 prizes and two \$25,000 prizes; headquarters drawing - thirty-three \$1,000 prizes, five \$5,000 prizes, four \$10,000 prizes, and two \$25,000 prizes. In the event that an entry is not included in this drawing process and the director determines that the entry was entitled to participation in the process, the director reserves the right to place that entry into a subsequent drawing process.

- (a) To be eligible for entry into the drawings, an entrant must:
 - (i) Be eligible to win a prize pursuant to chapter 67.70 RCW and Title 315 WAC.
 - (ii) Have a valid Instant Game Number 25 ticket with an "ENTRY" play symbol.
 - (iii) Write or print legibly, the entrant's name, address, and telephone number on the ticket or on a separate sheet of paper. An entry containing more than one name shall be disqualified.
 - (iv) Place the entry tickets in an envelope that is not larger than 4 1/2" x 10 3/8" (legal size). An envelope which is oversized or 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) To enter any of the regional drawings or the headquarters drawing, deliver it in person during normal business hours to lottery headquarters or any of the regional offices at the address listed in the player's brochure, or mail the envelope with proper postage and a legible return address of the entrant to:

- (A) Spokane Region drawing.
"TRIPLE HEADER BONUS DRAWING," P.O. Box C-14020, Spokane, Washington 99214-0020.
- (B) Yakima Region drawing.
"TRIPLE HEADER BONUS DRAWING," P.O. Box 22630, Yakima, Washington 98907-2630.
- (C) Tukwila Region drawing.
"TRIPLE HEADER BONUS DRAWING," P.O. Box 580808, Tukwila, Washington 98188-9608.
- (D) Olympia Region drawing.
"TRIPLE HEADER BONUS DRAWING," P.O. Box 19005, Olympia, Washington 98507-9005.
- (E) Vancouver Region drawing.
"TRIPLE HEADER BONUS DRAWING," P.O. Box C-023, Vancouver, Washington 98668-0023.
- (F) Everett Region drawing.
"TRIPLE HEADER BONUS DRAWING," P.O. Box C-3099, Everett, Washington 98203-1099.
- (G) Headquarters drawing.
"TRIPLE HEADER LAST CHANCE DRAWING," Tumwater, Washington 98502.

(vi) Entries must be received at all regional offices not later than 9:00 a.m., Monday, June 22, 1987 to be included in that region's drawing. All entries received after that date but prior to 5:00 p.m., July 10, 1987 will be forwarded to lottery headquarters for inclusion in the headquarters drawing.

(b) 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. Envelopes containing more than one entry will be disqualified.

(c) An entry which contains a stolen ticket will be disqualified by the director or the director's designee.

(d) A nonconforming entry, at the sole discretion of the director or the director's designee, may be disqualified.

(e) The lottery shall not be responsible for any other material, including winning tickets, mailed or delivered to the addresses listed in subsection (5)(a)(v) of this section. All mail not drawn will be destroyed unopened.

(f) The lottery shall not be responsible for, nor place in the drawings, any entries mailed or delivered to the wrong address.

(6) Notwithstanding any other provisions of these rules, the director may:

- (a) Vary the length of Instant Game Number 25: and/or
- (b) Vary the number of tickets sold in Instant Game Number 25 in a manner that will maintain the estimated average odds of purchasing a winning ticket.

NEW SECTION

WAC 315-11-252 TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 25. (1) In addition to meeting all other requirements in these rules and regulations, to be a valid instant game ticket for Instant Game Number 25 all of the following validation requirements apply.

(a) Exactly one play symbol must appear under each of the three rub-off spots in the "your score" column and under each of the three rub-off spots in the "their score" column on the front of the ticket.

(b) Each of the six play symbols must have a caption below and each must agree with its caption.

(c) Exactly one prize symbol for each of the three games (rows) must appear under the rub-off material covering the prize column on the front of the ticket.

(d) Each of the three prize symbols must have a caption below and prize symbol and caption must.

(e) The display printing and the printed numbers, letters, and symbols on the ticket must be regular in every respect and correspond precisely with the artwork on file with the director. The numbers, letters, and symbols shall be printed as follows:

| | |
|----------------------------|---------------------------|
| Play Symbols | Mead 15 Point Archer Font |
| Captions | Mead 5 x 11 Archer Font |
| Prize Symbols | Mead 15 Point Font |
| Prize Symbol Captions | Mead 5 x 11 Archer Font |
| Pack-Ticket Number | Mead 9 x 12 Matrix Font |
| Validation Number | Mead 9 x 12 Matrix Font |
| Retailer Verification Code | Mead 7 x 12 Matrix Font |

(f) Each of the play symbols and their captions, prize symbol and its caption, the validation number, pack-ticket number, and the agent verification code must be printed in black ink.

(g) Each of the play symbols must be exactly one of those described in WAC 315-11-250(1); each of the captions must be exactly one of those described in WAC 315-11-250(2); the prize symbol must be exactly one of those described in WAC 315-11-250(3); and the prize symbol caption must be exactly one of those described in WAC 315-11-250(4).

(2) Any ticket not passing all the validation requirements in WAC 315-10-070 and subsection (1) of this section is invalid and ineligible for any prize.

(3) Removal of part or all of the latex overprinted "DO NOT REMOVE" covering of the validation number will not invalidate an otherwise valid ticket.

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 315-11-260 DEFINITIONS FOR INSTANT GAME NUMBER 26 ("SUMMER DOUBLER"). (1) Play symbols: The following are the "play symbols": "0"; "1"; "2"; "3"; "4"; "5"; "6"; "7"; and "9". One of these symbols appears under each of the three rub-off spots in the "your number" column and under each of the three rub-off spots in the "their number" column in the play field on the front of the ticket.

(2) Play symbol captions: The small printed characters appearing below each play symbol which corresponds with and verifies that play symbol. The caption is a spelling out in full or in abbreviated form of the play symbol. One and only one caption appears under each play symbol. For Instant Game Number 26, the captions which correspond with and verify the play symbols are:

| <u>PLAY SYMBOL</u> | <u>CAPTION</u> |
|--------------------|----------------|
| 0 | ZERO |
| 1 | ONE |
| 2 | TWO |
| 3 | THR |
| 4 | FOUR |
| 5 | FIVE |
| 6 | SIX |
| 7 | SEV |
| 9 | NINE |
| \$\$ | D-DOL |

(3) Prize symbols: The following are the "prize symbols": "FREE", "\$2.00", "\$5.00", "10.00", "50.00", and "2500". One of these prize symbols appears for each row in the prize column under each of the three rub-off spots on the front of the ticket.

(4) Prize symbol captions - The small printed characters appearing below the prize symbol which verifies and corresponds with that prize symbol. The caption is a spelling out, in full or abbreviated form, of the prize symbol. Only one caption appears under the prize symbol. For Instant Game Number 26, the prize symbol captions which correspond with and verify the prize symbols are:

| <u>PRIZE SYMBOL</u> | <u>CAPTION</u> |
|---------------------|----------------|
| FREE | TICKET |
| \$2.00 | TWO\$ |
| \$5.00 | FIVE |
| 10.00 | TEN\$ |
| 50.00 | FIFTY |
| 2500 | TWENFIVHUND |

(5) Validation number: The unique nine-digit random number on the front of the ticket. The number is covered by latex.

(6) Pack-ticket number: The ten-digit number of the form 6000001-000 printed on the front of the ticket. The first seven digits of the pack-ticket number for Instant Game Number 26 constitute the "pack number" which starts at 6000001; the last three digits constitute the "ticket number" which starts at 000 and continues through 399 within each pack of tickets.

(7) Retailer verification codes: Codes consisting of small letters found under the removable latex covering on the front of the ticket which the lottery retailer uses to verify instant winners below \$25. For Instant Game Number 26, the retailer verification codes is a three-letter code, with each letter appearing in a varying three of six locations among the play symbols and prize symbols on the front of the ticket. The retailer verification codes are:

| <u>VERIFICATION CODE</u> | <u>PRIZE</u> |
|--------------------------|--------------|
| TIC | FREE TICKET |
| TWO | \$2.00 |
| FIV | \$5.00 |
| TEN | \$10.00 |

(8) Pack: A set of four hundred fanfolded instant game tickets separated by perforations and packaged in a plastic bag or plastic shrinkwrapping.

NEW SECTION

WAC 315-11-261 CRITERIA FOR INSTANT GAME NUMBER 26. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of prize winning tickets: An instant prize winner is determined in the following manner:

(a) The bearer of a ticket having a play symbol in the "your number" column that is identical to the play symbol in the "their number" column in the same row shall win the prize shown in the prize column for that row. The bearer of a ticket having a "doubler" play symbol (\$\$) in the "your number" column shall win double the prize shown in the prize column for that row. Play symbols and prize symbols in different rows may not be combined to win a prize.

(b) In any event, only the highest instant prize amount meeting the standards of (a) of this subsection will be paid on a given ticket.

(3) No portion of the display printing nor any extraneous matter whatever shall be usable or payable as a part of the instant game.

(4) The determination of prize winners shall be subject to the general ticket validation requirements of the lottery as set forth in WAC 315-10-070, to the particular ticket validation requirements for Instant Game Number 26 set forth in WAC 315-11-262, to the confidential validation requirements established by the director, and to the requirements stated on the back of each ticket.

(5) Notwithstanding any other provisions of these rules, the director may:

(a) Vary the length of Instant Game Number 26: and/or

(b) Vary the number of tickets sold in Instant Game Number 26 in a manner that will maintain the estimated average odds of purchasing a winning ticket.

NEW SECTION

WAC 315-11-262 TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 26. (1) In addition to meeting all other requirements in these rules and regulations, to be a valid instant game ticket for Instant Game Number 26 all of the following validation requirements apply.

(a) Exactly one play symbol must appear under each of the three rub-off spots in the "your number" column and under each of the three rub-off spots in the "their number" column on the front of the ticket.

(b) Each of the six play symbols must have a caption below and each must agree with its caption.

(c) Exactly one prize symbol must appear under each of the three rub-off spots in the prize column on the front of the ticket.

(d) Each of the three prize symbols must have a caption below and each must agree with its caption.

(e) The display printing and the printed numbers, letters, and symbols on the ticket must be regular in every respect and correspond precisely with the artwork on file with the director. The numbers, letters, and symbols shall be printed as follows:

| | |
|----------------------------|---------------------------|
| Play Symbols | Mead 15 Point Archer Font |
| Captions | Mead 5 x 11 Archer Font |
| Prize Symbols | Mead 15 Point Font |
| Prize Symbol Captions | Mead 5 x 11 Archer Font |
| Pack-Ticket Number | Mead 9 x 12 Matrix Font |
| Validation Number | Mead 9 x 12 Matrix Font |
| Retailer Verification Code | Mead 7 x 12 Matrix Font |

(f) Each of the play symbols and their captions, prize symbol and its caption, the validation number, pack-ticket number, and the agent verification code must be printed in black ink.

(g) Each of the play symbols must be exactly one of those described in WAC 315-11-260(1); each of the captions must be exactly one of those described in WAC 315-11-260(2), the prize symbol must be exactly one of those described in WAC 315-11-260(3); and the prize symbol caption must be exactly one of those described in WAC 315-11-260(4).

(2) Any ticket not passing all the validation requirements in WAC 315-10-070 and subsection (1) of this section is invalid and ineligible for any prize.

(3) Removal of part or all of the latex overprinted "DO NOT REMOVE" covering of the validation number will not invalidate an otherwise valid ticket.

NEW SECTION

WAC 315-11-270 DEFINITIONS FOR INSTANT GAME NUMBER 27 ("CASH HARVEST"). (1) Play symbols: The following are the "play symbols": "FREE"; "\$2.00"; "\$5.00"; "10.00"; "20.00"; "50.00"; "\$5000". One of these symbols appears in each of the six blocks under the scratch-off material covering the game play data.

(2) Validation number: The unique nine-digit number on the front of the ticket. The number is covered by latex covering.

(3) Pack-ticket number: The ten-digit number of the form 7000001-000 printed on the front of the ticket. The first seven digits of the pack-ticket number for Instant Game Number 27 constitute the "pack number" which starts at 7000001; the last three digits constitute the "ticket number" which starts at 000 and continues through 399 within each pack of tickets.

(4) Captions: The small printed characters appearing below each play symbol which verifies and corresponds with that play symbol. The caption is a spelling out, in full or abbreviated form of the play symbol. One and only one of these captions appears under each play symbol. For Instant Game Number 27, the captions which correspond with and verify the play symbols are:

| <u>PLAY SYMBOL</u> | <u>CAPTION</u> |
|--------------------|----------------|
| FREE | TICKET |
| \$2.00 | TWOS |
| \$5.00 | FIVE |
| 10.00 | TENS |
| 20.00 | TWENTY |
| 50.00 | FIFTY |
| \$5000 | 5-THOU |

(5) Retailer verification codes: Codes consisting of small letters found under the removable covering on the front of the ticket which the lottery retailer uses to verify instant winners below \$25. For Instant Game Number 27, the retailer verification code is a three-letter code, with each letter appearing in a varying three of six locations beneath the removable covering and among the play symbols on the front of the ticket. The agent verification codes are:

| <u>VERIFICATION CODE</u> | <u>PRIZE</u> |
|--------------------------|--------------|
| TIC | FREE TICKET |
| TWO | \$2.00 |
| FIV | \$5.00 |
| TEN | \$10.00 |
| TTY | \$20.00 |

(6) Pack: A set of four hundred fanfolded instant game tickets separated by perforations and packaged in plastic shrinkwrapping.

NEW SECTION

WAC 315-11-271 CRITERIA FOR INSTANT GAME NUMBER 27. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of prize winning tickets: An instant prize winner is determined in the following manner:

(a) The bearer of a ticket having the following play symbol in any three of the six spots beneath the removable covering on the front of the ticket shall win the following prize:

| | |
|--------------|--------------------------------|
| Three FREE | play symbols - Win Free Ticket |
| Three \$2.00 | play symbols - Win \$2.00 |
| Three \$5.00 | play symbols - Win \$5.00 |
| Three 10.00 | play symbols - Win \$10.00 |
| Three 20.00 | play symbols - Win \$20.00 |
| Three 50.00 | play symbols - Win \$50.00 |
| Three \$5000 | play symbols - Win \$5,000 |

(b) In any event, only the highest instant prize amount meeting the standards of (a) of this subsection 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 of the lottery as set forth in WAC 315-10-070, to the particular ticket validation requirements for Instant Game Number 27 set forth in WAC 315-11-272, to the confidential validation requirements established by the director, and to the requirements stated on the back of each ticket.

(5) Notwithstanding any other provisions of these rules, the director may:

- (a) Vary the length of Instant Game Number 27 and/or
- (b) Vary the number of tickets sold in Instant Game Number 27 in a manner that will maintain the estimated average odds of purchasing a winning ticket.

NEW SECTION

WAC 315-11-272 TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 27. (1) In addition to meeting all other requirements in these rules and regulations, to be a valid instant game ticket for Instant Game Number 27 all of the following validation requirements apply.

(a) Exactly one play symbol must appear under each of the ten rub-off spots on the front of the ticket.

(b) Each of the six play symbols must have a caption below and each must agree with its caption.

(c) The display printing and the printed numbers, letters, and symbols on the ticket must be regular in every respect and correspond precisely with the artwork on file with the director. The numbers, letters, and symbols shall be printed as follows:

| | |
|--------------------------|---------------------------|
| Play Symbols | Mead 15 point archer font |
| Captions | Mead 5 x 11 Archer font |
| Pack-Ticket Number | Mead 9 x 12 Matrix font |
| Validation Number | Mead 9 x 12 Matrix font |
| Retail Verification Code | Mead 7 x 12 Matrix font |

(d) Each of the play symbols and their captions, the validation number, pack-ticket number, retailer verification code, stub play symbols, and the stub number must be printed in black ink.

(e) Each of the play symbols must be exactly one of those described in WAC 315-11-270(1) and each of the captions must be exactly one of those described in WAC 315-11-270(4).

(2) Removal of part or all of the latex overprinted "DO NOT REMOVE" covering of the validation number will not invalidate an otherwise valid ticket.

(3) Any ticket not passing all the validation requirements in WAC 315-10-070 and subsection (1) of this section is invalid and ineligible for any prize.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

**WSR 87-07-051
PROPOSED RULES
LOTTERY COMMISSION
[Filed March 18, 1987]**

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:

Amd WAC 315-04-070 License charges.
Amd WAC 315-04-090 License issuance eligibility;

that the agency will at 10:00 a.m., Friday, May 1, 1987, in Sea-Tac Center I, Suite 500, 18000 Pacific Highway South, Seattle, WA 98198, 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.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before May 1, 1987.

Dated: March 18, 1987
By: Scott Milne
Deputy Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): WAC 315-04-070 License charges; and 315-04-090 License issuance eligibility.

Statutory Authority: RCW 67.70.040.

Specific Statute that Rules are Intended to Implement: RCW 67.70.040.

Summary of the Rule(s): WAC 315-04-070 establishes a charge of \$25.00 whenever a license application is submitted. The charge replaces the license application fee and the background check fee; and 315-04-090 provides that the director shall consider, as part of the licensing process, the business' conformance of a business located in a residential area to local land use and zoning codes, regulations and ordinances. It also specifies that procedures shall be established to assure that location government unit approval is obtained prior to issuance of a license to such a business that is a nonconforming use.

Reasons Supporting the Proposed Rule(s): WAC 315-04-070 is necessary for the lottery to be reimbursed for processing costs incident to licensure; and 315-04-090 ensures that local governmental units approve licensure of a business located in a residential area that is a nonconforming use.

Agency Personnel Responsible for Drafting: Frank Edmondson, Contracts Specialist 3, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 586-1088; Implementation and Enforcement: Washington State Lottery Commission, P.O. Box 9770, Olympia, Washington 98504, (206) 753-1412, Evelyn Y. Sun, Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 753-3330, Roger Wilson, Assistant Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 586-1065, and Candice Bluechel, Assistant Director, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504, (206) 753-1947.

Name of Person or Organization, Whether Private, Public, or Governmental, that is Proposing this 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/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 retailers 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 97, filed 12/16/86)

~~WAC 315-04-070 LICENSE ((FEES)) CHARGES. (1) ((The fee for a license application shall be \$15.00)) A charge of twenty-five dollars shall be assessed for each license application submitted to the lottery. This charge is to reimburse the lottery for processing costs incident to licensure and re-licensure.~~

~~(2) ((The fee for a background check shall be \$10.00 regardless of the number of individuals listed on the license application for whom background checks are required. A background check will be required and this fee will be charged when an application for a license lists an individual who does not have on file with the lottery current "personal history information" and "criminal history information" forms.~~

~~(3)) All fees established in this section or other sections of this title are not refundable ((with the exception of the fees in subsection (1) of this section which may be refunded if a license is not issued and in subsection (2) of this section which may be refunded if a background check has not been initiated)).~~

AMENDATORY SECTION (Amending Order 83, filed 12/16/85)

~~WAC 315-04-090 LICENSE ISSUANCE ELIGIBILITY. (1) The director may issue a license to any person to act as a lottery retailer who meets the eligibility criteria established by chapter 7, Laws of 1982 2nd ex. sess., and these rules.~~

~~(2) Before issuing a license, the director shall consider:~~

~~(a) The financial responsibility and security of the person and its business or activity;~~

~~(b) The background and reputation of the applicant in the community for honesty and integrity;~~

~~(c) The type of business owned or operated by the applicant to ensure consonance with the dignity of the state, the general welfare of the people and the operation and integrity of the lottery;~~

~~(d) The conformance of businesses located in residential areas to local land use and zoning codes, regulations, and ordinances;~~

~~(e) The accessibility of the applicant's place of business or activity to the public;~~

~~((~~(f)~~)) (f) The sufficiency of existing licenses to serve the public convenience;~~

~~((~~(f)~~)) (g) The volume of expected sales;~~

~~((~~(g)~~)) (h) The veracity of the information supplied in the application for a lottery retailer license; and~~

((tt)) (i) The applicant's indebtedness to the state of Washington, local subdivisions of the state and/or the United States government.

(3) The director may condition the issuance of any license upon the posting of a bond in such terms and conditions as the director may require.

(4) The director shall establish procedures to assure that approval of the appropriate local governmental unit is obtained prior to issuance of a license to a business located in a residential area which is a nonconforming use under local land use and zoning codes, regulations, and ordinances.

WSR 87-07-052
EMERGENCY RULES
LOTTERY COMMISSION
 [Order 100—Filed March 18, 1987]

Be it resolved by the Washington State Lottery Commission, acting at Seattle, Washington, that it does adopt the annexed rules relating to:

- New WAC 315-11-250 Definitions for Instant Game Number 25 ("Triple Header").
- New WAC 315-11-251 Criteria for Instant Game Number 25.
- New WAC 315-11-252 Ticket validation requirements for Instant Game Number 25.

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 Instant Game 25 will begin before permanent rules would be effective. Delay in implementation would result in a loss of revenue for the state and would be contrary to the 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 March 6, 1987.

By Scott Milne
 Deputy Director

NEW SECTION

WAC 315-11-250 DEFINITIONS FOR INSTANT GAME NUMBER 25 ("TRIPLE HEADER"). (1) *Play symbols*: The following are the "play symbols": "0"; "1"; "2"; "3"; "4"; "5"; "6"; "7"; and "9". One of these symbols appears under each of the three rub-off spots in the "your score" column and under each of the three rub-off spots in the "their score" column in the play field on the front of the ticket.

(2) *Play symbol captions*: The small printed characters appearing below each play symbol which corresponds with and verifies that play symbol. The caption is

a spelling out in full or in abbreviated form of the play symbol. One and only one caption appears under each play symbol. For Instant Game Number 25, the captions which correspond with and verify the play symbols are:

| <u>PLAY SYMBOL</u> | <u>CAPTION</u> |
|--------------------|----------------|
| 0 | ZERO |
| 1 | ONE |
| 2 | TWO |
| 3 | THR |
| 4 | FOUR |
| 5 | FIVE |
| 6 | SIX |
| 7 | SEV |
| 9 | NINE |

(3) *Prize symbols*: The following are the "prize symbols": "FREE," "\$2.00," "\$5.00," "\$50.00," "\$500," and "5000." One of these prize symbols appears for each game (row) in the prize column on the front of the ticket which has the word "WIN \$5000 INSTANTLY" printed on the latex covering.

(4) *Prize symbol captions* – The small printed characters appearing below the prize symbol which verifies and corresponds with that prize symbol. The caption is a spelling out, in full or abbreviated form, of the prize symbol. Only one caption appears under the prize symbol. For Instant Game Number 25, the prize symbol captions which correspond with and verify the prize symbols are:

| <u>PRIZE SYMBOL</u> | <u>CAPTION</u> |
|---------------------|----------------|
| ENTRY | ENTRY |
| FREE | TICKET |
| \$2.00 | TWO\$ |
| \$5.00 | FIVE |
| 50.00 | FIFTY |
| \$500.00 | FIVEHUN |
| 5000.00 | 5-THOU |

(5) *Validation number*: The unique nine-digit random number on the front of the ticket. The number is covered by latex.

(6) *Pack-ticket number*: The ten-digit number of the form 5000001-000 printed on the front of the ticket. The first seven digits of the pack-ticket number for Instant Game Number 25 constitute the "pack number" which starts 5000001; the last three digits constitute the "ticket number" which starts at 000 and continues through 399 within each pack of tickets.

(7) *Retailer verification codes*: Codes consisting of small letters found under the removable latex covering on the front of the ticket which the lottery retailer uses to verify instant winners below \$25. For Instant Game Number 25, the retailer verification codes is a three-letter code, with each letter appearing in a varying three of six locations among the play symbols and prize symbols on the front of the ticket. The retailer verification codes are:

| <u>VERIFICATION CODE</u> | <u>PRIZE</u> |
|--------------------------|--------------|
| TIC | FREE TICKET |
| TWO | \$2.00 |
| FIV | \$5.00 |

(8) *Pack*: A set of four hundred fanfolded instant game tickets separated by perforations and packaged in a plastic bag or plastic shrinkwrapping.

NEW SECTION

WAC 315-11-251 CRITERIA FOR INSTANT GAME NUMBER 25. (1) The price of each instant game ticket shall be \$1.00

(2) Determination of prize winning tickets: An instant prize winner is determined in the following manner:

(a) The bearer of a ticket having a play symbol in the "your score" column that is a larger number than the play symbol in the "their score" column in the same game (row) shall win the prize shown in the prize column for that game (row). Play symbols and prize symbols in different games (rows) may not be combined to win a prize.

(b) In any event, only the highest instant prize amount meeting the standards of (a) of this subsection will be paid on a given ticket.

(3) No portion of the display printing nor any extraneous matter whatever shall be usable or payable as a part of the instant game.

(4) The determination of prize winners shall be subject to the general ticket validation requirements of the lottery as set forth in WAC 315-10-070, to the particular ticket validation requirements for Instant Game Number 25 set forth in WAC 315-11-252, to the confidential validation requirements established by the director, and to the requirements stated on the back of each ticket.

(5) There will be a total of six regional and one headquarters drawings held in conjunction with the Instant Game Number 25. The regional drawings will be held between June 22 and June 27, 1987. The headquarters drawing will be held on July 16, 1987. They will be conducted at times and places and pursuant to procedures to be established and announced by the director. These drawings shall be part of the Instant Game Number 25 prize structure only to the extent that "ENTRY" is a prize symbol. The prizes awarded at these drawings are not part of the Instant Game Number 25 prize structure. One hundred prizes of \$1,000 each will be awarded at each of the drawings. In the event that an entry is not included in this drawing process and the director determines that the entry was entitled to participation in the process, the director reserves the right to place that entry into a subsequent drawing process.

(a) To be eligible for entry into the drawings, an entrant must:

(i) Be eligible to win a prize pursuant to chapter 67.70 RCW and Title 315 WAC.

(ii) Have a valid Instant Game Number 25 ticket with an "ENTRY" play symbol.

(iii) Write or print legibly, the entrant's name, address, and telephone number on the ticket or on a separate sheet of paper. An entry containing more than one name shall be disqualified.

(iv) Place the entry tickets in an envelope that is not larger than 4 1/2" x 10 3/8" (legal size). An envelope which is oversized or 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) To enter any of the regional drawings or the headquarters drawing, deliver it in person during normal business hours to lottery headquarters or any of the regional offices at the address listed in the player's brochure, or mail the envelope with proper postage and a legible return address of the entrant to:

- (A) Spokane Region drawing.
"TRIPLE HEADER BONUS DRAWING,"
P.O. Box C-14020
Spokane, Washington 99214-0020.
- (B) Yakima Region drawing.
"TRIPLE HEADER BONUS DRAWING,"
P.O. Box C-2630
Yakima, Washington 98907-2630.
- (C) Tukwila Region drawing.
"TRIPLE HEADER BONUS DRAWING,"
P.O. Box 580808
Tukwila, Washington 98188-9608.
- (D) Olympia Region drawing.
"TRIPLE HEADER BONUS DRAWING,"
P.O. Box 19005
Olympia, Washington 98507-9005.
- (E) Vancouver Region drawing.
"TRIPLE HEADER BONUS DRAWING,"
P.O. Box C-023
Vancouver, Washington 98668-0023.
- (F) Everett Region drawing.
"TRIPLE HEADER BONUS DRAWING,"
P.O. Box C-30099
Everett, Washington 98203-1099.
- (G) Headquarters drawing.
"TRIPLE HEADER LAST CHANCE DRAWING,"
Tumwater, Washington 98502.

(vi) Entries received at a regional office after that region's drawing has been held but prior to 5:00 p.m., July 10, 1987 will be forwarded to lottery headquarters for inclusion in the headquarters drawing. Entries received at a regional office after that date will not be entered in the drawing.

(b) 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. Envelopes containing more than one entry will be disqualified.

(c) An entry which contains a stolen ticket will be disqualified by the director or the director's designee.

(d) A nonconforming entry, at the sole discretion of the director or the director's designee, may be disqualified.

(e) The lottery shall not be responsible for any other material, including winning tickets, mailed or delivered to the addresses listed in subsection (5)(a)(v) of this section. All mail not drawn will be destroyed unopened.

(f) The lottery shall not be responsible for, nor place in the drawings, any entries mailed or delivered to the wrong address.

(6) Notwithstanding any other provisions of these rules, the director may:

(a) Vary the length of Instant Game Number 25; and/or

(b) Vary the number of tickets sold in Instant Game Number 25 in a manner that will maintain the estimated average odds of purchasing a winning ticket.

NEW SECTION

WAC 315-11-252 TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 25.

(1) In addition to meeting all other requirements in these rules and regulations, to be a valid instant game ticket for Instant Game Number 25 all of the following validation requirements apply.

(a) Exactly one play symbol must appear under each of the three rub-off spots in the "your score" column and under each of the three rub-off spots in the "their score" column on the front of the ticket.

(b) Each of the six play symbols must have a caption below and each must agree with its caption.

(c) Exactly one prize symbol for each of the three games (rows) must appear under the rub-off material covering the prize column on the front of the ticket.

(d) Each of the three prize symbols must have a caption below and prize symbol and caption must match.

(e) The display printing and the printed numbers, letters, and symbols on the ticket must be regular in every respect and correspond precisely with the artwork on file with the director. The numbers, letters, and symbols shall be printed as follows:

| | |
|-----------------------------------|--------------------------------|
| <i>Play Symbols</i> | <i>Mead 15 Point Font</i> |
| <i>Captions</i> | <i>Mead 5 x 11 Archer Font</i> |
| <i>Prize Symbols</i> | <i>Mead 15 Point Font</i> |
| <i>Prize Symbol Captions</i> | <i>Mead 5 x 11 Archer Font</i> |
| <i>Pack-Ticket Number</i> | <i>Mead 9 x 12 Matrix Font</i> |
| <i>Validation Number</i> | <i>Mead 9 x 12 Matrix Font</i> |
| <i>Retailer Verification Code</i> | <i>Mead 7 x 12 Matrix Font</i> |

(f) Each of the play symbols and their captions, prize symbol and its caption, the validation number, pack-ticket number, and the agent verification code must be printed in black ink.

(g) Each of the play symbols must be exactly one of those described in WAC 315-11-250(1); each of the captions must be exactly one of those described in WAC 315-11-250(2); the prize symbol must be exactly one of those described in WAC 315-11-250(3); and the prize symbol caption must be exactly one of those described in WAC 315-11-250(4).

(2) Any ticket not passing all the validation requirements in WAC 315-10-070 and subsection (1) of this section is invalid and ineligible for any prize.

Table of WAC Sections Affected

KEY TO TABLE

Symbols:

- AMD = Amendment of existing section
- NEW = New section not previously codified
- OBJEC = Notice of objection by Joint Administrative Rules Review Committee
- RE-AD = Readoption of existing section
- REP = Repeal of existing section
- REAFF = Order assuming and reaffirming rules
- REMOV = Removal of rule pursuant to RCW 34.04.050(5)
- RESCIND = Rescind previous emergency rule
- REVIEW = Review of previously adopted rule
- STMT = Statement regarding 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.

| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 4-25-140 | AMD | 87-04-051 | 16-602-020 | AMD-P | 87-05-053 | 132L-20-040 | AMD-E | 87-07-048 |
| 4-25-280 | NEW | 87-03-040 | 16-602-030 | AMD-P | 87-05-053 | 132L-20-050 | AMD-E | 87-07-048 |
| 16-54-030 | AMD-P | 87-04-053 | 16-657-025 | AMD-P | 87-07-019 | 132L-20-060 | AMD-E | 87-07-048 |
| 16-54-082 | AMD-P | 87-04-053 | 16-750-010 | AMD | 87-05-016 | 132L-20-070 | AMD-E | 87-07-048 |
| 16-54-120 | AMD-P | 87-04-053 | 25-24-010 | REP-P | 87-02-052 | 132L-20-080 | AMD-E | 87-07-048 |
| 16-86-005 | AMD-P | 87-04-052 | 25-24-010 | REP | 87-05-027 | 132L-20-090 | AMD-E | 87-07-048 |
| 16-86-015 | AMD-P | 87-04-052 | 25-24-020 | REP-P | 87-02-052 | 132L-20-100 | AMD-E | 87-07-048 |
| 16-101-455 | NEW-P | 87-06-036 | 25-24-020 | REP | 87-05-027 | 132L-20-110 | AMD-E | 87-07-048 |
| 16-101-465 | NEW-P | 87-06-036 | 25-24-030 | REP-P | 87-02-052 | 132L-20-120 | AMD-E | 87-07-048 |
| 16-101-475 | NEW-P | 87-06-036 | 25-24-030 | REP | 87-05-027 | 132L-20-140 | AMD-E | 87-07-048 |
| 16-101-570 | AMD-P | 87-06-036 | 25-24-040 | REP-P | 87-02-052 | 132L-20-150 | AMD-E | 87-07-048 |
| 16-101-690 | NEW-P | 87-05-028 | 25-24-040 | REP | 87-05-027 | 132L-20-160 | AMD-E | 87-07-048 |
| 16-213-260 | NEW-P | 87-05-036 | 25-24-050 | REP-P | 87-02-052 | 132L-20-170 | AMD-E | 87-07-048 |
| 16-213-270 | NEW-P | 87-05-036 | 25-24-050 | REP | 87-05-027 | 132L-21-010 | NEW-E | 87-07-031 |
| 16-230-470 | AMD-P | 87-04-060 | 25-24-060 | REP-P | 87-02-052 | 132L-21-020 | NEW-E | 87-07-031 |
| 16-230-615 | AMD-P | 87-04-060 | 25-24-060 | REP | 87-05-027 | 132L-21-030 | NEW-E | 87-07-031 |
| 16-230-640 | AMD-P | 87-04-060 | 25-24-070 | REP-P | 87-02-052 | 132L-21-040 | NEW-E | 87-07-031 |
| 16-230-645 | AMD-P | 87-04-060 | 25-24-070 | REP | 87-05-027 | 132L-22 | AMD-E | 87-07-048 |
| 16-230-650 | AMD-P | 87-04-060 | 82-24-080 | AMD | 87-06-012 | 132L-22-010 | AMD-E | 87-07-048 |
| 16-230-655 | AMD-P | 87-04-060 | 82-24-090 | AMD | 87-06-012 | 132L-22-020 | AMD-E | 87-07-048 |
| 16-231-020 | AMD-P | 87-04-060 | 82-24-110 | AMD | 87-06-012 | 132L-22-030 | AMD-E | 87-07-048 |
| 16-231-030 | AMD-P | 87-04-060 | 82-24-130 | AMD | 87-06-012 | 132L-22-040 | AMD-E | 87-07-048 |
| 16-231-115 | AMD-P | 87-04-060 | 100-100-070 | AMD-P | 87-06-046 | 132L-22-050 | AMD-E | 87-07-048 |
| 16-231-120 | AMD-P | 87-04-060 | 113-12-087 | NEW | 87-05-064 | 132L-22-060 | AMD-E | 87-07-048 |
| 16-231-125 | AMD-P | 87-04-060 | 113-12-115 | AMD | 87-05-064 | 132L-22-070 | AMD-E | 87-07-048 |
| 16-231-145 | AMD-P | 87-04-060 | 113-12-195 | AMD | 87-05-064 | 132L-23-010 | NEW-E | 87-07-031 |
| 16-231-215 | AMD-P | 87-04-060 | 113-12-197 | NEW | 87-05-064 | 132L-23-020 | NEW-E | 87-07-031 |
| 16-231-225 | AMD-P | 87-04-060 | 114-12-136 | AMD-P | 87-07-046 | 132L-23-030 | NEW-E | 87-07-031 |
| 16-231-235 | AMD-P | 87-04-060 | 131-08-010 | AMD | 87-04-025 | 132L-24 | AMD-E | 87-07-048 |
| 16-231-315 | AMD-P | 87-04-060 | 132F-148-010 | AMD-P | 87-04-064 | 132L-24-010 | AMD-E | 87-07-048 |
| 16-231-315 | AMD-W | 87-05-006 | 132F-148-030 | AMD-P | 87-04-064 | 132L-24-020 | AMD-E | 87-07-048 |
| 16-231-340 | AMD-P | 87-04-060 | 132F-148-040 | AMD-P | 87-04-064 | 132L-24-030 | AMD-E | 87-07-048 |
| 16-231-425 | AMD-P | 87-04-060 | 132L-10-010 | NEW-E | 87-07-031 | 132L-24-040 | AMD-E | 87-07-048 |
| 16-231-530 | AMD-P | 87-04-060 | 132L-10-020 | NEW-E | 87-07-031 | 132L-24-050 | AMD-E | 87-07-048 |
| 16-231-620 | AMD-P | 87-04-060 | 132L-10-030 | NEW-E | 87-07-031 | 132L-24-060 | AMD-E | 87-07-048 |
| 16-231-720 | AMD-P | 87-04-060 | 132L-10-040 | NEW-E | 87-07-031 | 132L-24-070 | AMD-E | 87-07-048 |
| 16-231-840 | AMD-P | 87-04-060 | 132L-10-050 | NEW-E | 87-07-031 | 132L-24-080 | AMD-E | 87-07-048 |
| 16-231-910 | AMD-P | 87-04-060 | 132L-10-060 | NEW-E | 87-07-031 | 132Q-08-010 | REP | 87-06-014 |
| 16-231-912 | NEW-P | 87-04-060 | 132L-10-070 | NEW-E | 87-07-031 | 132Q-08-020 | REP | 87-06-014 |
| 16-231-935 | AMD-P | 87-04-060 | 132L-10-080 | NEW-E | 87-07-031 | 132Q-08-030 | REP | 87-06-014 |
| 16-232-010 | AMD-P | 87-04-060 | 132L-10-090 | NEW-E | 87-07-031 | 132Q-08-040 | REP | 87-06-014 |
| 16-232-035 | AMD-P | 87-04-060 | 132L-10-100 | NEW-E | 87-07-031 | 132Q-08-050 | REP | 87-06-014 |
| 16-232-125 | REP-P | 87-04-060 | 132L-10-110 | NEW-E | 87-07-031 | 132Q-08-060 | REP | 87-06-014 |
| 16-232-225 | AMD-P | 87-04-060 | 132L-10-120 | NEW-E | 87-07-031 | 132Q-08-070 | REP | 87-06-014 |
| 16-232-315 | AMD-P | 87-04-060 | 132L-10-130 | NEW-E | 87-07-031 | 132Q-08-080 | REP | 87-06-014 |
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| 16-470-510 | NEW | 87-04-027 | 132L-10-150 | NEW-E | 87-07-031 | 137-12A-060 | AMD | 87-06-045 |
| 16-470-520 | NEW | 87-04-027 | 132L-10-160 | NEW-E | 87-07-031 | 137-70-020 | AMD | 87-03-029 |
| 16-470-530 | NEW | 87-04-027 | 132L-20 | AMD-E | 87-07-048 | 137-70-040 | AMD | 87-03-029 |
| 16-532-040 | AMD-P | 87-04-045 | 132L-20-010 | AMD-E | 87-07-048 | 137-70-070 | AMD | 87-03-029 |
| 16-602-005 | NEW-P | 87-05-053 | 132L-20-020 | AMD-E | 87-07-048 | 173-19-2521 | AMD | 87-05-015 |
| 16-602-010 | AMD-P | 87-05-053 | 132L-20-030 | AMD-E | 87-07-048 | 173-19-320 | AMD-P | 87-06-025 |

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| 173-60-110 | AMD-P | 87-02-059 | 173-434-030 | NEW | 87-07-041 | 180-75-083 | NEW-P | 87-05-048 |
| 173-60-110 | AMD | 87-06-056 | 173-434-050 | NEW | 87-07-041 | 180-75-084 | NEW-P | 87-05-048 |
| 173-145 | AMD-C | 87-02-043 | 173-434-100 | NEW | 87-07-041 | 180-75-085 | AMD-P | 87-05-048 |
| 173-145 | AMD-C | 87-03-044 | 173-434-110 | NEW | 87-07-041 | 180-75-086 | NEW-P | 87-05-048 |
| 173-145-010 | AMD | 87-04-022 | 173-434-120 | NEW | 87-07-041 | 180-75-087 | AMD-P | 87-05-048 |
| 173-145-020 | AMD | 87-04-022 | 173-434-130 | NEW | 87-07-041 | 180-75-199 | NEW-P | 87-05-048 |
| 173-145-030 | AMD | 87-04-022 | 173-434-160 | NEW | 87-07-041 | 180-78 | AMD-P | 87-05-049 |
| 173-145-040 | AMD | 87-04-022 | 173-434-170 | NEW | 87-07-041 | 180-78-003 | NEW-P | 87-05-049 |
| 173-145-050 | AMD | 87-04-022 | 173-434-190 | NEW | 87-07-041 | 180-78-005 | AMD-P | 87-05-049 |
| 173-145-060 | AMD | 87-04-022 | 173-434-200 | NEW | 87-07-041 | 180-78-010 | AMD-P | 87-05-049 |
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| 173-145-090 | AMD | 87-04-022 | 180-24-003 | NEW | 87-04-059 | 180-78-192 | NEW-P | 87-05-049 |
| 173-145-100 | AMD | 87-04-022 | 180-24-005 | REP | 87-04-059 | 180-78-193 | NEW-P | 87-05-049 |
| 173-145-110 | AMD | 87-04-022 | 180-24-007 | NEW | 87-04-059 | 180-78-194 | NEW-P | 87-05-049 |
| 173-145-120 | AMD | 87-04-022 | 180-24-008 | NEW | 87-04-059 | 180-78-195 | NEW-P | 87-05-049 |
| 173-145-130 | AMD | 87-04-022 | 180-24-010 | REP | 87-04-059 | 180-78-197 | NEW-P | 87-05-049 |
| 173-145-140 | AMD | 87-04-022 | 180-24-013 | NEW | 87-04-059 | 180-78-198 | NEW-P | 87-05-049 |
| 173-145-150 | REP | 87-04-022 | 180-24-015 | REP | 87-04-059 | 180-78-199 | NEW-P | 87-05-049 |
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| 173-245-010 | NEW-C | 87-02-050 | 180-24-017 | NEW | 87-04-059 | 180-79-003 | NEW-P | 87-05-050 |
| 173-245-010 | NEW-C | 87-04-014 | 180-24-020 | REP | 87-04-059 | 180-79-010 | AMD-P | 87-05-050 |
| 173-245-010 | NEW | 87-04-020 | 180-24-021 | NEW | 87-04-059 | 180-79-045 | AMD-P | 87-05-050 |
| 173-245-015 | NEW-C | 87-02-050 | 180-24-025 | REP | 87-04-059 | 180-79-060 | AMD-P | 87-05-050 |
| 173-245-015 | NEW-C | 87-04-014 | 180-24-030 | REP | 87-04-059 | 180-79-065 | AMD-P | 87-05-050 |
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| 173-245-020 | NEW-C | 87-02-050 | 180-24-100 | REP | 87-04-059 | 180-79-080 | AMD-P | 87-05-050 |
| 173-245-020 | NEW-C | 87-04-014 | 180-24-101 | NEW | 87-04-059 | 180-79-086 | AMD-P | 87-05-050 |
| 173-245-020 | NEW | 87-04-020 | 180-24-102 | NEW | 87-04-059 | 180-79-115 | AMD-P | 87-05-050 |
| 173-245-030 | NEW-C | 87-02-050 | 180-24-110 | NEW | 87-04-059 | 180-79-230 | AMD-P | 87-05-050 |
| 173-245-030 | NEW-C | 87-04-014 | 180-24-112 | NEW | 87-04-059 | 180-79-300 | NEW-P | 87-05-050 |
| 173-245-030 | NEW | 87-04-020 | 180-24-115 | NEW | 87-04-059 | 180-79-305 | NEW-P | 87-05-050 |
| 173-245-040 | NEW-C | 87-02-050 | 180-24-120 | NEW | 87-04-059 | 180-79-310 | NEW-P | 87-05-050 |
| 173-245-040 | NEW-C | 87-04-014 | 180-24-125 | NEW | 87-04-059 | 180-79-312 | NEW-P | 87-05-050 |
| 173-245-040 | NEW | 87-04-020 | 180-24-130 | NEW | 87-04-059 | 180-79-315 | NEW-P | 87-05-050 |
| 173-245-050 | NEW-C | 87-02-050 | 180-24-140 | NEW | 87-04-059 | 180-79-317 | NEW-P | 87-05-050 |
| 173-245-050 | NEW-C | 87-04-014 | 180-24-200 | AMD | 87-04-059 | 180-79-320 | NEW-P | 87-05-050 |
| 173-245-050 | NEW | 87-04-020 | 180-24-300 | NEW | 87-04-059 | 180-79-322 | NEW-P | 87-05-050 |
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| 173-245-055 | NEW-C | 87-04-014 | 180-24-310 | NEW | 87-04-059 | 180-79-326 | NEW-P | 87-05-050 |
| 173-245-055 | NEW | 87-04-020 | 180-24-312 | NEW | 87-04-059 | 180-79-328 | NEW-P | 87-05-050 |
| 173-245-060 | NEW-C | 87-02-050 | 180-24-315 | NEW | 87-04-059 | 180-79-330 | NEW-P | 87-05-050 |
| 173-245-060 | NEW-C | 87-04-014 | 180-24-320 | NEW | 87-04-059 | 180-79-332 | NEW-P | 87-05-050 |
| 173-245-060 | NEW | 87-04-020 | 180-24-325 | NEW | 87-04-059 | 180-79-334 | NEW-P | 87-05-050 |
| 173-245-070 | NEW-C | 87-02-050 | 180-24-327 | NEW | 87-04-059 | 180-79-336 | NEW-P | 87-05-050 |
| 173-245-070 | NEW-C | 87-04-014 | 180-24-330 | NEW | 87-04-059 | 180-79-338 | NEW-P | 87-05-050 |
| 173-245-070 | NEW | 87-04-020 | 180-24-335 | NEW | 87-04-059 | 180-79-340 | NEW-P | 87-05-050 |
| 173-245-075 | NEW-C | 87-02-050 | 180-24-340 | NEW | 87-04-059 | 180-79-342 | NEW-P | 87-05-050 |
| 173-245-075 | NEW-C | 87-04-014 | 180-24-345 | NEW | 87-04-059 | 180-79-344 | NEW-P | 87-05-050 |
| 173-245-075 | NEW | 87-04-020 | 180-24-350 | NEW | 87-04-059 | 180-79-346 | NEW-P | 87-05-050 |
| 173-245-080 | NEW-C | 87-02-050 | 180-24-355 | NEW | 87-04-059 | 180-79-348 | NEW-P | 87-05-050 |
| 173-245-080 | NEW-C | 87-04-014 | 180-24-360 | NEW | 87-04-059 | 180-79-350 | NEW-P | 87-05-050 |
| 173-245-080 | NEW | 87-04-020 | 180-24-365 | NEW | 87-04-059 | 180-79-352 | NEW-P | 87-05-050 |
| 173-245-084 | NEW-C | 87-02-050 | 180-24-370 | NEW | 87-04-059 | 180-79-354 | NEW-P | 87-05-050 |
| 173-245-084 | NEW-C | 87-04-014 | 180-24-375 | NEW | 87-04-059 | 180-79-356 | NEW-P | 87-05-050 |
| 173-245-084 | NEW | 87-04-020 | 180-24-380 | NEW | 87-04-059 | 180-79-358 | NEW-P | 87-05-050 |
| 173-245-090 | NEW-C | 87-02-050 | 180-40-235 | AMD-P | 87-05-047 | 180-79-360 | NEW-P | 87-05-050 |
| 173-245-090 | NEW-C | 87-04-014 | 180-75-015 | AMD-P | 87-05-048 | 180-79-362 | NEW-P | 87-05-050 |
| 173-245-090 | NEW | 87-04-020 | 180-75-018 | NEW-P | 87-05-048 | 180-79-364 | NEW-P | 87-05-050 |
| 173-303-420 | AMD | 87-03-014 | 180-75-019 | NEW-P | 87-05-048 | 180-79-366 | NEW-P | 87-05-050 |
| 173-304-012 | NEW-C | 87-02-035 | 180-75-025 | AMD-P | 87-05-048 | 180-79-368 | NEW-P | 87-05-050 |
| 173-304-012 | NEW-C | 87-04-019 | 180-75-026 | NEW-P | 87-05-048 | 180-79-370 | NEW-P | 87-05-050 |
| 173-304-012 | NEW-W | 87-04-037 | 180-75-034 | NEW-P | 87-05-048 | 180-79-372 | NEW-P | 87-05-050 |
| 173-304-012 | NEW-P | 87-04-038 | 180-75-035 | AMD-P | 87-05-048 | 180-79-374 | NEW-P | 87-05-050 |
| 173-304-012 | NEW-W | 87-05-035 | 180-75-037 | NEW-P | 87-05-048 | 180-79-376 | NEW-P | 87-05-050 |
| 173-304-012 | NEW-P | 87-05-054 | 180-75-038 | NEW-P | 87-05-048 | 180-79-378 | NEW-P | 87-05-050 |
| 173-304-440 | AMD-P | 87-04-038 | 180-75-039 | NEW-P | 87-05-048 | 180-79-380 | NEW-P | 87-05-050 |
| 173-304-440 | AMD-W | 87-05-035 | 180-75-040 | AMD-P | 87-05-048 | 180-79-382 | NEW-P | 87-05-050 |
| 173-304-440 | AMD-P | 87-05-054 | 180-75-042 | NEW-P | 87-05-048 | 180-79-384 | NEW-P | 87-05-050 |
| 173-326-010 | NEW-E | 87-05-032 | 180-75-043 | NEW-P | 87-05-048 | 180-79-386 | NEW-P | 87-05-050 |
| 173-326-020 | NEW-E | 87-05-032 | 180-75-044 | NEW-P | 87-05-048 | 180-79-388 | NEW-P | 87-05-050 |
| 173-326-030 | NEW-E | 87-05-032 | 180-75-065 | AMD-P | 87-05-048 | 180-79-390 | NEW-P | 87-05-050 |
| 173-326-040 | NEW-E | 87-05-032 | 180-75-070 | AMD-P | 87-05-048 | 180-79-392 | NEW-P | 87-05-050 |
| 173-422-130 | AMD | 87-02-051 | 180-75-075 | AMD-P | 87-05-048 | 180-79-394 | NEW-P | 87-05-050 |
| 173-434 | NEW-C | 87-03-045 | 180-75-080 | AMD-P | 87-05-048 | 180-79-396 | NEW-P | 87-05-050 |
| 173-434-010 | NEW | 87-07-041 | 180-75-081 | NEW-P | 87-05-048 | 180-79-398 | NEW-P | 87-05-050 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 180-85-045 | AMD-P | 87-05-051 | 220-56-205 | AMD-P | 87-03-056 | 232-28-709 | NEW | 87-06-027 |
| 180-85-220 | AMD-P | 87-05-051 | 220-56-24500A | NEW-E | 87-07-006 | 232-28-70901 | NEW-E | 87-06-029 |
| 180-85-225 | AMD-P | 87-05-051 | 220-56-295 | AMD-P | 87-03-056 | 232-28-808 | REP-P | 87-05-031 |
| 180-90-125 | NEW-P | 87-05-052 | 220-56-310 | AMD-P | 87-03-056 | 232-28-809 | NEW-P | 87-05-031 |
| 180-90-141 | NEW-P | 87-05-052 | 220-56-320 | AMD-P | 87-03-056 | 248-14-080 | AMD | 87-03-018 |
| 180-90-160 | AMD-P | 87-05-052 | 220-56-350 | AMD-P | 87-03-056 | 248-14-090 | AMD | 87-03-018 |
| 182-12-210 | AMD-E | 87-04-016 | 220-56-360 | AMD-P | 87-03-056 | 248-18-031 | AMD | 87-03-020 |
| 182-12-210 | AMD-P | 87-04-039 | 220-56-36000N | NEW-E | 87-06-034 | 248-18-312 | NEW | 87-03-030 |
| 182-12-210 | AMD | 87-07-034 | 220-56-372 | AMD-P | 87-03-056 | 248-18-320 | REP | 87-03-030 |
| 192-12-158 | NEW | 87-03-006 | 220-56-380 | AMD-P | 87-03-056 | 248-18-321 | NEW | 87-03-030 |
| 196-26-010 | REP-P | 87-07-046 | 220-57-130 | AMD-P | 87-03-056 | 248-18-662 | NEW | 87-03-030 |
| 196-26-020 | NEW-P | 87-07-046 | 220-57-135 | AMD-P | 87-03-056 | 248-18-663 | NEW | 87-03-030 |
| 204-65-010 | NEW | 87-04-065 | 220-57-138 | AMD-P | 87-03-056 | 248-18-99902 | AMD | 87-04-061 |
| 204-65-020 | NEW | 87-04-065 | 220-57-155 | AMD-P | 87-03-056 | 248-19-230 | AMD-P | 87-06-048 |
| 204-65-030 | NEW | 87-04-065 | 220-57-160 | AMD-P | 87-03-056 | 248-19-270 | AMD-P | 87-06-048 |
| 204-65-040 | NEW | 87-04-065 | 220-57-16000F | NEW-E | 87-07-011 | 248-19-327 | AMD-P | 87-06-048 |
| 204-65-050 | NEW | 87-04-065 | 220-57-175 | AMD-P | 87-03-056 | 248-19-328 | NEW-P | 87-06-048 |
| 204-65-060 | NEW | 87-04-065 | 220-57-215 | AMD-P | 87-03-056 | 248-100-001 | REP-P | 87-07-039 |
| 212-51-001 | NEW-P | 87-03-053 | 220-57-220 | AMD-P | 87-03-056 | 248-100-002 | REP-P | 87-07-039 |
| 212-51-001 | NEW | 87-06-044 | 220-57-235 | AMD-P | 87-03-056 | 248-100-003 | REP-P | 87-07-039 |
| 212-51-005 | NEW-P | 87-03-053 | 220-57-240 | AMD-P | 87-03-056 | 248-100-006 | NEW-P | 87-07-039 |
| 212-51-005 | NEW | 87-06-044 | 220-57-250 | AMD-P | 87-03-056 | 248-100-010 | REP-P | 87-07-039 |
| 212-51-010 | NEW-P | 87-03-053 | 220-57-270 | AMD-P | 87-03-056 | 248-100-011 | NEW-P | 87-07-039 |
| 212-51-010 | NEW | 87-06-044 | 220-57-280 | AMD-P | 87-03-056 | 248-100-015 | REP-P | 87-07-039 |
| 212-51-015 | NEW-P | 87-03-053 | 220-57-290 | AMD-P | 87-03-056 | 248-100-016 | NEW-P | 87-07-039 |
| 212-51-015 | NEW | 87-06-044 | 220-57-300 | AMD-P | 87-03-056 | 248-100-020 | REP-P | 87-07-039 |
| 212-51-020 | NEW-P | 87-03-053 | 220-57-310 | AMD-P | 87-03-056 | 248-100-021 | NEW-P | 87-07-039 |
| 212-51-020 | NEW | 87-06-044 | 220-57-315 | AMD-P | 87-03-056 | 248-100-025 | AMD-P | 87-07-039 |
| 212-51-025 | NEW-P | 87-03-053 | 220-57-335 | AMD-P | 87-03-056 | 248-100-030 | REP-P | 87-07-039 |
| 212-51-025 | NEW | 87-06-044 | 220-57-380 | AMD-P | 87-03-056 | 248-100-031 | NEW-P | 87-07-039 |
| 212-51-030 | NEW-P | 87-03-053 | 220-57-385 | AMD-P | 87-03-056 | 248-100-035 | REP-P | 87-07-039 |
| 212-51-030 | NEW | 87-06-044 | 220-57-410 | AMD-P | 87-03-056 | 248-100-040 | REP-P | 87-07-039 |
| 212-51-035 | NEW-P | 87-03-053 | 220-57-415 | AMD-P | 87-03-056 | 248-100-041 | NEW-P | 87-07-039 |
| 212-51-035 | NEW | 87-06-044 | 220-57-445 | AMD-P | 87-03-056 | 248-100-045 | REP-P | 87-07-039 |
| 212-51-040 | NEW-P | 87-03-053 | 220-57-460 | AMD-P | 87-03-056 | 248-100-046 | NEW-P | 87-07-039 |
| 212-51-040 | NEW | 87-06-044 | 220-57-473 | AMD-P | 87-03-056 | 248-100-050 | AMD-P | 87-07-039 |
| 212-51-045 | NEW-P | 87-03-053 | 220-57-495 | AMD-P | 87-03-056 | 248-100-055 | REP-P | 87-07-039 |
| 212-51-045 | NEW | 87-06-044 | 220-57-505 | AMD-P | 87-03-056 | 248-100-060 | REP-P | 87-07-039 |
| 212-51-050 | NEW-P | 87-03-053 | 220-57-510 | AMD-P | 87-03-056 | 248-100-065 | REP-P | 87-07-039 |
| 212-51-050 | NEW | 87-06-044 | 220-57-520 | AMD-P | 87-03-056 | 248-100-070 | REP-P | 87-07-039 |
| 220-16-395 | NEW-P | 87-03-056 | 220-57-525 | AMD-P | 87-03-056 | 248-100-071 | NEW-P | 87-07-039 |
| 220-28-624 | REP-E | 87-03-008 | 220-57A-175 | AMD-P | 87-03-056 | 248-100-075 | REP-P | 87-07-039 |
| 220-28-625 | NEW-E | 87-03-008 | 220-57A-180 | AMD-P | 87-03-056 | 248-100-076 | NEW-P | 87-07-039 |
| 220-28-625 | REP-E | 87-05-002 | 220-76-030 | REP-P | 87-04-071 | 248-100-080 | REP-P | 87-07-039 |
| 220-32-02200S | NEW-E | 87-04-013 | 220-77-010 | NEW-P | 87-04-071 | 248-100-081 | NEW-P | 87-07-039 |
| 220-32-03000E | NEW-E | 87-05-037 | 220-77-020 | NEW-P | 87-04-071 | 248-100-085 | REP-P | 87-07-039 |
| 220-32-03000E | REP-E | 87-06-037 | 220-77-030 | NEW-P | 87-04-071 | 248-100-086 | NEW-P | 87-07-039 |
| 220-32-05100H | NEW-E | 87-05-037 | 220-77-040 | NEW-P | 87-04-071 | 248-100-090 | REP-P | 87-07-039 |
| 220-44-050 | AMD-P | 87-04-070 | 220-77-050 | NEW-P | 87-04-071 | 248-100-091 | NEW-P | 87-07-039 |
| 220-44-050 | AMD | 87-07-042 | 220-77-060 | NEW-P | 87-04-071 | 248-100-095 | REP-P | 87-07-039 |
| 220-44-060 | REP | 87-04-003 | 220-77-070 | NEW-P | 87-04-071 | 248-100-100 | REP-P | 87-07-039 |
| 220-44-070 | REP | 87-04-003 | 220-87-010 | NEW | 87-04-003 | 248-100-105 | REP-P | 87-07-039 |
| 220-48-011 | AMD | 87-04-003 | 220-87-020 | NEW | 87-04-003 | 248-100-110 | REP-P | 87-07-039 |
| 220-48-015 | AMD | 87-04-003 | 230-02-240 | NEW-P | 87-06-013 | 248-100-115 | REP-P | 87-07-039 |
| 220-48-01500W | NEW-E | 87-04-028 | 230-02-245 | NEW-P | 87-06-013 | 248-100-120 | REP-P | 87-07-039 |
| 220-48-01500X | NEW-E | 87-05-002 | 230-02-350 | AMD-P | 87-03-024 | 248-100-125 | REP-P | 87-07-039 |
| 220-48-01500X | REP-E | 87-07-007 | 230-02-350 | AMD | 87-07-038 | 248-100-130 | REP-P | 87-07-039 |
| 220-48-01500Y | NEW-E | 87-07-007 | 230-04-020 | AMD-P | 87-06-008 | 248-100-135 | REP-P | 87-07-039 |
| 220-48-017 | AMD | 87-04-003 | 230-04-123 | AMD-P | 87-06-008 | 248-100-140 | REP-P | 87-07-039 |
| 220-48-025 | AMD | 87-04-003 | 230-04-140 | AMD-P | 87-06-008 | 248-100-145 | REP-P | 87-07-039 |
| 220-48-026 | AMD | 87-04-003 | 230-04-145 | AMD-P | 87-03-024 | 248-100-150 | REP-P | 87-07-039 |
| 220-48-027 | AMD | 87-04-003 | 230-04-145 | AMD-P | 87-06-008 | 248-100-155 | REP-P | 87-07-039 |
| 220-48-032 | AMD | 87-04-003 | 230-04-145 | AMD | 87-07-038 | 248-100-160 | REP-P | 87-07-039 |
| 220-48-046 | REP | 87-04-003 | 230-04-201 | AMD-P | 87-03-024 | 248-100-170 | REP-P | 87-07-039 |
| 220-48-056 | REP | 87-04-003 | 230-04-201 | AMD-C | 87-07-037 | 248-100-180 | REP-P | 87-07-039 |
| 220-52-046 | AMD | 87-05-038 | 230-12-305 | NEW-P | 87-06-008 | 248-100-195 | REP-P | 87-07-039 |
| 220-52-07200A | NEW-E | 87-04-004 | 230-20-064 | AMD-P | 87-03-024 | 248-100-200 | REP-P | 87-07-039 |
| 220-55-025 | AMD-P | 87-03-056 | 230-20-064 | AMD-C | 87-07-037 | 248-100-205 | REP-P | 87-07-039 |
| 220-55-065 | AMD-P | 87-03-056 | 230-20-380 | AMD-P | 87-03-024 | 248-100-206 | NEW-P | 87-07-039 |
| 220-56-115 | AMD-P | 87-03-056 | 230-20-380 | AMD | 87-07-038 | 248-100-210 | REP-P | 87-07-039 |
| 220-56-120 | AMD-P | 87-03-056 | 230-30-060 | AMD | 87-03-023 | 248-100-211 | NEW-P | 87-07-039 |
| 220-56-180 | AMD-P | 87-03-056 | 230-30-070 | AMD | 87-03-023 | 248-100-215 | REP-P | 87-07-039 |
| 220-56-18000T | NEW-E | 87-06-035 | 232-12-169 | NEW-P | 87-05-030 | 248-100-216 | NEW-P | 87-07-039 |
| 220-56-18000T | REP-E | 87-07-020 | 232-28-61519 | NEW-E | 87-03-042 | 248-100-220 | REP-P | 87-07-039 |
| 220-56-18000U | NEW-E | 87-07-020 | 232-28-61601 | NEW-E | 87-02-046 | 248-100-221 | NEW-P | 87-07-039 |
| 220-56-190 | AMD-P | 87-03-056 | 232-28-61602 | NEW-E | 87-06-028 | 248-100-225 | REP-P | 87-07-039 |
| 220-56-195 | AMD-P | 87-03-056 | 232-28-708 | REP | 87-06-027 | 248-100-226 | NEW-P | 87-07-039 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 248-100-230 | REP-P | 87-07-039 | 248-102-040 | REP-P | 87-07-040 | 275-56-135 | AMD | 87-06-026 |
| 248-100-231 | NEW-P | 87-07-039 | 248-102-070 | REP-E | 87-07-033 | 284-07-010 | NEW-P | 87-02-065 |
| 248-100-235 | REP-P | 87-07-039 | 248-102-070 | REP-P | 87-07-040 | 284-07-010 | NEW | 87-05-011 |
| 248-100-236 | NEW-P | 87-07-039 | 248-102-999 | REP-E | 87-07-033 | 284-07-014 | NEW-P | 87-02-065 |
| 248-100-240 | REP-P | 87-07-039 | 248-102-999 | REP-P | 87-07-040 | 284-07-014 | NEW | 87-05-011 |
| 248-100-241 | NEW-P | 87-07-039 | 248-103-001 | NEW-E | 87-07-033 | 284-07-024 | NEW-P | 87-02-065 |
| 248-100-246 | REP-P | 87-07-039 | 248-103-001 | NEW-P | 87-07-040 | 284-07-024 | NEW | 87-05-011 |
| 248-100-249 | REP-P | 87-07-039 | 248-103-010 | NEW-E | 87-07-033 | 284-12-080 | NEW | 87-03-055 |
| 248-100-250 | REP-P | 87-07-039 | 248-103-010 | NEW-P | 87-07-040 | 284-13-110 | NEW-P | 87-06-049 |
| 248-100-255 | REP-P | 87-07-039 | 248-103-020 | NEW-E | 87-07-033 | 284-13-120 | NEW-P | 87-06-049 |
| 248-100-260 | REP-P | 87-07-039 | 248-103-020 | NEW-P | 87-07-040 | 284-13-130 | NEW-P | 87-06-049 |
| 248-100-265 | REP-P | 87-07-039 | 248-103-030 | NEW-E | 87-07-033 | 284-13-140 | NEW-P | 87-06-049 |
| 248-100-270 | REP-P | 87-07-039 | 248-103-030 | NEW-P | 87-07-040 | 284-13-150 | NEW-P | 87-06-049 |
| 248-100-275 | REP-P | 87-07-039 | 250-20-021 | AMD-P | 87-04-076 | 284-30-330 | AMD-P | 87-06-039 |
| 248-100-280 | REP-P | 87-07-039 | 250-40-050 | AMD-P | 87-04-077 | 284-30-350 | AMD-P | 87-06-039 |
| 248-100-285 | REP-P | 87-07-039 | 251-01-040 | AMD-P | 87-06-053 | 284-30-390 | AMD-P | 87-06-039 |
| 248-100-290 | REP-P | 87-07-039 | 251-01-190 | AMD | 87-02-036 | 284-30-500 | AMD-P | 87-06-039 |
| 248-100-295 | REP-P | 87-07-039 | 251-01-300 | AMD | 87-02-036 | 284-30-572 | NEW-P | 87-06-039 |
| 248-100-300 | REP-P | 87-07-039 | 251-01-400 | AMD | 87-02-036 | 284-30-574 | NEW-P | 87-06-039 |
| 248-100-305 | REP-P | 87-07-039 | 251-04-040 | AMD | 87-02-036 | 284-30-590 | NEW-P | 87-06-039 |
| 248-100-310 | REP-P | 87-07-039 | 251-05-060 | AMD | 87-02-036 | 284-30-620 | NEW-P | 87-06-039 |
| 248-100-315 | REP-P | 87-07-039 | 251-07-010 | NEW-P | 87-04-055 | 284-30-630 | NEW-P | 87-06-039 |
| 248-100-320 | REP-P | 87-07-039 | 251-07-020 | NEW-P | 87-04-055 | 284-30-650 | NEW-P | 87-06-039 |
| 248-100-325 | REP-P | 87-07-039 | 251-07-030 | NEW-P | 87-04-055 | 284-30-750 | NEW-P | 87-06-039 |
| 248-100-330 | REP-P | 87-07-039 | 251-07-040 | NEW-P | 87-04-055 | 284-74-010 | NEW-P | 87-02-066 |
| 248-100-335 | REP-P | 87-07-039 | 251-07-050 | NEW-P | 87-04-055 | 284-74-010 | NEW | 87-05-046 |
| 248-100-340 | REP-P | 87-07-039 | 251-07-060 | NEW-P | 87-04-055 | 284-74-100 | NEW-P | 87-02-066 |
| 248-100-345 | REP-P | 87-07-039 | 251-08-005 | AMD-P | 87-04-056 | 284-74-100 | NEW | 87-05-046 |
| 248-100-350 | REP-P | 87-07-039 | 251-08-021 | AMD-P | 87-04-056 | 286-16-035 | AMD-P | 87-05-026 |
| 248-100-355 | REP-P | 87-07-039 | 251-08-040 | AMD-P | 87-04-056 | 289-15-225 | AMD | 87-05-040 |
| 248-100-360 | REP-P | 87-07-039 | 251-08-100 | AMD-P | 87-04-056 | 296-08-025 | NEW | 87-02-037 |
| 248-100-365 | REP-P | 87-07-039 | 251-09-090 | AMD-P | 87-04-056 | 296-15-030 | AMD | 87-05-008 |
| 248-100-370 | REP-P | 87-07-039 | 251-10-030 | AMD | 87-02-036 | 296-17-310 | AMD-P | 87-07-047 |
| 248-100-375 | REP-P | 87-07-039 | 251-10-055 | AMD | 87-02-036 | 296-17-340 | AMD-P | 87-07-047 |
| 248-100-380 | REP-P | 87-07-039 | 251-10-108 | NEW-P | 87-02-054 | 296-17-430 | AMD-P | 87-07-047 |
| 248-100-385 | REP-P | 87-07-039 | 251-10-108 | NEW-P | 87-04-057 | 296-17-440 | AMD-P | 87-07-047 |
| 248-100-390 | REP-P | 87-07-039 | 251-10-108 | NEW-P | 87-06-054 | 296-17-470 | AMD-P | 87-07-047 |
| 248-100-395 | REP-P | 87-07-039 | 251-10-115 | NEW-W | 87-02-055 | 296-17-502 | AMD-P | 87-07-047 |
| 248-100-400 | REP-P | 87-07-039 | 251-10-120 | AMD-P | 87-04-057 | 296-17-505 | AMD-P | 87-07-047 |
| 248-100-405 | REP-P | 87-07-039 | 251-10-140 | AMD-P | 87-04-057 | 296-17-509 | AMD-P | 87-07-047 |
| 248-100-410 | REP-P | 87-07-039 | 251-10-195 | AMD | 87-02-036 | 296-17-50904 | AMD-P | 87-07-047 |
| 248-100-415 | REP-P | 87-07-039 | 251-12-240 | AMD | 87-02-036 | 296-17-520 | AMD-P | 87-07-047 |
| 248-100-420 | REP-P | 87-07-039 | 251-14-050 | AMD | 87-02-036 | 296-17-52102 | AMD-P | 87-07-047 |
| 248-100-425 | REP-P | 87-07-039 | 251-18-176 | AMD | 87-02-036 | 296-17-52104 | AMD-P | 87-07-047 |
| 248-100-430 | REP-P | 87-07-039 | 251-18-350 | AMD | 87-02-036 | 296-17-52105 | NEW-P | 87-07-047 |
| 248-100-435 | REP-P | 87-07-039 | 251-22-040 | AMD | 87-02-036 | 296-17-526 | AMD-P | 87-07-047 |
| 248-100-445 | REP-P | 87-07-039 | 251-22-045 | AMD | 87-02-036 | 296-17-527 | AMD-P | 87-07-047 |
| 248-100-451 | REP-P | 87-07-039 | 251-23-015 | NEW-P | 87-06-053 | 296-17-538 | AMD-P | 87-07-047 |
| 248-100-455 | REP-P | 87-07-039 | 251-23-040 | AMD | 87-02-036 | 296-17-53806 | AMD-P | 87-07-047 |
| 248-100-460 | REP-P | 87-07-039 | 251-23-050 | AMD | 87-02-036 | 296-17-542 | AMD-P | 87-07-047 |
| 248-100-465 | REP-P | 87-07-039 | 251-23-060 | AMD | 87-02-036 | 296-17-544 | AMD-P | 87-07-047 |
| 248-100-470 | REP-P | 87-07-039 | 254-20-090 | AMD | 87-03-039 | 296-17-54401 | NEW-P | 87-07-047 |
| 248-100-475 | REP-P | 87-07-039 | 261-50-030 | AMD | 87-04-008 | 296-17-562 | AMD-P | 87-07-047 |
| 248-100-480 | REP-P | 87-07-039 | 261-50-030 | AMD-P | 87-05-007 | 296-17-565 | AMD-P | 87-07-047 |
| 248-100-485 | REP-P | 87-07-039 | 261-50-035 | NEW-P | 87-05-007 | 296-17-566 | AMD-P | 87-07-047 |
| 248-100-490 | REP-P | 87-07-039 | 261-50-040 | AMD | 87-04-008 | 296-17-56601 | NEW-P | 87-07-047 |
| 248-100-495 | REP-P | 87-07-039 | 261-50-040 | AMD-P | 87-05-007 | 296-17-568 | AMD-P | 87-07-047 |
| 248-100-500 | REP-P | 87-07-039 | 261-50-045 | REP | 87-04-008 | 296-17-56901 | NEW-P | 87-07-047 |
| 248-100-505 | REP-P | 87-07-039 | 261-50-050 | AMD | 87-04-008 | 296-17-57001 | NEW-P | 87-07-047 |
| 248-100-510 | REP-P | 87-07-039 | 261-50-050 | AMD-P | 87-05-007 | 296-17-57003 | NEW-P | 87-07-047 |
| 248-100-515 | REP-P | 87-07-039 | 261-50-060 | AMD | 87-04-008 | 296-17-57601 | AMD-P | 87-07-047 |
| 248-100-520 | REP-P | 87-07-039 | 261-50-060 | AMD-P | 87-05-007 | 296-17-57602 | AMD-P | 87-07-047 |
| 248-100-525 | REP-P | 87-07-039 | 261-50-070 | NEW-P | 87-05-007 | 296-17-578 | AMD-P | 87-07-047 |
| 248-100-530 | REP-P | 87-07-039 | 261-50-090 | AMD | 87-04-008 | 296-17-579 | AMD-P | 87-07-047 |
| 248-100-532 | REP-P | 87-07-039 | 261-50-090 | AMD-P | 87-05-007 | 296-17-600 | AMD-P | 87-07-047 |
| 248-100-535 | REP-P | 87-07-039 | 275-19-030 | AMD-P | 87-05-021 | 296-17-603 | AMD-P | 87-07-047 |
| 248-100-540 | REP-P | 87-07-039 | 275-19-040 | AMD-P | 87-05-021 | 296-17-612 | AMD-P | 87-07-047 |
| 248-100-545 | REP-P | 87-07-039 | 275-19-050 | AMD-P | 87-05-021 | 296-17-615 | AMD-P | 87-07-047 |
| 248-100-550 | REP-P | 87-07-039 | 275-19-075 | AMD | 87-03-016 | 296-17-619 | AMD-P | 87-07-047 |
| 248-100-555 | REP-P | 87-07-039 | 275-19-110 | AMD-P | 87-05-021 | 296-17-620 | AMD-P | 87-07-047 |
| 248-100-560 | REP-P | 87-07-039 | 275-30-010 | NEW-P | 87-04-023 | 296-17-622 | AMD-P | 87-07-047 |
| 248-100-565 | REP-P | 87-07-039 | 275-30-020 | NEW-P | 87-04-023 | 296-17-643 | AMD-P | 87-07-047 |
| 248-102-010 | REP-E | 87-07-033 | 275-30-030 | NEW-P | 87-04-023 | 296-17-649 | AMD-P | 87-07-047 |
| 248-102-010 | REP-P | 87-07-040 | 275-30-040 | NEW-P | 87-04-023 | 296-17-655 | AMD-P | 87-07-047 |
| 248-102-020 | REP-E | 87-07-033 | 275-30-050 | NEW-P | 87-04-023 | 296-17-680 | AMD-P | 87-07-047 |
| 248-102-020 | REP-P | 87-07-040 | 275-30-060 | NEW-P | 87-04-023 | 296-17-681 | AMD-P | 87-07-047 |
| 248-102-040 | REP-E | 87-07-033 | 275-30-070 | NEW-P | 87-04-023 | 296-17-686 | AMD-P | 87-07-047 |

Table of WAC Sections Affected

| WAC # | | WSR # | WAC # | | WSR # | WAC # | | WSR # |
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| 296-17-689 | AMD-P | 87-07-047 | 296-23A-130 | NEW-E | 87-02-042 | 296-23A-355 | NEW | 87-03-005 |
| 296-17-691 | AMD-P | 87-07-047 | 296-23A-130 | NEW | 87-03-005 | 296-23A-360 | NEW-E | 87-02-042 |
| 296-17-692 | AMD-P | 87-07-047 | 296-23A-135 | NEW-E | 87-02-042 | 296-23A-360 | NEW | 87-03-005 |
| 296-17-695 | AMD-P | 87-07-047 | 296-23A-135 | NEW | 87-03-005 | 296-23A-400 | NEW-E | 87-02-042 |
| 296-17-704 | AMD-P | 87-07-047 | 296-23A-140 | NEW-E | 87-02-042 | 296-23A-400 | NEW | 87-03-005 |
| 296-17-724 | AMD-P | 87-07-047 | 296-23A-140 | NEW | 87-03-005 | 296-23A-410 | NEW-E | 87-02-042 |
| 296-17-758 | AMD-P | 87-07-047 | 296-23A-145 | NEW-E | 87-02-042 | 296-23A-410 | NEW | 87-03-005 |
| 296-17-759 | AMD-P | 87-07-047 | 296-23A-145 | NEW | 87-03-005 | 296-23A-415 | NEW-E | 87-02-042 |
| 296-17-760 | AMD-P | 87-07-047 | 296-23A-150 | NEW-E | 87-02-042 | 296-23A-415 | NEW | 87-03-005 |
| 296-17-761 | AMD-P | 87-07-047 | 296-23A-150 | NEW | 87-03-005 | 296-23A-420 | NEW-E | 87-02-042 |
| 296-17-765 | AMD-P | 87-07-047 | 296-23A-200 | NEW-E | 87-02-042 | 296-23A-420 | NEW | 87-03-005 |
| 296-17-850 | AMD-P | 87-07-047 | 296-23A-200 | NEW | 87-03-005 | 296-23A-425 | NEW-E | 87-02-042 |
| 296-17-87309 | REP-P | 87-07-047 | 296-23A-205 | NEW-E | 87-02-042 | 296-23A-425 | NEW | 87-03-005 |
| 296-17-885 | AMD-P | 87-07-047 | 296-23A-205 | NEW | 87-03-005 | 296-24-14011 | AMD-P | 87-02-058 |
| 296-17-895 | AMD-P | 87-07-047 | 296-23A-210 | NEW-E | 87-02-042 | 296-24-14011 | AMD | 87-07-022 |
| 296-17-913 | AMD-P | 87-07-017 | 296-23A-210 | NEW | 87-03-005 | 296-27-160 | AMD | 87-03-011 |
| 296-17-916 | AMD-P | 87-07-017 | 296-23A-215 | NEW-E | 87-02-042 | 296-27-16001 | AMD | 87-03-011 |
| 296-17-917 | AMD-P | 87-07-017 | 296-23A-215 | NEW | 87-03-005 | 296-27-16002 | NEW | 87-03-011 |
| 296-17-920 | AMD | 87-04-006 | 296-23A-220 | NEW-E | 87-02-042 | 296-27-16003 | AMD | 87-03-011 |
| 296-18A-450 | AMD-P | 87-02-057 | 296-23A-220 | NEW | 87-03-005 | 296-27-16004 | NEW | 87-03-011 |
| 296-18A-460 | AMD-P | 87-05-060 | 296-23A-225 | NEW-E | 87-02-042 | 296-27-16005 | REP | 87-03-011 |
| 296-18A-465 | NEW-P | 87-05-056 | 296-23A-225 | NEW | 87-03-005 | 296-27-16007 | AMD | 87-03-011 |
| 296-18A-470 | AMD-P | 87-05-060 | 296-23A-230 | NEW-E | 87-02-042 | 296-27-16009 | REP | 87-03-011 |
| 296-18A-480 | AMD-P | 87-02-057 | 296-23A-230 | NEW | 87-03-005 | 296-27-16011 | AMD | 87-03-011 |
| 296-18A-490 | AMD-P | 87-05-057 | 296-23A-235 | NEW-E | 87-02-042 | 296-27-16013 | REP | 87-03-011 |
| 296-18A-510 | AMD-P | 87-05-059 | 296-23A-235 | NEW | 87-03-005 | 296-27-16015 | REP | 87-03-011 |
| 296-20-022 | NEW | 87-03-004 | 296-23A-240 | NEW-E | 87-02-042 | 296-27-16017 | REP | 87-03-011 |
| 296-20-035 | AMD-P | 87-02-057 | 296-23A-240 | NEW | 87-03-005 | 296-27-16018 | NEW | 87-03-011 |
| 296-20-135 | AMD | 87-03-004 | 296-23A-242 | NEW-E | 87-02-042 | 296-27-16019 | REP | 87-03-011 |
| 296-20-140 | AMD | 87-03-004 | 296-23A-242 | NEW | 87-03-005 | 296-27-16020 | NEW | 87-03-011 |
| 296-20-145 | AMD | 87-03-004 | 296-23A-244 | NEW-E | 87-02-042 | 296-27-16021 | REP | 87-03-011 |
| 296-20-150 | AMD | 87-03-004 | 296-23A-244 | NEW | 87-03-005 | 296-27-16022 | NEW | 87-03-011 |
| 296-20-155 | AMD | 87-03-004 | 296-23A-246 | NEW-E | 87-02-042 | 296-27-16023 | REP | 87-03-011 |
| 296-21-011 | AMD-E | 87-02-042 | 296-23A-246 | NEW | 87-03-005 | 296-27-16026 | NEW | 87-03-011 |
| 296-21-011 | AMD | 87-03-005 | 296-23A-248 | NEW-E | 87-02-042 | 296-46-110 | AMD-P | 87-06-047 |
| 296-22-010 | AMD-E | 87-02-042 | 296-23A-248 | NEW | 87-03-005 | 296-46-130 | AMD-P | 87-06-047 |
| 296-22-010 | AMD | 87-03-005 | 296-23A-250 | NEW-E | 87-02-042 | 296-46-140 | AMD-P | 87-06-047 |
| 296-23-01006 | AMD-E | 87-02-042 | 296-23A-250 | NEW | 87-03-005 | 296-46-150 | AMD-P | 87-06-047 |
| 296-23-01006 | AMD | 87-03-005 | 296-23A-252 | NEW-E | 87-02-042 | 296-46-160 | AMD-P | 87-06-047 |
| 296-23-20102 | AMD-E | 87-02-042 | 296-23A-252 | NEW | 87-03-005 | 296-46-180 | AMD-P | 87-06-047 |
| 296-23-20102 | AMD | 87-03-005 | 296-23A-254 | NEW-E | 87-02-042 | 296-46-200 | AMD-P | 87-06-047 |
| 296-23-212 | AMD-E | 87-02-042 | 296-23A-254 | NEW | 87-03-005 | 296-46-220 | AMD-P | 87-06-047 |
| 296-23-212 | AMD | 87-03-005 | 296-23A-256 | NEW-E | 87-02-042 | 296-46-240 | AMD-P | 87-06-047 |
| 296-23-300 | REP-E | 87-02-042 | 296-23A-256 | NEW | 87-03-005 | 296-46-316 | NEW-P | 87-06-047 |
| 296-23-300 | REP | 87-03-005 | 296-23A-258 | NEW-E | 87-02-042 | 296-46-350 | AMD-P | 87-06-047 |
| 296-23-301 | REP-E | 87-02-042 | 296-23A-258 | NEW | 87-03-005 | 296-46-370 | AMD-P | 87-06-047 |
| 296-23-301 | REP | 87-03-005 | 296-23A-260 | NEW-E | 87-02-042 | 296-46-420 | AMD-P | 87-06-047 |
| 296-23-305 | REP-E | 87-02-042 | 296-23A-260 | NEW | 87-03-005 | 296-46-422 | NEW-P | 87-06-047 |
| 296-23-305 | REP | 87-03-005 | 296-23A-262 | NEW-E | 87-02-042 | 296-46-495 | AMD-P | 87-06-047 |
| 296-23-310 | REP-E | 87-02-042 | 296-23A-262 | NEW | 87-03-005 | 296-46-514 | NEW-P | 87-06-047 |
| 296-23-310 | REP | 87-03-005 | 296-23A-264 | NEW-E | 87-02-042 | 296-46-680 | AMD-P | 87-06-047 |
| 296-23-315 | REP-E | 87-02-042 | 296-23A-264 | NEW | 87-03-005 | 296-46-910 | AMD-P | 87-06-047 |
| 296-23-315 | REP | 87-03-005 | 296-23A-266 | NEW-E | 87-02-042 | 296-46-920 | AMD-P | 87-06-047 |
| 296-23-330 | REP-E | 87-02-042 | 296-23A-266 | NEW | 87-03-005 | 296-46-940 | AMD-P | 87-06-047 |
| 296-23-330 | REP | 87-03-005 | 296-23A-268 | NEW-E | 87-02-042 | 296-62-05405 | AMD-P | 87-05-055 |
| 296-23-335 | REP-E | 87-02-042 | 296-23A-268 | NEW | 87-03-005 | 296-62-05427 | AMD-P | 87-05-055 |
| 296-23-335 | REP | 87-03-005 | 296-23A-300 | NEW-E | 87-02-042 | 296-62-07353 | AMD-P | 87-02-058 |
| 296-23-340 | REP-E | 87-02-042 | 296-23A-300 | NEW | 87-03-005 | 296-62-07353 | AMD | 87-07-022 |
| 296-23-340 | REP | 87-03-005 | 296-23A-310 | NEW-E | 87-02-042 | 296-62-07517 | AMD-P | 87-05-055 |
| 296-23-356 | REP-E | 87-02-042 | 296-23A-310 | NEW | 87-03-005 | 296-62-077 | NEW-P | 87-05-055 |
| 296-23-356 | REP | 87-03-005 | 296-23A-315 | NEW-E | 87-02-042 | 296-62-07701 | NEW-P | 87-05-055 |
| 296-23-357 | REP-E | 87-02-042 | 296-23A-315 | NEW | 87-03-005 | 296-62-07703 | NEW-P | 87-05-055 |
| 296-23-357 | REP | 87-03-005 | 296-23A-320 | NEW-E | 87-02-042 | 296-62-07705 | NEW-P | 87-05-055 |
| 296-23-725 | AMD-P | 87-02-057 | 296-23A-320 | NEW | 87-03-005 | 296-62-07707 | NEW-P | 87-05-055 |
| 296-23-980 | AMD-P | 87-02-057 | 296-23A-325 | NEW-E | 87-02-042 | 296-62-07709 | NEW-P | 87-05-055 |
| 296-23A-100 | NEW-E | 87-02-042 | 296-23A-325 | NEW | 87-03-005 | 296-62-07711 | NEW-P | 87-05-055 |
| 296-23A-100 | NEW | 87-03-005 | 296-23A-330 | NEW-E | 87-02-042 | 296-62-07713 | NEW-P | 87-05-055 |
| 296-23A-105 | NEW-E | 87-02-042 | 296-23A-330 | NEW | 87-03-005 | 296-62-07715 | NEW-P | 87-05-055 |
| 296-23A-105 | NEW | 87-03-005 | 296-23A-335 | NEW-E | 87-02-042 | 296-62-07717 | NEW-P | 87-05-055 |
| 296-23A-110 | NEW-E | 87-02-042 | 296-23A-335 | NEW | 87-03-005 | 296-62-07719 | NEW-P | 87-05-055 |
| 296-23A-110 | NEW | 87-03-005 | 296-23A-340 | NEW-E | 87-02-042 | 296-62-07721 | NEW-P | 87-05-055 |
| 296-23A-115 | NEW-E | 87-02-042 | 296-23A-340 | NEW | 87-03-005 | 296-62-07723 | NEW-P | 87-05-055 |
| 296-23A-115 | NEW | 87-03-005 | 296-23A-345 | NEW-E | 87-02-042 | 296-62-07725 | NEW-P | 87-05-055 |
| 296-23A-120 | NEW-E | 87-02-042 | 296-23A-345 | NEW | 87-03-005 | 296-62-07727 | NEW-P | 87-05-055 |
| 296-23A-120 | NEW | 87-03-005 | 296-23A-350 | NEW-E | 87-02-042 | 296-62-07729 | NEW-P | 87-05-055 |
| 296-23A-125 | NEW-E | 87-02-042 | 296-23A-350 | NEW | 87-03-005 | 296-62-07731 | NEW-P | 87-05-055 |
| 296-23A-125 | NEW | 87-03-005 | 296-23A-355 | NEW-E | 87-02-042 | 296-62-07733 | NEW-P | 87-05-055 |

Table of WAC Sections Affected

| WAC # | WSR # | WAC # | WSR # | WAC # | WSR # | | | |
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| 296-62-07735 | NEW-P | 87-05-055 | 296-155-450 | REP-P | 87-02-058 | 308-50-375 | REP-P | 87-07-046 |
| 296-62-07737 | NEW-P | 87-05-055 | 296-155-450 | REP-C | 87-07-021 | 308-50-440 | NEW-P | 87-07-046 |
| 296-62-07739 | NEW-P | 87-05-055 | 296-155-452 | NEW-P | 87-02-058 | 308-51-200 | REP-P | 87-07-046 |
| 296-62-07741 | NEW-P | 87-05-055 | 296-155-452 | NEW-C | 87-07-021 | 308-51-210 | NEW-P | 87-07-046 |
| 296-62-07743 | NEW-P | 87-05-055 | 296-155-455 | REP-P | 87-02-058 | 308-52-315 | REP-P | 87-07-046 |
| 296-62-07745 | NEW-P | 87-05-055 | 296-155-455 | REP-C | 87-07-021 | 308-52-590 | NEW-P | 87-07-046 |
| 296-62-07747 | NEW-P | 87-05-055 | 296-155-456 | NEW-P | 87-02-058 | 308-53-020 | AMD-P | 87-07-046 |
| 296-62-07749 | NEW-P | 87-05-055 | 296-155-456 | NEW-C | 87-07-021 | 308-53-084 | AMD-C | 87-02-060 |
| 296-65-005 | AMD-P | 87-05-055 | 296-155-459 | NEW-P | 87-02-058 | 308-53-085 | AMD-C | 87-02-060 |
| 296-65-015 | AMD-P | 87-05-055 | 296-155-459 | NEW-C | 87-07-021 | 308-54-315 | AMD-P | 87-07-046 |
| 296-65-020 | AMD-P | 87-05-055 | 296-155-462 | NEW-P | 87-02-058 | 308-55-025 | AMD-P | 87-07-046 |
| 296-65-030 | AMD-P | 87-05-055 | 296-155-462 | NEW-C | 87-07-021 | 308-56A-006 | NEW-P | 87-04-069 |
| 296-65-040 | AMD-P | 87-05-055 | 296-155-745 | AMD-P | 87-02-058 | 308-56A-115 | AMD-P | 87-04-069 |
| 296-104-701 | NEW-P | 87-07-023 | 296-155-745 | AMD-C | 87-07-021 | 308-56A-125 | AMD-P | 87-04-069 |
| 296-104-701 | NEW-E | 87-07-024 | 296-155-775 | AMD-P | 87-05-055 | 308-56A-155 | NEW-P | 87-04-069 |
| 296-116-080 | AMD-P | 87-02-053 | 296-200-340 | AMD | 87-07-003 | 308-56A-156 | NEW-P | 87-04-069 |
| 296-155-160 | AMD-P | 87-05-055 | 296-200-350 | AMD | 87-07-003 | 308-56A-160 | NEW-P | 87-04-069 |
| 296-155-175 | NEW-P | 87-05-055 | 296-200-370 | AMD | 87-07-003 | 308-56A-195 | AMD-P | 87-04-069 |
| 296-155-17505 | NEW-P | 87-05-055 | 296-306-003 | NEW-C | 87-02-056 | 308-93-010 | AMD-P | 87-04-068 |
| 296-155-17510 | NEW-P | 87-05-055 | 296-306-003 | NEW-C | 87-05-023 | 308-93-074 | AMD-P | 87-04-068 |
| 296-155-17515 | NEW-P | 87-05-055 | 296-306-005 | REP-C | 87-02-056 | 308-94 | AMD | 87-03-041 |
| 296-155-17520 | NEW-P | 87-05-055 | 296-306-005 | REP-C | 87-05-023 | 308-94-010 | AMD | 87-03-041 |
| 296-155-17525 | NEW-P | 87-05-055 | 296-306-006 | NEW-C | 87-02-056 | 308-94-020 | REP | 87-03-041 |
| 296-155-17530 | NEW-P | 87-05-055 | 296-306-006 | NEW-C | 87-05-023 | 308-94-030 | AMD | 87-03-041 |
| 296-155-17532 | NEW-P | 87-05-055 | 296-306-009 | NEW-C | 87-02-056 | 308-94-040 | AMD | 87-03-041 |
| 296-155-17535 | NEW-P | 87-05-055 | 296-306-009 | NEW-C | 87-05-023 | 308-94-050 | AMD | 87-03-041 |
| 296-155-17540 | NEW-P | 87-05-055 | 296-306-012 | NEW-C | 87-02-056 | 308-94-060 | REP | 87-03-041 |
| 296-155-17545 | NEW-P | 87-05-055 | 296-306-012 | NEW-C | 87-05-023 | 308-94-070 | AMD | 87-03-041 |
| 296-155-17550 | NEW-P | 87-05-055 | 296-306-025 | AMD-C | 87-02-056 | 308-94-080 | AMD | 87-03-041 |
| 296-155-17555 | NEW-P | 87-05-055 | 296-306-025 | AMD-C | 87-05-023 | 308-94-100 | AMD | 87-03-041 |
| 296-155-17560 | NEW-P | 87-05-055 | 296-306-057 | NEW-C | 87-02-056 | 308-94-110 | AMD | 87-03-041 |
| 296-155-17565 | NEW-P | 87-05-055 | 296-306-057 | NEW-C | 87-05-023 | 308-94-160 | AMD | 87-03-041 |
| 296-155-17570 | NEW-P | 87-05-055 | 296-306-300 | NEW-C | 87-02-056 | 308-94-170 | AMD | 87-03-041 |
| 296-155-17575 | NEW-P | 87-05-055 | 296-306-300 | NEW-C | 87-05-023 | 308-94-180 | REP | 87-03-041 |
| 296-155-177 | NEW-P | 87-05-055 | 296-306-310 | NEW-C | 87-02-056 | 308-94-181 | NEW | 87-03-041 |
| 296-155-179 | NEW-P | 87-05-055 | 296-306-310 | NEW-C | 87-05-023 | 308-94-190 | REP | 87-03-041 |
| 296-155-181 | NEW-P | 87-05-055 | 296-306-320 | NEW-C | 87-02-056 | 308-94-191 | NEW | 87-03-041 |
| 296-155-183 | NEW-P | 87-05-055 | 296-306-320 | NEW-C | 87-05-023 | 308-94-200 | AMD | 87-03-041 |
| 296-155-185 | NEW-P | 87-05-055 | 304-12-140 | AMD-P | 87-04-066 | 308-94-210 | AMD | 87-03-041 |
| 296-155-187 | NEW-P | 87-05-055 | 304-12-140 | AMD | 87-07-029 | 308-94-220 | AMD | 87-03-041 |
| 296-155-189 | NEW-P | 87-05-055 | 308-11-030 | AMD-P | 87-07-046 | 308-94-230 | REP | 87-03-041 |
| 296-155-191 | NEW-P | 87-05-055 | 308-12-312 | AMD-E | 87-04-049 | 308-94-240 | AMD | 87-03-041 |
| 296-155-193 | NEW-P | 87-05-055 | 308-12-312 | REP-P | 87-07-046 | 308-94-250 | AMD | 87-03-041 |
| 296-155-265 | AMD-P | 87-02-058 | 308-12-326 | NEW-P | 87-07-046 | 308-94-260 | REP | 87-03-041 |
| 296-155-265 | AMD-C | 87-07-021 | 308-13-150 | AMD-E | 87-03-031 | 308-94-261 | NEW | 87-03-041 |
| 296-155-270 | AMD-P | 87-02-058 | 308-13-150 | AMD-P | 87-07-046 | 308-94-265 | NEW | 87-03-041 |
| 296-155-270 | AMD-C | 87-07-021 | 308-20-200 | REP-P | 87-07-046 | 308-94-270 | NEW | 87-03-041 |
| 296-155-405 | AMD-P | 87-02-058 | 308-20-210 | NEW-P | 87-07-046 | 308-96A-005 | AMD-P | 87-04-067 |
| 296-155-405 | AMD-C | 87-07-021 | 308-25-065 | AMD-P | 87-07-046 | 308-96A-021 | NEW-P | 87-04-067 |
| 296-155-425 | REP-P | 87-02-058 | 308-26-040 | REP-P | 87-07-046 | 308-96A-065 | AMD-P | 87-04-067 |
| 296-155-425 | REP-C | 87-07-021 | 308-26-045 | NEW-P | 87-07-046 | 308-96A-100 | AMD-P | 87-04-067 |
| 296-155-426 | NEW-P | 87-02-058 | 308-29-030 | AMD-P | 87-07-025 | 308-96A-136 | NEW-P | 87-04-067 |
| 296-155-426 | NEW-C | 87-07-021 | 308-29-045 | AMD-P | 87-07-046 | 308-96A-205 | AMD-P | 87-04-067 |
| 296-155-428 | NEW-P | 87-02-058 | 308-29-060 | AMD-P | 87-07-025 | 308-96A-220 | AMD-P | 87-04-067 |
| 296-155-428 | NEW-C | 87-07-021 | 308-29-070 | AMD-P | 87-07-025 | 308-96A-300 | AMD-P | 87-04-067 |
| 296-155-429 | NEW-P | 87-02-058 | 308-29-080 | AMD-P | 87-07-025 | 308-96A-306 | NEW-P | 87-04-067 |
| 296-155-429 | NEW-C | 87-07-021 | 308-31-015 | AMD | 87-04-050 | 308-96A-310 | AMD-P | 87-04-067 |
| 296-155-430 | REP-P | 87-02-058 | 308-31-025 | NEW | 87-04-050 | 308-96A-325 | AMD-P | 87-04-067 |
| 296-155-430 | REP-C | 87-07-021 | 308-31-025 | AMD-P | 87-04-054 | 308-96A-330 | AMD-P | 87-04-067 |
| 296-155-432 | NEW-P | 87-02-058 | 308-31-055 | AMD-P | 87-07-046 | 308-96A-335 | AMD-P | 87-04-067 |
| 296-155-432 | NEW-C | 87-07-021 | 308-31-100 | AMD | 87-04-050 | 308-96A-400 | AMD-P | 87-04-067 |
| 296-155-434 | NEW-P | 87-02-058 | 308-31-120 | AMD | 87-04-050 | 308-96A-410 | NEW-P | 87-04-067 |
| 296-155-434 | NEW-C | 87-07-021 | 308-31-500 | AMD | 87-04-050 | 308-96A-415 | NEW-P | 87-04-067 |
| 296-155-435 | REP-P | 87-02-058 | 308-31-500 | AMD-P | 87-04-054 | 308-96A-420 | NEW-P | 87-04-067 |
| 296-155-435 | REP-C | 87-07-021 | 308-32-090 | REP-P | 87-07-046 | 308-115-405 | AMD-P | 87-07-046 |
| 296-155-437 | NEW-P | 87-02-058 | 308-32-100 | NEW-P | 87-07-046 | 308-116-325 | REP-P | 87-07-046 |
| 296-155-437 | NEW-C | 87-07-021 | 308-33-105 | AMD-P | 87-07-046 | 308-117-500 | NEW-P | 87-07-046 |
| 296-155-440 | REP-P | 87-02-058 | 308-34-090 | NEW-P | 87-07-046 | 308-120-275 | AMD-P | 87-07-046 |
| 296-155-440 | REP-C | 87-07-021 | 308-37-190 | AMD-P | 87-07-045 | 308-122-275 | AMD-P | 87-07-046 |
| 296-155-441 | NEW-P | 87-02-058 | 308-40-102 | AMD-P | 87-06-051 | 308-124D-040 | AMD | 87-05-065 |
| 296-155-441 | NEW-C | 87-07-021 | 308-40-105 | AMD-P | 87-06-051 | 308-138-080 | AMD-P | 87-07-046 |
| 296-155-444 | NEW-P | 87-02-058 | 308-40-125 | AMD-P | 87-07-046 | 308-138-321 | NEW-P | 87-04-048 |
| 296-155-444 | NEW-C | 87-07-021 | 308-41-025 | REP-P | 87-07-046 | 308-138-322 | NEW-P | 87-04-048 |
| 296-155-447 | NEW-P | 87-02-058 | 308-42-040 | AMD-P | 87-05-061 | 308-138-323 | NEW-P | 87-04-048 |
| 296-155-447 | NEW-C | 87-07-021 | 308-42-075 | AMD-P | 87-07-046 | 308-138-324 | NEW-P | 87-04-048 |
| 296-155-449 | NEW-P | 87-02-058 | 308-48-250 | REP-P | 87-07-046 | 308-138-325 | NEW-P | 87-04-048 |
| 296-155-449 | NEW-C | 87-07-021 | 308-48-800 | NEW-P | 87-07-046 | 308-138-326 | NEW-P | 87-04-048 |

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| 308-138-327 | NEW-P 87-04-048 | 315-11-272 | NEW-P 87-07-050 | 332-24-401 | NEW-P 87-06-055 |
| 308-138-328 | NEW-P 87-04-048 | 323-12-010 | NEW 87-05-014 | 332-24-405 | NEW-P 87-06-055 |
| 308-138-330 | AMD-P 87-04-048 | 323-12-020 | NEW 87-05-014 | 332-24-410 | REP-P 87-06-055 |
| 308-138A-020 | AMD-P 87-04-048 | 323-12-030 | NEW 87-05-014 | 332-24-411 | NEW-P 87-06-055 |
| 308-152-015 | REP-P 87-07-046 | 323-12-040 | NEW 87-05-014 | 332-24-412 | REP-P 87-06-055 |
| 308-152-030 | NEW-P 87-07-046 | 323-12-050 | NEW 87-05-014 | 332-24-415 | REP-P 87-06-055 |
| 308-171-001 | AMD-P 87-05-062 | 323-12-060 | NEW 87-05-014 | 332-24-418 | REP-P 87-06-055 |
| 308-171-002 | AMD-P 87-05-062 | 323-12-070 | NEW 87-05-014 | 332-24-420 | REP-P 87-06-055 |
| 308-171-003 | NEW-P 87-05-062 | 323-12-080 | NEW 87-05-014 | 332-24-430 | REP-P 87-06-055 |
| 308-171-010 | AMD-P 87-05-062 | 323-12-090 | NEW 87-05-014 | 332-24-440 | REP-P 87-06-055 |
| 308-171-020 | AMD-P 87-05-062 | 323-12-100 | NEW 87-05-014 | 332-24-500 | REP-P 87-06-055 |
| 308-171-030 | AMD 87-04-015 | 323-12-110 | NEW 87-05-014 | 332-24-600 | NEW-P 87-06-055 |
| 308-171-030 | REP-P 87-07-046 | 323-12-120 | NEW 87-05-014 | 332-24-650 | NEW-P 87-06-055 |
| 308-171-040 | AMD 87-04-015 | 332-12-010 | AMD 87-04-035 | 332-24-652 | NEW-P 87-06-055 |
| 308-171-310 | NEW-P 87-07-046 | 332-24-001 | REP-P 87-06-055 | 332-24-654 | NEW-P 87-06-055 |
| 308-180-100 | AMD-E 87-03-013 | 332-24-005 | NEW-P 87-06-055 | 332-24-656 | NEW-P 87-06-055 |
| 308-180-100 | AMD 87-06-050 | 332-24-015 | NEW-P 87-06-055 | 332-24-658 | NEW-P 87-06-055 |
| 308-180-100 | REP-P 87-07-046 | 332-24-020 | REP-P 87-06-055 | 332-24-660 | NEW-P 87-06-055 |
| 308-180-130 | NEW-E 87-03-013 | 332-24-025 | REP-P 87-06-055 | 332-24-900 | NEW-P 87-06-055 |
| 308-180-130 | NEW 87-06-050 | 332-24-027 | REP-P 87-06-055 | 332-26-081a | REP-E 87-03-022 |
| 308-180-140 | NEW-E 87-03-013 | 332-24-055 | REP-P 87-06-055 | 332-26-081b | NEW-E 87-03-022 |
| 308-180-140 | NEW 87-06-050 | 332-24-056 | REP-P 87-06-055 | 344-12-060 | AMD-E 87-06-010 |
| 308-180-150 | NEW-E 87-03-013 | 332-24-057 | REP-P 87-06-055 | 352-12-020 | AMD-P 87-04-074 |
| 308-180-150 | NEW 87-06-050 | 332-24-058 | REP-P 87-06-055 | 352-32-010 | AMD-P 87-04-074 |
| 308-180-160 | NEW-E 87-03-013 | 332-24-059 | REP-P 87-06-055 | 352-32-030 | AMD-P 87-04-074 |
| 308-180-160 | NEW 87-06-050 | 332-24-060 | REP-P 87-06-055 | 352-32-035 | AMD-P 87-04-074 |
| 308-180-170 | NEW-E 87-03-013 | 332-24-063 | REP-P 87-06-055 | 352-32-235 | NEW-P 87-04-073 |
| 308-180-170 | NEW 87-06-050 | 332-24-070 | REP-P 87-06-055 | 352-32-250 | AMD-P 87-04-074 |
| 308-180-190 | NEW-E 87-03-013 | 332-24-090 | REP-P 87-06-055 | 352-42-010 | REP-P 87-04-075 |
| 308-180-190 | NEW 87-06-050 | 332-24-095 | REP-P 87-06-055 | 352-42-020 | REP-P 87-04-075 |
| 308-180-200 | NEW-E 87-03-013 | 332-24-100 | REP-P 87-06-055 | 352-42-030 | REP-P 87-04-075 |
| 308-180-200 | NEW 87-06-050 | 332-24-105 | REP-P 87-06-055 | 352-42-040 | REP-P 87-04-075 |
| 308-180-210 | NEW-E 87-03-013 | 332-24-10501 | REP-P 87-06-055 | 352-42-050 | REP-P 87-04-075 |
| 308-180-210 | NEW 87-06-050 | 332-24-10502 | REP-P 87-06-055 | 352-42-060 | REP-P 87-04-075 |
| 308-180-220 | NEW-E 87-03-013 | 332-24-150 | REP-P 87-06-055 | 352-42-070 | REP-P 87-04-075 |
| 308-180-220 | NEW 87-06-050 | 332-24-160 | REP-P 87-06-055 | 352-44A-010 | REP-P 87-04-075 |
| 308-180-230 | NEW-E 87-03-013 | 332-24-170 | REP-P 87-06-055 | 352-44A-020 | REP-P 87-04-075 |
| 308-180-230 | NEW 87-06-050 | 332-24-180 | REP-P 87-06-055 | 352-44A-030 | REP-P 87-04-075 |
| 308-180-240 | NEW-E 87-03-013 | 332-24-185 | REP-P 87-06-055 | 352-44A-040 | REP-P 87-04-075 |
| 308-180-240 | NEW 87-06-050 | 332-24-185001 | REP-P 87-06-055 | 352-44A-050 | REP-P 87-04-075 |
| 308-180-250 | NEW-E 87-03-013 | 332-24-190 | REP-P 87-06-055 | 356-05-013 | NEW 87-02-038 |
| 308-180-250 | NEW 87-06-050 | 332-24-192 | REP-P 87-06-055 | 356-05-180 | REP 87-02-038 |
| 308-180-260 | NEW-P 87-07-046 | 332-24-194 | REP-P 87-06-055 | 356-05-207 | NEW 87-02-038 |
| 314-12-140 | AMD 87-04-018 | 332-24-196 | REP-P 87-06-055 | 356-05-260 | NEW 87-02-038 |
| 314-16-160 | AMD-C 87-03-025 | 332-24-197 | REP-P 87-06-055 | 356-05-327 | NEW 87-02-038 |
| 314-16-160 | AMD 87-04-017 | 332-24-200 | REP-P 87-06-055 | 356-05-333 | NEW 87-02-038 |
| 314-20-020 | AMD-P 87-05-045 | 332-24-201 | NEW-P 87-06-055 | 356-05-390 | AMD 87-02-038 |
| 314-24-090 | AMD-P 87-05-044 | 332-24-205 | NEW-P 87-06-055 | 356-05-447 | NEW 87-02-038 |
| 314-27 | REVIEW 87-03-034 | 332-24-210 | REP-P 87-06-055 | 356-05-470 | AMD 87-02-038 |
| 314-27-010 | REVIEW 87-03-034 | 332-24-211 | NEW-P 87-06-055 | 356-05-480 | AMD-C 87-03-009 |
| 314-36-020 | AMD-P 87-04-063 | 332-24-215 | NEW-P 87-06-055 | 356-05-480 | AMD-C 87-06-019 |
| 314-36-020 | AMD 87-07-008 | 332-24-220 | REP-P 87-06-055 | 356-05-480 | AMD-C 87-07-036 |
| 314-36-100 | AMD-P 87-04-063 | 332-24-221 | NEW-P 87-06-055 | 356-05-500 | AMD-C 87-03-009 |
| 314-36-100 | AMD 87-07-008 | 332-24-225 | NEW-P 87-06-055 | 356-05-500 | AMD-C 87-06-019 |
| 314-36-110 | AMD-P 87-04-063 | 332-24-230 | REP-P 87-06-055 | 356-05-500 | AMD-C 87-07-036 |
| 314-36-110 | AMD 87-07-008 | 332-24-231 | NEW-P 87-06-055 | 356-06-001 | AMD-P 87-02-045 |
| 314-36-150 | AMD-P 87-04-063 | 332-24-232 | NEW-P 87-06-055 | 356-06-001 | AMD 87-06-032 |
| 314-36-150 | AMD 87-07-008 | 332-24-234 | NEW-P 87-06-055 | 356-07-040 | AMD 87-02-038 |
| 314-52-114 | AMD 87-04-026 | 332-24-236 | NEW-P 87-06-055 | 356-07-060 | AMD 87-02-038 |
| 315-02-020 | AMD 87-05-005 | 332-24-238 | NEW-P 87-06-055 | 356-09-010 | NEW 87-02-038 |
| 315-04-070 | AMD-P 87-07-051 | 332-24-240 | NEW-P 87-06-055 | 356-09-020 | NEW 87-02-038 |
| 315-04-090 | AMD-P 87-07-051 | 332-24-242 | NEW-P 87-06-055 | 356-09-030 | NEW 87-02-038 |
| 315-04-190 | AMD 87-05-005 | 332-24-244 | NEW-P 87-06-055 | 356-09-040 | NEW 87-02-038 |
| 315-11-240 | NEW 87-05-005 | 332-24-261 | NEW-P 87-06-055 | 356-09-050 | NEW 87-02-038 |
| 315-11-241 | NEW 87-05-005 | 332-24-301 | NEW-P 87-06-055 | 356-10-060 | AMD-C 87-06-020 |
| 315-11-242 | NEW 87-05-005 | 332-24-310 | REP-P 87-06-055 | 356-14-045 | AMD-P 87-06-042 |
| 315-11-250 | NEW-P 87-07-050 | 332-24-320 | REP-P 87-06-055 | 356-15-030 | AMD-P 87-04-040 |
| 315-11-250 | NEW-E 87-07-052 | 332-24-330 | REP-P 87-06-055 | 356-15-030 | AMD-C 87-07-036 |
| 315-11-251 | NEW-P 87-07-050 | 332-24-340 | REP-P 87-06-055 | 356-15-080 | AMD-P 87-06-042 |
| 315-11-251 | NEW-E 87-07-052 | 332-24-350 | REP-P 87-06-055 | 356-15-090 | AMD-P 87-04-040 |
| 315-11-252 | NEW-P 87-07-050 | 332-24-360 | REP-P 87-06-055 | 356-15-090 | AMD-C 87-07-036 |
| 315-11-252 | NEW-E 87-07-052 | 332-24-370 | REP-P 87-06-055 | 356-18-100 | AMD-P 87-02-045 |
| 315-11-260 | NEW-P 87-07-050 | 332-24-380 | REP-P 87-06-055 | 356-18-100 | AMD-C 87-06-021 |
| 315-11-261 | NEW-P 87-07-050 | 332-24-385 | REP-P 87-06-055 | 356-18-100 | AMD-C 87-07-036 |
| 315-11-262 | NEW-P 87-07-050 | 332-24-387 | REP-P 87-06-055 | 356-18-140 | AMD 87-02-038 |
| 315-11-270 | NEW-P 87-07-050 | 332-24-390 | REP-P 87-06-055 | 356-18-220 | AMD 87-02-038 |
| 315-11-271 | NEW-P 87-07-050 | 332-24-395 | REP-P 87-06-055 | 356-22-010 | AMD 87-02-038 |

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| 356-22-040 | AMD | 87-02-038 | 388-54-740 | AMD | 87-03-054 | 415-100-180 | REP-P | 87-03-046 |
| 356-22-070 | AMD | 87-02-038 | 388-54-745 | AMD | 87-03-054 | 415-100-180 | REP | 87-07-014 |
| 356-22-100 | AMD | 87-02-038 | 388-54-765 | AMD | 87-06-003 | 415-104 | AMD-P | 87-03-047 |
| 356-22-180 | AMD | 87-02-038 | 388-54-805 | AMD | 87-06-003 | 415-104 | AMD | 87-07-016 |
| 356-22-190 | AMD | 87-02-038 | 388-54-850 | AMD-P | 87-04-010 | 415-104-005 | NEW-P | 87-03-047 |
| 356-26-010 | AMD | 87-02-038 | 388-54-850 | AMD | 87-07-032 | 415-104-005 | NEW | 87-07-016 |
| 356-26-040 | AMD | 87-02-038 | 388-70-056 | REP-P | 87-06-043 | 415-104-010 | REP-P | 87-03-047 |
| 356-26-060 | AMD | 87-02-038 | 388-83-015 | AMD-P | 87-02-063 | 415-104-010 | REP | 87-07-016 |
| 356-26-090 | AMD | 87-03-032 | 388-83-015 | AMD-E | 87-03-002 | 415-104-015 | NEW-P | 87-03-047 |
| 356-26-130 | AMD | 87-02-038 | 388-83-015 | AMD | 87-06-005 | 415-104-015 | NEW | 87-07-016 |
| 356-26-140 | NEW-E | 87-06-023 | 388-86-009 | AMD | 87-06-001 | 415-104-020 | REP-P | 87-03-047 |
| 356-26-140 | NEW | 87-06-024 | 388-86-00901 | AMD-P | 87-02-062 | 415-104-020 | REP | 87-07-016 |
| 356-30-010 | AMD | 87-02-038 | 388-86-00901 | AMD-E | 87-03-003 | 415-104-025 | NEW-P | 87-03-047 |
| 356-30-050 | AMD | 87-02-038 | 388-86-00901 | AMD | 87-06-004 | 415-104-025 | NEW | 87-07-016 |
| 356-30-065 | AMD-C | 87-03-010 | 388-86-071 | AMD | 87-06-002 | 415-104-030 | REP-P | 87-03-047 |
| 356-30-065 | AMD-C | 87-06-022 | 388-92-041 | NEW-P | 87-07-012 | 415-104-030 | REP | 87-07-016 |
| 356-30-070 | AMD-C | 87-03-010 | 388-96-217 | NEW-P | 87-05-018 | 415-104-035 | NEW-P | 87-03-047 |
| 356-30-070 | AMD-C | 87-06-022 | 388-96-366 | AMD-P | 87-05-018 | 415-104-035 | NEW | 87-07-016 |
| 356-30-075 | AMD | 87-02-039 | 388-96-365 | AMD-P | 87-05-018 | 415-104-045 | NEW-P | 87-03-047 |
| 356-30-090 | REP-C | 87-03-010 | 388-96-585 | AMD-P | 87-05-018 | 415-104-045 | NEW | 87-07-016 |
| 356-30-090 | REP-C | 87-06-022 | 388-96-710 | AMD-P | 87-05-018 | 415-104-050 | NEW-P | 87-03-047 |
| 356-30-130 | AMD-P | 87-02-045 | 388-96-722 | AMD-P | 87-05-018 | 415-104-050 | NEW | 87-07-016 |
| 356-30-130 | AMD-C | 87-06-021 | 388-96-745 | AMD-P | 87-05-018 | 415-104-060 | NEW-P | 87-03-047 |
| 356-30-130 | AMD-C | 87-07-036 | 388-96-754 | AMD-P | 87-05-018 | 415-104-060 | NEW | 87-07-016 |
| 356-30-145 | AMD-C | 87-03-010 | 388-96-774 | AMD-P | 87-05-018 | 415-104-070 | NEW-P | 87-03-047 |
| 356-30-145 | AMD-C | 87-06-022 | 388-99-020 | AMD-P | 87-02-064 | 415-104-070 | NEW | 87-07-016 |
| 356-30-300 | AMD | 87-02-038 | 388-99-020 | AMD-E | 87-03-001 | 415-104-080 | NEW-P | 87-03-047 |
| 356-30-330 | AMD-E | 87-06-023 | 388-99-020 | AMD | 87-06-006 | 415-104-080 | NEW | 87-07-016 |
| 356-30-330 | AMD | 87-06-024 | 388-100-005 | REVIEW | 87-04-062 | 415-104-090 | NEW-P | 87-03-047 |
| 356-34-090 | AMD-E | 87-06-023 | 390-20-0101 | AMD | 87-05-001 | 415-104-090 | NEW | 87-07-016 |
| 356-34-090 | AMD | 87-06-024 | 390-20-014 | NEW-P | 87-05-041 | 415-104-100 | AMD-P | 87-03-047 |
| 356-35-010 | AMD | 87-02-038 | 390-20-110 | AMD | 87-05-001 | 415-104-100 | REP-P | 87-03-047 |
| 356-42-020 | AMD-P | 87-04-036 | 392-100-050 | NEW-P | 87-07-027 | 415-104-100 | AMD | 87-07-016 |
| 356-42-020 | AMD-C | 87-07-035 | 392-100-060 | NEW-P | 87-07-027 | 415-104-105 | REP-P | 87-03-047 |
| 356-42-082 | AMD-P | 87-04-036 | 392-101-010 | NEW-P | 87-07-026 | 415-104-105 | REP | 87-07-016 |
| 356-42-082 | AMD-C | 87-07-035 | 392-122-605 | AMD-P | 87-04-046 | 415-104-110 | REP-P | 87-03-047 |
| 356-42-084 | AMD-P | 87-04-036 | 392-123-145 | AMD-P | 87-05-039 | 415-104-110 | REP | 87-07-016 |
| 356-42-084 | AMD-C | 87-07-035 | 392-137-060 | AMD-P | 87-07-028 | 415-104-115 | NEW-P | 87-03-047 |
| 356-46-020 | AMD-P | 87-02-045 | 392-140-058 | AMD-P | 87-04-047 | 415-104-115 | NEW | 87-07-016 |
| 356-46-020 | AMD | 87-06-032 | 415-02-090 | AMD-P | 87-03-049 | 415-104-120 | REP-P | 87-03-047 |
| 360-10-010 | AMD-P | 87-05-063 | 415-02-090 | AMD | 87-07-013 | 415-104-120 | REP | 87-07-016 |
| 360-10-020 | AMD-P | 87-05-063 | 415-100 | AMD-P | 87-03-046 | 415-104-125 | NEW-P | 87-03-047 |
| 360-10-030 | AMD-P | 87-05-063 | 415-100 | AMD | 87-07-014 | 415-104-125 | NEW | 87-07-016 |
| 360-10-040 | AMD-P | 87-05-063 | 415-100-005 | NEW-P | 87-03-046 | 415-104-135 | NEW-P | 87-03-047 |
| 360-10-050 | AMD-P | 87-05-063 | 415-100-005 | NEW | 87-07-014 | 415-104-135 | NEW | 87-07-016 |
| 360-10-060 | AMD-P | 87-05-063 | 415-100-010 | REP-P | 87-03-046 | 415-104-140 | REP-P | 87-03-047 |
| 360-10-070 | REP-P | 87-05-063 | 415-100-010 | REP | 87-07-014 | 415-104-140 | REP | 87-07-016 |
| 360-10-080 | AMD-P | 87-05-063 | 415-100-015 | NEW-P | 87-03-046 | 415-104-145 | NEW-P | 87-03-047 |
| 360-16-235 | NEW-P | 87-05-063 | 415-100-015 | NEW | 87-07-014 | 415-104-145 | NEW | 87-07-016 |
| 360-16-240 | REP-P | 87-05-063 | 415-100-020 | REP-P | 87-03-046 | 415-104-150 | REP-P | 87-03-047 |
| 360-16-245 | AMD-P | 87-05-063 | 415-100-020 | REP | 87-07-014 | 415-104-150 | REP | 87-07-016 |
| 360-36-010 | AMD-P | 87-07-049 | 415-100-025 | NEW-P | 87-03-046 | 415-104-155 | NEW-P | 87-03-047 |
| 365-100-010 | AMD-E | 87-03-035 | 415-100-025 | NEW | 87-07-014 | 415-104-155 | NEW | 87-07-016 |
| 365-100-010 | AMD-P | 87-03-043 | 415-100-035 | NEW-P | 87-03-046 | 415-104-160 | REP-P | 87-03-047 |
| 365-100-020 | AMD-E | 87-03-035 | 415-100-035 | NEW | 87-07-014 | 415-104-160 | REP | 87-07-016 |
| 365-100-020 | AMD-P | 87-03-043 | 415-100-040 | REP-P | 87-03-046 | 415-104-165 | NEW-P | 87-03-047 |
| 365-100-030 | AMD-E | 87-03-035 | 415-100-040 | REP | 87-07-014 | 415-104-165 | NEW | 87-07-016 |
| 365-100-030 | AMD-P | 87-03-043 | 415-100-050 | REP-P | 87-03-046 | 415-104-170 | REP-P | 87-03-047 |
| 365-100-040 | AMD-E | 87-03-035 | 415-100-050 | REP | 87-07-014 | 415-104-170 | REP | 87-07-016 |
| 365-100-040 | AMD-P | 87-03-043 | 415-100-060 | REP-P | 87-03-046 | 415-104-175 | NEW-P | 87-03-047 |
| 365-170-010 | NEW | 87-04-007 | 415-100-060 | REP | 87-07-014 | 415-104-175 | NEW | 87-07-016 |
| 365-170-020 | NEW | 87-04-007 | 415-100-100 | REP-P | 87-03-046 | 415-104-180 | REP-P | 87-03-047 |
| 365-170-030 | NEW | 87-04-007 | 415-100-100 | REP | 87-07-014 | 415-104-180 | REP | 87-07-016 |
| 365-170-040 | NEW | 87-04-007 | 415-100-110 | REP-P | 87-03-046 | 415-104-190 | REP-P | 87-03-047 |
| 365-170-050 | NEW | 87-04-007 | 415-100-110 | REP | 87-07-014 | 415-104-190 | REP | 87-07-016 |
| 365-170-060 | NEW | 87-04-007 | 415-100-120 | REP-P | 87-03-046 | 415-104-200 | REP-P | 87-03-047 |
| 365-170-070 | NEW | 87-04-007 | 415-100-120 | REP | 87-07-014 | 415-104-200 | REP | 87-07-016 |
| 365-170-080 | NEW | 87-04-007 | 415-100-130 | REP-P | 87-03-046 | 415-104-210 | REP-P | 87-03-047 |
| 365-170-090 | NEW | 87-04-007 | 415-100-130 | REP | 87-07-014 | 415-104-210 | REP | 87-07-016 |
| 365-170-100 | NEW | 87-04-007 | 415-100-140 | REP-P | 87-03-046 | 415-104-220 | REP-P | 87-03-047 |
| 388-17-500 | NEW | 87-03-015 | 415-100-140 | REP | 87-07-014 | 415-104-220 | REP | 87-07-016 |
| 388-17-510 | NEW | 87-03-015 | 415-100-150 | REP-P | 87-03-046 | 415-104-230 | REP-P | 87-03-047 |
| 388-54-630 | AMD-P | 87-06-033 | 415-100-150 | REP | 87-07-014 | 415-104-230 | REP | 87-07-016 |
| 388-54-662 | NEW | 87-06-003 | 415-100-160 | REP-P | 87-03-046 | 415-104-240 | REP-P | 87-03-047 |
| 388-54-670 | AMD | 87-03-019 | 415-100-160 | REP | 87-07-014 | 415-104-240 | REP | 87-07-016 |
| 388-54-735 | AMD | 87-03-019 | 415-100-170 | REP-P | 87-03-046 | 415-104-250 | REP-P | 87-03-047 |
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