

NOVEMBER 4, 1987

OLYMPIA, WASHINGTON

ISSUE 87-21



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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

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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

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## STATE MAXIMUM INTEREST RATE

The maximum allowable interest rate applicable for the month of November 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%).

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# WASHINGTON STATE REGISTER

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## STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

### 1. ARRANGEMENT OF THE REGISTER

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

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

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

- (a) **Proposed rules** are those rules pending permanent adoption by an agency and are 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 MATERIAL

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 material is new material;
  - (ii) ~~deleted material 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's office. 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's office 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's office 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.

1987 - 1988

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

<u>Issue No.</u>	<u>Closing Dates<sup>1</sup></u>			<u>Distribution Date</u>	<u>First Agency Action Date<sup>3</sup></u>
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS <sup>2</sup> 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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87-20	Sep 9	Sep 23	Oct 7	Oct 21	Nov 10
87-21	Sep 23	Oct 7	Oct 21	Nov 4	Nov 24
87-22	Oct 7	Oct 21	Nov 4	Nov 18	Dec 8
87-23	Oct 21	Nov 4	Nov 18	Dec 2	Dec 22
87-24	Nov 4	Nov 18	Dec 2	Dec 16	Jan 5, 1988
88-01	Nov 25	Dec 9	Dec 23, 1987	Jan 6, 1988	Jan 26
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88-09	Mar 23	Apr 6	Apr 20	May 4	May 24
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88-24	Nov 9	Nov 23	Dec 7	Dec 21	Jan 10, 1989

<sup>1</sup>All 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.

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

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

**WSR 87-21-001**  
**EMERGENCY RULES**  
**DEPARTMENT OF NATURAL RESOURCES**  
 [Order 526—Filed October 8, 1987]

I, Brian J. Boyle, Commissioner of Public Lands, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the extension of restrictions on outdoor rule burns and the use of burning barrels on lands protected by the Department of Natural Resources in some counties of the state.

I, Brian J. Boyle, 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 continued dry weather has prolonged the high fire danger in Eastern Washington and portions of Puget Sound. These restrictions are necessary to prevent a wildfire from occurring whereby life and property would be threatened.

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

This rule is promulgated pursuant to RCW 76.04.015 and 76.04.315 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 8, 1987.

By Brian J. Boyle  
 Commissioner of Public Lands

**NEW SECTION**

**WAC 332-26-101i OUTDOOR BURNING RESTRICTIONS.** *Effective immediately, Thursday, October 8, 1987, through midnight, Thursday, October 15, 1987, privileges to have an outdoor fire without a written burning permit, as allowed by WAC 332-24-201 and described in WAC 332-24-211, on lands protected by the department in King, Pierce, Kitsap, Mason, Chelan, Kittitas, Yakima, Klickitat, Garfield, Asotin, Columbia, Walla Walla, Okanogan, Ferry, Stevens, Pend Oreille, Spokane, Lincoln, Clark, Cowlitz, Skamania and Wahkiakum Counties are suspended.*

**NEW SECTION**

**WAC 332-26-102i BURNING BARREL RESTRICTIONS.** *Effective immediately, Thursday, October 8, 1987, through midnight, Thursday, October 15, 1987, privileges to burn in a burning barrel, as allowed by WAC 332-24-201 and described in WAC 332-24-225, on lands protected by the department in King, Pierce, Kitsap, Mason, Chelan, Kittitas, Yakima, Klickitat, Garfield, Asotin, Columbia, Walla Walla, Okanogan, Ferry, Stevens, Pend Oreille, Spokane, Lincoln, Clark, Cowlitz, Skamania and Wahkiakum Counties are suspended.*

**REPEALER**

*The following sections of the Washington Administrative Code are suspended:*

(1) WAC 332-26-101h *Outdoor Burning Restrictions.*

(2) WAC 332-26-102h *Burning Barrell Restrictions.*

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

**WSR 87-21-002**  
**ADOPTED RULES**  
**EMPLOYMENT SECURITY DEPARTMENT**  
 [Order 5-87—Filed October 8, 1987]

I, Isiah Turner, commissioner of the Employment Security Department, do promulgate and adopt at Olympia, Washington, the annexed rules relating to reports and contributions subject to penalty, WAC 192-12-042.

This action is taken pursuant to Notice No. WSR 87-16-052 filed with the code reviser on July 30, 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 Employment Security Department as authorized in RCW 50.12.010 and 50.12.040.

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

APPROVED AND ADOPTED October 7, 1987.

By Isiah Turner  
 Commissioner

**AMENDATORY SECTION** (Amending Order 1-80, filed 1/10/80)

**WAC 192-12-042 REPORTS AND CONTRIBUTIONS SUBJECT TO PENALTY.** (1) Contribution reports. Any employer who fails to file in a timely and complete manner a contribution report as described in WAC 192-12-030 (2)(a) shall be subject to a penalty of ten dollars per violation, unless such penalty is waived by the commissioner.

(2) Other reports. Any decision to assess a penalty for the filing of any other report described in WAC 192-12-030 in an untimely or incomplete manner shall be made on an individual basis by the commissioner or the chief administrative officer of the tax branch as provided in RCW 50.12.220.

(3) Delinquent contributions. For purposes of RCW 50.12.220 which provides penalties for delinquent contributions, contributions will be deemed delinquent as provided in WAC 192-12-040 and RCW 1.12.070. For contributions due and payable on wages paid prior to

July 1, 1987, ~~((N))~~ no penalty so added shall be less than two dollars per quarter.

(4) Late Penalty. Effective for contributions due and payable on wages paid on or after July 1, 1987, and for contribution reports which are due for the quarter ending September 30, 1987 and any subsequent quarters, a minimum \$10.00 penalty shall be assessed as follows:

(a) A minimum penalty of \$10.00 per quarter shall be assessed against delinquent contributions.

(b) If no contributions are delinquent for a quarter, a minimum penalty of \$10.00 shall be assessed for a contribution report not filed in a timely manner.

~~((4))~~ (5) The department may, for good cause, waive penalties in the following types of situations:

(a) The return was filed on time but inadvertently mailed to another agency;

(b) The delinquency was due to an action of an employee or an officer of the employment security department, including but not limited to, providing erroneous information to the employer in writing or orally when the source is identifiable, or not furnishing proper forms in sufficient time to permit the timely filing of tax reports or the timely payment of contributions;

(c) The delinquency was caused by death or serious illness of the employer or member of the employer's immediate family, or illness or death of the employer's accountant or member of the accountant's immediate family, prior to the filing date.

(d) The delinquency was caused by the destruction by fire or other casualty of the employer's place of business or business records.

~~((5))~~ (6) A request for a waiver of penalties must: Be in letter form, contain all pertinent facts, be accompanied by such proof as may be available and be filed through a tax office. In all cases the burden of proving the facts is upon the employer.

~~((6))~~ (7) The department, for good cause, may extend the due date for filing a report. Any extension will be conditioned upon deposit by the employer with the department of an amount equal to the estimated tax liability for the reporting period or periods for which the extension is granted. This deposit will be credited to the employer's account and will be applied to the employer's indebtedness. The amount of the deposit is subject to departmental approval.

**WSR 87-21-003**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 87-152—Filed October 8, 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 openings in Areas 6D, 7B and 8D are necessary to prevent wastage and harvest of non-Indian coho allocation. All other areas closed to prevent overharvest.

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

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

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

APPROVED AND ADOPTED October 8, 1987.

By Joseph R. Blum  
Director

NEW SECTION

*WAC 220-47-816 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective October 9, 1987, until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

*Area 6D (excluding those waters within 1,000 feet of each mouth of the Dungeness River at high tide) – Closed except gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously until further notice. Those waters within 1,000 feet of each mouth of the Dungeness River at high tide are closed to all commercial fishing.*

*Area 7B – Closed except gill nets using 5-inch minimum mesh and purse seines may fish continuously to 4:00 PM October 9. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.*

*\*Area 8D – Closed except gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously until 9:00 AM October 9.*

*Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 8A, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K and all freshwater areas – Closed.*

REPEALER

*The following section of the Washington Administrative Code is repealed effective October 9, 1987.*

*WAC 220-47-815 Puget Sound Commercial Salmon Fishing Restrictions Order No. 87-151*

**WSR 87-21-004**  
**EMERGENCY RULES**  
**DEPARTMENT OF NATURAL RESOURCES**  
**(Board of Natural Resources)**

[Order 522, Resolution No. 570—Filed October 9, 1987]

Be it resolved by the Board of Natural Resources, acting at Olympia, Washington, that it does adopt the annexed rules relating to the establishment of application fees, rental rates, advance minimum royalty rates, production royalty rate and work requirements for mineral prospecting leases and mining contracts issued by the Department of Natural Resources, and the establishment of the fee for a recreational prospecting permit.

We, the Board of Natural Resources, 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 action is necessary to provide continuous rules for issuing mineral leasing and contracts until such rules become permanently effective on November 10, 1987.

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

This rule is promulgated pursuant to RCW 79.01.618, 79.01.088 and 79.01.720 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Brian J. Boyle  
 Chairman, Board of Natural Resources  
 Commissioner of Public Lands

AMENDATORY SECTION (Amending Order 406, filed 12/6/83)

*WAC 332-10-180 APPLICATION FEE. An applicant to purchase or lease any public land or valuable materials shall pay a twenty-five dollar application fee, except for ((~~prospecting leases or mining contracts fees as specified by WAC 332-16-040, and~~)) oil and gas leases as specified by WAC 332-12-230.*

NEW SECTION

*WAC 332-16-035 PROSPECTING LEASES AND MINING CONTRACTS—RENTAL RATES, ADVANCE MINIMUM ROYALTY, PROSPECTING WORK REQUIREMENT, DEVELOPMENT WORK REQUIREMENT AND PRODUCTION ROYALTY. The annual rental for years one through three of a mineral prospecting lease shall be \$2.00 per acre, or \$100.00, whichever is greater. The annual rental for years four through seven of the lease shall be \$3.00*

*per acre, or \$120.00, whichever is greater. The department may require that more than one year's annual rental be paid in advance prior to issuing the lease.*

*The annual prospecting work requirement for a mineral prospecting lease shall be \$3.00 per acre.*

*The annual advance minimum royalty for years one through five of a mining contract shall be \$5.00 per acre, or \$250.00, whichever is greater. The annual advance minimum royalty for years six through ten of a mining contract shall be \$10.00 per acre, or \$500.00, whichever is greater. The annual advance minimum royalty for years eleven through twenty of a mining contract shall be \$20.00 per acre, or \$1,000.00, whichever is greater.*

*The production royalty rate for mining contracts shall be 5% of the gross receipts. The rate to be incorporated into a mining contract issued upon conversion from a prospecting lease shall be the rate in effect on the date the prospecting lease was issued.*

*The annual development work requirement for a mining contract shall be \$5.00 per acre.*

*All annual rental payments and annual advance minimum royalty payments must be made in advance, and lack of notice of payment due does not relieve the lessee of the obligation to make payments when due.*

NEW SECTION

*WAC 332-16-045 RECREATIONAL PROSPECTING PERMIT FEE. The fee for an annual permit for prospecting and collecting in designated recreational prospecting areas shall be \$10.00.*

**WSR 87-21-005**

**ADOPTED RULES**

**DEPARTMENT OF NATURAL RESOURCES**  
**(Board of Natural Resources)**

[Order 523, Resolution No. 571—Filed October 9, 1987]

Be it resolved by the Board of Natural Resources, acting at Olympia, Washington, that it does adopt the annexed rules relating to the establishment of application fees, rental rates, advance minimum royalty rates, production royalty rate and work requirements for mineral prospecting leases and mining contracts issued by the Department of Natural Resources, and the establishment of the fee for a recreational prospecting permit.

This action is taken pursuant to Notice Nos. WSR 87-15-101 and 87-20-066 filed with the code reviser on July 21, 1987, and October 6, 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 79.01.618, 79.01.088 and 79.01.720 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Brian J. Boyle  
Chairman, Board of Natural Resources  
Commissioner of Public Lands

WSR 87-21-006

EMERGENCY RULES  
DEPARTMENT OF NATURAL RESOURCES  
[Order 527—Filed October 9, 1987]

AMENDATORY SECTION (Amending Order 406, filed 12/6/83)

WAC 332-10-180 APPLICATION FEE. An applicant to purchase or lease any public land or valuable materials shall pay a twenty-five dollar application fee, except for ~~((prospecting leases or mining contracts fees as specified by WAC 332-16-040, and))~~ oil and gas leases as specified by WAC 332-12-230.

NEW SECTION

WAC 332-16-035 PROSPECTING LEASES AND MINING CONTRACTS—RENTAL RATES, ADVANCE MINIMUM ROYALTY, PROSPECTING WORK REQUIREMENT, DEVELOPMENT WORK REQUIREMENT AND PRODUCTION ROYALTY. The annual rental for years one through three of a mineral prospecting lease shall be \$2.00 per acre, or \$100.00, whichever is greater. The annual rental for years four through seven of the lease shall be \$3.00 per acre, or \$120.00, whichever is greater. The department may require that more than one year's annual rental be paid in advance prior to issuing the lease.

The annual prospecting work requirement for a mineral prospecting lease shall be \$3.00 per acre.

The annual advance minimum royalty for years one through five of a mining contract shall be \$5.00 per acre, or \$250.00, whichever is greater. The annual advance minimum royalty for years six through ten of a mining contract shall be \$10.00 per acre, or \$500.00, whichever is greater. The annual advance minimum royalty for years eleven through twenty of a mining contract shall be \$20.00 per acre, or \$1,000.00, whichever is greater.

The production royalty rate for mining contracts shall be 5% of the gross receipts. The rate to be incorporated into a mining contract issued upon conversion from a prospecting lease shall be the rate in effect on the date the prospecting lease was issued.

The annual development work requirement for a mining contract shall be \$5.00 per acre.

All annual rental payments and annual advance minimum royalty payments must be made in advance, and lack of notice of payment due does not relieve the lessee of the obligation to make payments when due.

NEW SECTION

WAC 332-16-045 RECREATIONAL PROSPECTING PERMIT FEE. The fee for an annual permit for prospecting and collecting in designated recreational prospecting areas shall be \$10.00.

I, Brian J. Boyle, Commissioner of Public Lands, do promulgate and adopt at Olympia, Washington, the annexed rules relating to mineral prospecting leases, mining contracts, chapter 332-16 WAC.

I, Brian J. Boyle, 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 action is necessary to provide continuous rules for issuing mineral leases and contracts until such rules become permanently effective on November 10, 1987.

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

This rule is promulgated pursuant to RCW 79.01.618 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Brian J. Boyle  
Commissioner of Public Lands

NEW SECTION

WAC 332-16-055 APPLICATION FOR PROSPECTING LEASE. *Applications for prospecting leases will be received during business hours in the office of the Department of Natural Resources, Olympia, Washington. Applications must be submitted on forms prescribed by the department and accompanied by the application fee.*

*All applications received by any means other than United States Mail will be stamped with the date and time of receipt in the Olympia office. Applications received by United States Mail will be considered received as of the close of business on that day. Applications will be accepted in the order received and priority of leasing will be established on this basis. The priority among applications filed simultaneously will be by drawing of lots.*

*If an application is rejected by the department, the application fee will be refunded and the applicant informed of the reason for rejection. If a portion of the lands applied for are encumbered or otherwise not available, such portion will be deleted from the application and the applicant notified of the change.*

NEW SECTION

WAC 332-16-065 CONVERSION OF A PROSPECTING LEASE TO A MINING CONTRACT. *An application to convert a prospecting lease to a mining contract must be submitted to the department at least*



one hundred eighty days prior to the expiration of the prospecting lease, together with the application fee.

The application shall include a plan of development which describes the development, operation and reclamation of the property, an environmental checklist and evidence that the prospecting work requirements of the lease have been met.

#### NEW SECTION

**WAC 332-16-075 PROSPECTING LEASE NOT RENEWABLE.** A prospecting lease not converted to a mining contract shall not be renewable. The holder of an expired prospecting lease, or the holder's agents, shall not be entitled to a new lease on the premises covered by the prior lease for one year from the date of the expired prospecting lease.

#### NEW SECTION

**WAC 332-16-085 FAILURE TO EXECUTE PROSPECTING LEASES AND MINING CONTRACTS.** When an applicant fails to sign a lease or contract and return the signed document with the rental or minimum royalty within thirty days, the application will be rejected and the application fee forfeited. Additional time for compliance with this section may be granted by the department if the applicant submits a written request for additional time to the department within the thirty day period.

#### NEW SECTION

**WAC 332-16-095 RENEWAL OF MINING CONTRACT.** The lessee may apply for renewal of a mining contract, except placer gold mining contracts issued pursuant to RCW 79.01.617, by submitting an application, and the application fee, within the ninety days prior to the expiration of the contract.

The terms of the renewal contract shall be the same as those contained in the previous contract unless valuable minerals or specified materials are not being produced. The terms of a renewal contract on a non-producing lease shall be governed by the rules and rates in effect at the time the renewal contract is issued.

#### NEW SECTION

**WAC 332-16-105 PERFORMANCE SECURITY.** The department may, at its option, require the lessee to file a cash bond, savings account assignment, approved corporate surety bond or other form of security satisfactory to the department in an amount sufficient to guarantee performance of the terms and conditions of the lease or contract. Such security, if required, shall be submitted prior to the commencement of prospecting or mining operations. The department may reduce or increase the amount of the security as a result of operational changes requiring different levels of performance. The department may allow a lessee to file a single security device, acceptable to the state, in an amount set by the department covering all of the lessee's state leases.

#### NEW SECTION

**WAC 332-16-115 TIMBER.** No forest products owned by the department shall be cut, removed or destroyed unless approved in advance by the department. The lessee shall appropriately mark all forest products proposed to be cut. Unless the department elects to directly dispose of the forest products, the department will appraise the forest products and the lessee shall pay the appraised value of such forest products within thirty days of billing unless there is a written extension of time by the department, and in any event, prior to their cutting.

#### NEW SECTION

**WAC 332-16-125 SURFACE RIGHTS.** Where the surface rights for the lands described in the prospecting lease or mining contract are held by a third party, the holder of the prospecting lease or mining contract shall make arrangements with the holder of the surface rights to protect the surface interests and submit to the department evidence of such arrangements, prior to the commencement of prospecting or mining activities, in one of the following forms:

(1) Waiver of Damages executed by the holder(s) of the surface rights;

(2) Agreement in the form of a letter, contract or memorandum of understanding executed by both the mineral lessee and the holder(s) of the surface rights which provides for the settlement of all disputes and damages;

(3) A court order resolving the issues of access, damage claims and any other disputes.

#### NEW SECTION

**WAC 332-16-135 USE OF LEASED PREMISES.** The holder of a prospecting lease may use the leased premises as provided in the lease and the approved plan of operations, subject to existing rights and payments as otherwise provided. Such uses shall be those reasonably necessary for the exploration of the premises.

The holder of a prospecting lease may remove valuable minerals or specified materials of a value not exceeding \$100 for the purpose of testing and assaying. The removal of valuable minerals or specified materials in excess of this amount requires prior written approval of the department, and may be subject to the payment of royalties.

The holder of a mining contract may use the leased premises as provided in the contract and the approved plan of operations, subject to existing rights and payments as otherwise provided. Such uses shall be those reasonably necessary for the exploration, development, operation and production of valuable minerals or specified materials.

#### NEW SECTION

**WAC 332-16-145 PROSPECTING AND DEVELOPMENT WORK.** Prospecting leases shall require that the lessee perform the required annual prospecting work that contributes to the mineral evaluation of the

premises. The lessee may make payment to the department in lieu of prospecting work for not more than three years during the term of the lease.

Mining contracts, except those issued for placer gold mining pursuant to RCW 79.01.617, shall require that the lessee perform the required annual development work that contributes to the mineral development of, and production from, the property. The lessee may make payment to the department in lieu of the performance of development work.

Prospecting work or development work actually accomplished during any one lease or contract year in excess of the lease or contract requirements may be applied toward the next succeeding year only, provided that the work is reported to the department at the end of the year in which it was performed, accompanied by a written request that the excess be applied to the next succeeding year.

All prospecting and development work reported is subject to evaluation and confirmation by the department. Work that does not directly contribute to the mineral evaluation or development of the property will not be accepted. The department shall have the right to inspect the work done and to examine all books and records pertaining to prospecting and development work reported. Prospecting and development work reports shall contain sufficient information, including adequate maps, plans, diagrams, locations, and costs to indicate the location, amount and type of work accomplished on or adjacent to the property and an explanation of how this work contributed to the mineral evaluation or development of the property.

Upon the written request of the lessee at the time the prospecting or development work report is submitted to the department, the report shall be considered confidential until a written release is obtained from the lessee or the termination, cancellation, surrender or expiration of the lease or contract.

#### NEW SECTION

**WAC 332-16-155 PRODUCTION ROYALTY.** Production royalties shall be payable as provided in the mining contract upon all valuable minerals, specified materials or any products whatever which are mined, saved, sold or removed from the leased premises.

The production royalty shall be calculated on the gross receipts, including all bonuses and allowances paid, earned, or received, at the point of sale of the first marketable valuable mineral(s) produced from the leased premises, whether or not such valuable mineral(s) are produced through chemical or mechanical processes, subject only to the deduction of transportation costs which transportation costs are part of the development plan approved by the department.

The department may set or calculate the production royalty in the case of specified materials and other products produced from the leased premises based on the volume of material removed from the leased premises.

#### NEW SECTION

**WAC 332-16-165 FIELD INSPECTIONS AND AUDITS.** Any person designated by the department shall have the right at any time to inspect and examine the lease premises and the facilities thereon, and shall have the right during lessee's business hours to examine such books, records, tax returns, and accounts of the lessee as are directly connected with the determination of royalties.

#### NEW SECTION

**WAC 332-16-175 TECHNICAL DATA.** In the interest of further developing the mineral resources of the state of Washington, lessees shall submit to the department copies of all geological, geophysical, geochemical, engineering and metallurgical data relating to the property held under lease or contract within ninety days of the termination, cancellation, surrender or expiration of the lease or contract. All of the following data, collected or prepared, are to be submitted:

- (1) geologic maps;
- (2) geochemical surveys, including sample location maps and results of tests for each sample;
- (3) geophysical surveys, including accurate station maps, measurements for each station and the results of data reduction, but not proprietary interpretations;
- (4) lithologic logs and geochemical analyses for exploratory drill holes;
- (5) map showing the location and orientation of exploratory drill holes;
- (6) results of metallurgical tests performed on samples from the premises;
- (7) results of engineering studies relating to the competence and stability;
- (8) surveyed level maps for underground workings.

#### NEW SECTION

**WAC 332-16-185 ASSIGNMENTS.** The assignment of any lease or contract may be made, subject to written approval by the department, upon submitting the request on the prescribed form to the department, together with the required assignment fee. The assignee shall be subject to and governed by the terms and conditions of the lease or contract. The approval of an assignment by the department shall not waive compliance with any terms and conditions of the lease or contract. No assignment of a lease or contract will be approved if any delinquencies exist with respect to any of the terms or provisions of the lease or contract.

#### NEW SECTION

**WAC 332-16-195 CONSOLIDATION OF MINING CONTRACTS.** The holder or holders of two or more mining contracts may apply to the department for the consolidation of their contracts under a common management to facilitate operation of larger-scale development.

If the department finds the consolidation to be in the best interests of the state, the consolidation will be approved.

NEW SECTION

**WAC 332-16-205 PLAN OF OPERATIONS.** Prior to the commencement of prospecting activities which disturb the surface, the holder of a prospecting lease shall submit a plan of operations which shall include but is not limited to the following:

- (1) The type, location, and schedule of exploratory drilling and trenching activities;
- (2) Location of other significant activities, including type and depth of drilling, trenching, and underground development;
- (3) Proposed roads;
- (4) Proposed erosion control plans for roads, landings, drilling locations, and trenches; and
- (5) Reclamation, including the method of plugging and sealing drill holes and underground openings.

Prior to the commencement of exploration, development or mining activities, the holder of a mining contract shall submit a plan of operations which includes items (1) through (5), above, and the implementation of the plan of development and reclamation submitted as part of the application for the mining contract.

If the lessee desires changes to the approved plan of operations, department approval is required.

NEW SECTION

**WAC 332-16-215 NOTICE OF INTENT TO CONDUCT PROSPECTING OR OPERATIONS.** The department must be notified at least fifteen days in advance of the commencement of work that includes activities approved as part of the lessee's plan of operations, which disturb the surface. If the surface rights on all or a portion of the leased premises are held by a third party, that party shall be provided a copy of the notification of intent to conduct prospecting or operations at the same time the department is notified.

Activities which are not part of the lessee's approved plan of operations cannot be included in the notice of intent.

NEW SECTION

**WAC 332-16-225 PLUGGING AND ABANDONMENT PROCEDURES FOR EXPLORATION DRILL HOLES.** All exploration drill holes shall be properly plugged and abandoned by the lessee in accordance with procedures approved by the department.

NEW SECTION

**WAC 332-16-235 PUBLIC AUCTION OF KNOWN DEPOSITS OF VALUABLE MINERALS OR SPECIFIED MATERIALS.** The department may offer mining contracts at public auction on lands for which the department has information for the existence of commercially significant mineral deposits.

NEW SECTION

**WAC 332-16-245 PUBLIC AUCTION OF PLACER GOLD MINING CONTRACTS.** The department may offer contracts for the mining of placer gold at public auction. Mining contracts for placer gold

issued at public auction shall be for a term of 5 years and be nonrenewable. Payment shall be by bonus bid, if any, and an annual rental.

NEW SECTION

**WAC 332-16-255 RECREATIONAL PROSPECTING AREAS.** The department may consider and evaluate written requests to designate specific areas as recreational prospecting areas. The criteria for the evaluation of such proposals shall include, but not be limited to, use conflicts, the presence of minerals in non-commercial quantities, public access and environmental sensitivity.

The department shall establish the amount of collecting, type of equipment and method(s) of collecting and/or prospecting to be allowed in each designated recreational prospecting area. Such rules will be based on the character of each area, the mineral or minerals sought, and regulations imposed by other state agencies.

Following the determination by the department a site may be suitable for designation as a recreational prospecting area, the department shall hold a public hearing in the county where the lands are located. At least fifteen days but not more than thirty days before the hearing, the department shall publish a public notice setting forth the date, time, and place of the hearing, at least once in one or more daily newspapers of general circulation in the county and at least once in one or more weekly newspapers circulated in the area.

After a recreational prospecting area has been designated by the department, the boundaries of the area will be marked.

A recreational prospecting permit issued by the department of natural resources is required by all persons 16 years of age and older for the use of designated recreational prospecting areas for prospecting and mineral collecting. The term of the permit shall be a calendar year.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 332-16-010 General objectives of mineral resource management.
- (2) WAC 332-16-020 Lands subject to mineral leasing law and chapter 332-16 WAC.
- (3) WAC 332-16-030 Definitions.
- (4) WAC 332-16-040 Applications.
- (5) WAC 332-16-050 Application—Simultaneous.
- (6) WAC 332-16-060 Applications—Return of Moneys.
- (7) WAC 332-16-070 Area and term of leases and contracts.
- (8) WAC 332-16-080 Leases and contracts in effect on June 10, 1965.
- (9) WAC 332-16-090 Tide and shoreland descriptions.
- (10) WAC 332-16-100 Conversion of leases to contracts.
- (11) WAC 332-16-110 Conversion of leases to contracts—Failure to convert.

- (12) WAC 332-16-120 Forms.
- (13) WAC 332-16-130 Time for return of executed leases and contracts.
- (14) WAC 332-16-140 Cash or surety bond may be required.
- (15) WAC 332-16-150 Timber.
- (16) WAC 332-16-160 Notice of rental or minimum royalty.
- (17) WAC 332-16-170 Right of entry.
- (18) WAC 332-16-180 Damages to encumbered lands.
- (19) WAC 332-16-190 Use of leased premises.
- (20) WAC 332-16-200 Development work and improvements.
- (21) WAC 332-16-210 Development work and improvements—Examples, acceptable.
- (22) WAC 332-16-220 Development work and improvements—Examples, unacceptable.
- (23) WAC 332-16-230 Development work and improvements—Reports.
- (24) WAC 332-16-240 Development work and improvements—Additional time.
- (25) WAC 332-16-250 Advance payment of minimum annual royalty.
- (26) WAC 332-16-260 Royalties.
- (27) WAC 332-16-270 Royalties—Computation.
- (28) WAC 332-16-290 Royalties—Production.
- (29) WAC 332-16-300 Royalties—Audit and verification.
- (30) WAC 332-16-310 Maps, reports, and assays.
- (31) WAC 332-16-320 Assignments.
- (32) WAC 332-16-330 Consolidation of mining contracts.
- (33) WAC 332-16-340 Administrative Procedure Act.

**WSR 87-21-007****ADOPTED RULES****DEPARTMENT OF NATURAL RESOURCES**

[Order 528—Filed October 9, 1987]

I, Brian J. Boyle, Commissioner of Public Lands, do promulgate and adopt at Olympia, Washington, the annexed rules relating to mineral prospecting leases, mining contracts, chapter 332-16 WAC.

This action is taken pursuant to Notice Nos. WSR 87-15-102 and 87-20-067 filed with the code reviser on July 21, 1987, and October 6, 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 79.01.618 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Brian J. Boyle  
Commissioner of Public Lands

**NEW SECTION**

WAC 332-16-055 APPLICATION FOR PROSPECTING LEASE. Applications for prospecting leases will be received during business hours in the office of the Department of Natural Resources, Olympia, Washington. Applications must be submitted on forms prescribed by the department and accompanied by the application fee.

All applications received by any means other than United States Mail will be stamped with the date and time of receipt in the Olympia office. Applications received by United States Mail will be considered received as of the close of business on that day. Applications will be accepted in the order received and priority of leasing will be established on this basis. The priority among applications filed simultaneously will be by drawing of lots.

If an application is rejected by the department, the application fee will be refunded and the applicant informed of the reason for rejection. If a portion of the lands applied for are encumbered or otherwise not available, such portion will be deleted from the application and the applicant notified of the change.

**NEW SECTION**

WAC 332-16-065 CONVERSION OF A PROSPECTING LEASE TO A MINING CONTRACT. An application to convert a prospecting lease to a mining contract must be submitted to the department at least one hundred eighty days prior to the expiration of the prospecting lease, together with the application fee.

The application shall include a plan of development which describes the development, operation and reclamation of the property, an environmental checklist and evidence that the prospecting work requirements of the lease have been met.

**NEW SECTION**

WAC 332-16-075 PROSPECTING LEASE NOT RENEWABLE. A prospecting lease not converted to a mining contract shall not be renewable. The holder of an expired prospecting lease, or the holder's agents, shall not be entitled to a new lease on the premises covered by the prior lease for one year from the date of the expired prospecting lease.

**NEW SECTION**

WAC 332-16-085 FAILURE TO EXECUTE PROSPECTING LEASES AND MINING CONTRACTS. When an applicant fails to sign a lease or contract and return the signed document with the rental or minimum royalty within thirty days, the application will be rejected and the application fee forfeited. Additional time for compliance with this section may be granted by the department if the applicant submits a written request for additional time to the department within the thirty day period.

NEW SECTION

**WAC 332-16-095 RENEWAL OF MINING CONTRACT.** The lessee may apply for renewal of a mining contract, except placer gold mining contracts issued pursuant to RCW 79.01.617, by submitting an application, and the application fee, within the ninety days prior to the expiration of the contract.

The terms of the renewal contract shall be the same as those contained in the previous contract unless valuable minerals or specified materials are not being produced. The terms of a renewal contract on a non-producing lease shall be governed by the rules and rates in effect at the time the renewal contract is issued.

NEW SECTION

**WAC 332-16-105 PERFORMANCE SECURITY.** The department may, at its option, require the lessee to file a cash bond, savings account assignment, approved corporate surety bond or other form of security satisfactory to the department in an amount sufficient to guarantee performance of the terms and conditions of the lease or contract. Such security, if required, shall be submitted prior to the commencement of prospecting or mining operations. The department may reduce or increase the amount of the security as a result of operational changes requiring different levels of performance. The department may allow a lessee to file a single security device, acceptable to the state, in an amount set by the department covering all of the lessee's state leases.

NEW SECTION

**WAC 332-16-115 TIMBER.** No forest products owned by the department shall be cut, removed or destroyed unless approved in advance by the department. The lessee shall appropriately mark all forest products proposed to be cut. Unless the department elects to directly dispose of the forest products, the department will appraise the forest products and the lessee shall pay the appraised value of such forest products within thirty days of billing unless there is a written extension of time by the department, and in any event, prior to their cutting.

NEW SECTION

**WAC 332-16-125 SURFACE RIGHTS.** Where the surface rights for the lands described in the prospecting lease or mining contract are held by a third party, the holder of the prospecting lease or mining contract shall make arrangements with the holder of the surface rights to protect the surface interests and submit to the department evidence of such arrangements, prior to the commencement of prospecting or mining activities, in one of the following forms:

(1) Waiver of Damages executed by the holder(s) of the surface rights;

(2) Agreement in the form of a letter, contract or memorandum of understanding executed by both the mineral lessee and the holder(s) of the surface rights which provides for the settlement of all disputes and damages;

(3) A court order resolving the issues of access, damage claims and any other disputes.

NEW SECTION

**WAC 332-16-135 USE OF LEASED PREMISES.** The holder of a prospecting lease may use the leased premises as provided in the lease and the approved plan of operations, subject to existing rights and payments as otherwise provided. Such uses shall be those reasonably necessary for the exploration of the premises.

The holder of a prospecting lease may remove valuable minerals or specified materials of a value not exceeding \$100 for the purpose of testing and assaying. The removal of valuable minerals or specified materials in excess of this amount requires prior written approval of the department, and may be subject to the payment of royalties.

The holder of a mining contract may use the leased premises as provided in the contract and the approved plan of operations, subject to existing rights and payments as otherwise provided. Such uses shall be those reasonably necessary for the exploration, development, operation and production of valuable minerals or specified materials.

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All prospecting and development work reported is subject to evaluation and confirmation by the department. Work that does not directly contribute to the mineral evaluation or development of the property will not be accepted. The department shall have the right to inspect the work done and to examine all books and records pertaining to prospecting and development work reported. Prospecting and development work reports shall contain sufficient information, including adequate maps, plans, diagrams, locations, and costs to indicate the location, amount and type of work accomplished on or adjacent to the property and an explanation of how

this work contributed to the mineral evaluation or development of the property.

Upon the written request of the lessee at the time the prospecting or development work report is submitted to the department, the report shall be considered confidential until a written release is obtained from the lessee or the termination, cancellation, surrender or expiration of the lease or contract.

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The production royalty shall be calculated on the gross receipts, including all bonuses and allowances paid, earned, or received, at the point of sale of the first marketable valuable mineral(s) produced from the leased premises, whether or not such valuable mineral(s) are produced through chemical or mechanical processes, subject only to the deduction of transportation costs which transportation costs are part of the development plan approved by the department.

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- (4) lithologic logs and geochemical analyses for exploratory drill holes;
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If the department finds the consolidation to be in the best interests of the state, the consolidation will be approved.

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The following sections of the Washington Administrative Code are repealed:

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- (2) WAC 332-16-020 Lands subject to mineral leasing law and chapter 332-16 WAC.
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- (30) WAC 332-16-310 Maps, reports, and assays.  
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 (33) WAC 332-16-340 Administrative Procedure Act.

**WSR 87-21-008**

**NOTICE OF PUBLIC MEETINGS  
 DEPARTMENT OF COMMUNITY DEVELOPMENT  
 (Emergency Response Commission)  
 [Memorandum—October 9, 1987]**

The Washington State Emergency Response Commission will meet on October 20, 1987, at 8:30 a.m., in the Emergency Operating Center of the Division of Emergency Management, 4220 East Martin Way, Olympia, Washington.

**WSR 87-21-009**

**EMERGENCY RULES  
 DEPARTMENT OF LICENSING  
 [Order DLR-145—Filed October 9, 1987]**

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to WAC 308-90-030 through 308-90-050.

I, Theresa Anna Aragon, Director, Department of Licensing, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is these rules are for implementation of Second Substitute Senate Bill 5515, vessel dealer registration. This replaces DLR-136, filed July 1, 1987.

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

This rule is promulgated pursuant to RCW 88.02.060 (WAC 308-90-040 and 308-90-080) and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the Department of Licensing as authorized in RCW 88.02.100 (WAC 308-90-030, 308-90-060, 308-90-070, 308-90-090, 308-90-110, 308-90-120, 308-90-130, 308-90-140, 308-90-150 and 308-90-160).

The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.  
 APPROVED AND ADOPTED October 7, 1987.

By Theresa Anna Aragon  
 Director

**AMENDATORY SECTION** (Amending Order 722 DOL, filed 7/1/83)

**WAC 308-90-030 DEFINITIONS.** (1) ~~(Words and terms used in these rules have the same meaning as each has under chapter 7, Laws of 1983 unless otherwise clearly provided in these rules, or the context in which they are used in these rules clearly indicate that they be given some other meaning.~~

(2) "Person" includes every natural person, firm, co-partnership, corporation, association or organization.

(3) "Branch location" means any place of business of a dealer which is physically and geographically separated from the principal place of business and has the appearance of being a separate business.) "Firm" means a person, partnership, association or corporation engaged in the business of selling vessels at retail or wholesale in this state.

(2) "Display decal" means a vessel dealer identifier designed and produced by the department which is used by Washington registered vessel dealers and contains the vessel dealer registration number.

(3) "Identification card" is a card that may be issued by a firm identifying a person as authorized to operate vessels for vessel dealer business.

(4) "Bona fide employee" is a person who works for the firm and appears on the firm's employment records.

(5) "Consignment" means an arrangement whereby a vessel dealer accepts entrustment of a vessel and agrees to sell the vessel on behalf of another.

(6) "Listing" means an arrangement whereby the seller will compensate the vessel dealer to obtain a willing purchaser for the seller's vessel.

(7) "Broker" means a vessel dealer who arranges the sale between the buyer and seller of a vessel and receives a form of compensation.

**AMENDATORY SECTION** (Amending Order 722 DOL, filed 7/1/83)

**WAC 308-90-040 DEALER REGISTRATION APPLICATION FORM.** (1) Any person making application for registration ~~((for))~~ as a vessel dealer under chapter ~~((7, Laws of 1983))~~ 88.02 RCW shall, on a form provided by the ~~((director))~~ department, provide the following information:

(a) The name~~((business name))~~ and ~~((principal place of))~~ business address of the ~~((applicant))~~ firm and a list of additional business addresses of the firm, if any.

(b) The name ~~((and resident address))~~ of all owners of ten percent or more of the assets of the firm and corporate designation, if any.

(c) ~~((The name and resident address of the managing employee.~~

~~((d)))~~ The ~~((applicant's form))~~ firm's business structure and place of organization.

~~((e))~~ That the applicant's business may be lawfully carried on in accordance with all applicable building codes, zoning and other land use regulations.) (d) The business registration number issued by the department of revenue.



AMENDATORY SECTION (Amending Order 722 DOL, filed 7/1/83)

WAC 308-90-060 DISPLAY OF REGISTRATION. (1) The registration of a dealer shall be prominently displayed, visible to the public at the address appearing on the registration.

(2) A copy of the vessel dealer registration shall be displayed as in subsection (1) of this section at all business locations of the firm.

AMENDATORY SECTION (Amending Order 722 DOL, filed 7/1/83)

WAC 308-90-070 DEALER REGISTRATION NUMBERS. (1) The ((director)) department shall assign a registration number for each ((applicant)) firm registered as a dealer. The registration number shall be consistent with the standard numbering system for vessels set forth in volume 33, part 174, of the Code of Federal Regulations. (Example: WN 7XXX DA)

((+)) (2) The dealer's registration number shall be displayed on all vessels owned by the dealer ((and:

(a) Used for a business purpose of the dealer, but not for use on loaned vessels or vessels rented or leased on a regular commercial basis;

(b) Held as a demonstration or inventory vessel;

(c) Held for the purpose of testing or making repairs.

(2) Rented, loaned or leased vessels shall be registered separately and display separate registration numbers pursuant to chapter 7, Laws of 1983)).

(3) The vessel dealer shall display his/her registration number in three inch block numbers/letters on both sides of the forward one-half of the vessel. The registration number may be permanently fixed to the vessel or to a removable display fixture. The numbers/letters shall be displayed in a single line.

AMENDATORY SECTION (Amending Order 722 DOL, filed 7/1/83)

WAC 308-90-080 REGISTRATION FEE—RENEWAL. (1) Any ((person)) firm desiring to be a dealer must include with the application ((a)) the required registration fee ((of twenty-five dollars)). ((Every registration issued under the provisions of chapter 7, Laws of 1983 expires on the date one year from the date of issue which date will henceforth be the renewal date. An))

(2) Vessel dealers will reapply for a registration on or before the expiration of their registration.

(3) The annual registration renewal fee ((in the same amount)) must be paid on or before each renewal date. If an application for renewal is not received by the ((director)) department on or before the ((renewal date)) last day of the expiration month the registration is expired. The registration may be reinstated at any time within the next succeeding thirty days ((upon)) if renewal application and payment of the annual renewal fee then in default is received by the department. Registrations not renewed within thirty days of the renewal date then in default shall be cancelled. A new registration may be obtained by satisfying the procedures and qualifications for initial registration.

((2)) (4) If no department denial action is pending, the ((director)) department shall issue a vessel dealer registration and renewal decals depicting the expiration of the registration upon receipt of a dealer's renewal fee and renewal application. The dealer shall affix the decal as a prefix to the dealer registration number then in effect as displayed on the dealer's inventory vessels.

AMENDATORY SECTION (Amending Order 722 DOL, filed 7/1/83)

WAC 308-90-090 CHANGE OF BUSINESS LOCATION. The dealer shall notify the ((director)) department of any change of the firm's business location or mailing address prior to engaging in business at the new location. Notification shall be made by filing a change of address application on a form provided by the ((director)) department accompanied by the return of the registration issued to the former location or address. The vessel dealer will provide a list of all business locations of the firm when changing the business address of the firm's office.

AMENDATORY SECTION (Amending Order 722 DOL, filed 7/1/83)

WAC 308-90-110 STATEMENT OF CHANGE IN BUSINESS STRUCTURE, OWNERSHIP INTEREST OR CONTROL. Any person, firm, association, corporation or trust registered as a dealer must, within ten days following any change in its business or ownership structure, file a statement describing with particularity the change effected in its business structure or the change in ownership interest. In addition, persons newly assuming executive or control functions, including but not limited to new corporate officers, directors, majority stockholders, managing partners, managing ((employee or)) trustees, must file within ten days of assuming such function.

NEW SECTION

WAC 308-90-120 TRUST ACCOUNT. (1) The dealer's separate trust account cannot accrue interest.

(2) Any fees assessed by the depository against the trust account shall not be paid from purchasers trust funds.

NEW SECTION

WAC 308-90-130 CONSIGNMENT. (1) All purchasers funds received, including deposits or payments in full or proceeds from the sale of trade-in vessels on a consignment sale, shall be placed in the vessel dealers trust account as required in section 11, chapter 149, Laws of 1987, and said funds shall remain in such trust account until the consignor's and the legal owner's interest, if any, have been fully satisfied.

(2) The sale of a consigned vessel by a vessel dealer is a retail sale and the dealer is required to transfer title as found in section 8, chapter 149, Laws of 1987.

NEW SECTION

**WAC 308-90-140 LISTING.** (1) All purchasers funds received, including deposits or payments in full or proceeds from the sale of trade-in vessels on a listing sale shall be placed in the vessel dealers trust account as required in section 11, chapter 149, Laws of 1987, and said funds shall remain in such trust account until the listed vessel sale is completed.

(2) At the time the sale closes and at vessel delivery the listing dealer shall pay any outstanding liens from trust funds in order to obtain title for transfer.

(3) The sale of a listed vessel by a vessel dealer is a retail sale and the vessel dealer is required to transfer title as provided in section 8, chapter 149, Laws of 1987.

NEW SECTION

**WAC 308-90-150 TITLE TRANSFER.** (1) The vessel dealer is required to make application for title in the purchaser's name within fifteen days following the sale of the vessel.

(2) The vessel dealer or the dealer's authorized agent shall sign or type his firm name and vessel dealer number on the application for title in the purchasers' name. If an authorized agent signs for the dealer the agent shall give their title.

NEW SECTION

**WAC 308-90-160 BOND EXEMPTION.** (1) Applicants or registered vessel dealers desiring to be exempt from the bonding requirement must provide a statement that they sell fifteen or fewer vessels per year having a retail value of not more than two thousand dollars each.

(2) Registered vessel dealers who have stated that they qualify for the exemption shall immediately file the required surety bond with the department at the time their sales exceed the statutory exemption number or value. Failure to file the bond will subject the vessel dealer to penalties prescribed in section 12, chapter 149, Laws of 1987.

REPEALER

The following sections of the Washington Administrative Code are repealed:

**WAC 308-90-010 PROMULGATION AUTHORITY.**

**WAC 308-90-020 ORGANIZATION.**

**WAC 308-90-050 BRANCH LOCATION—SEPARATE REGISTRATION.**

**WSR 87-21-010****ADOPTED RULES****DEPARTMENT OF LICENSING**

[Order PM 681—Filed October 9, 1987]

I, Robert Van Schoorl, assistant director of the Business and Professions Administration, Department of Licensing, do promulgate and adopt at Olympia,

Washington, the annexed rules relating to cosmetology, barbering and manicuring schools:

Amd WAC 308-20-040 Application for school license.  
Amd WAC 308-20-060 Surety bond requirements for schools.

This action is taken pursuant to Notice No. WSR 87-17-056 filed with the code reviser on August 19, 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 18.16.140, as amended by section 1, chapter 445, Laws of 1987, and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 18.16.030(2) which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 18.16 RCW.

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

APPROVED AND ADOPTED September 24, 1987.

By Robert Van Schoorl  
Assistant Director

AMENDATORY SECTION (Amending Order PL 480, filed 9/12/84)

**WAC 308-20-040 APPLICATION FOR SCHOOL LICENSE.** With each school application, the following items must be included before a school license will be approved by the department:

(1) Owners—Names and addresses of all school owners must be on the application for a school license;

(2) List of instructors, with their addresses, responsible for the training of students. The department must be notified, in writing, when a change of instructor staff occurs;

(3) A copy of the curriculum for each course the school intends to offer. A cosmetology school must submit a curriculum for manicurist, barber and chemical services; a barber school must submit a barber curriculum; a manicurist school submits a manicurist curriculum. Each curriculum must meet the training guidelines established by the director and adopted by rules pursuant to this chapter;

(4) Each school will submit, at the time of application, a copy of their catalog, brochure and contract they intend to use for the enrollment of students. Each catalog, brochure and enrollment contract will contain in clear, concise language, the cancellation and refund policy of the school;

(5) The description of the school facilities and equipment can be submitted by facility architect's blue print with equipment penciled in or by accurate hand drawn diagram including equipment to be used for training of students;

(6) Surety bond (~~or other form of negotiable surety~~) as established by WAC 308-20-060 shall be submitted with application for school licensure. No school shall be approved until the surety bond is in force.

The department shall be notified within fifteen days of any changes in subsections (1) through (6) of this section.

**AMENDATORY SECTION** (Amending Order PL 491, filed 10/19/84)

WAC 308-20-060 SURETY BOND REQUIREMENT FOR SCHOOLS. ~~((A#))~~ Every currently licensed school~~((s will be))~~ and every applicant for a new or renewed school license is required to~~((file))~~ have a surety~~((to))~~ bond which meets~~((the new))~~ legal requirements~~((within ninety days of rules adoption. New applications for school license after July 1, 1984 will be required to meet the new requirement))~~. Surety bonds shall be made to the state of Washington and be kept on file at the department of licensing.

(1) The amount of the bond shall be ~~((twelve))~~ one thousand dollars~~((for all))~~ or five percent of the annual gross tuition collected by the school~~((s enrolling or intending to enroll twenty or more students for the protection of the students))~~.

Schools enrolling or intending to enroll less than twenty students shall obtain a surety bond in the amount of six thousand dollars for the protection of the students~~((s)), whichever is greater. The bond shall not exceed twenty-five thousand dollars and shall run to the state of Washington for the protection of unearned prepaid student tuition.~~

(2) ~~((In lieu of the surety bond provided for herein, the school may furnish, file and deposit with the department, cash or other negotiable security. Such deposits in lieu of a bond shall be in the amount of such proportions as required in subsection (1) of this section. The following types of deposits are acceptable:~~

~~(a) Escrow account which provides the state of Washington with a recourse against the assets in the account as it would have against an insurance company on a bond:~~

~~(b) Certificate of deposit or government securities with a power of attorney which authorizes the state of Washington to have full recourse to the assets of the instrument as it would to an insurance company on a bond. The bank will assume the responsibility of keeping the instrument safe and shall not release the same to the owner of the school unless the department authorizes a release in writing.~~

~~(c) Irrevocable letter of credit from a bank, made payable to the state of Washington and deposited with the agency as would a bond:~~

~~((3))~~ (3) At the time of licensing each school shall file a surety bond with the director of licensing, hereinafter referred to as the director, in a form acceptable to the department. The bond may be continuous or renewable at the time of renewal of license: PROVIDED, That the bond shall cover the full period during which a school is licensed unless the surety has been released as provided in subsection ~~((5))~~ (4) of this section.

~~((4))~~ (3) The bond shall be executed by the licensed school as principal and by a surety company authorized to do business in this state as surety. The bond shall run to the state of Washington, for ~~((the benefit and))~~ protection of ~~((any student or enrollee, or, in the case of a~~

~~minor, his or her parents or guardian, determined to have suffered loss or damage as a result of an act or practice by such school which is a violation of this chapter alleged to have occurred while the bond was in effect or as a result of the school's failure to meet its obligations to a student or enrollee during the term for which tuition has been paid))~~ unearned prepaid student tuition.

~~((5))~~ (4) A surety on a bond may be released by serving written notice thereof to the director at least thirty-five days prior to the release, but the release shall not discharge or otherwise affect any claim theretofore or thereafter filed by a student or enrollee, or, in the case of a minor, his or her parents or guardian ~~((, for loss or damage resulting from any act or practice which is a violation of this chapter or rules adopted under this chapter alleged to have occurred while the bond was in effect, or resulting from the school's failure to meet its obligations to a student or enrollee during the term for which tuition has been paid))~~.

The director shall give the school at least thirty days' written notice prior to the release of the surety to the effect that ~~((its license will be suspended))~~ upon release of the surety the school license will be null and void by operation of~~((law))~~ RCW 19.72.130 until a new and sufficient surety bond is filed in the same manner and amount as the bond being terminated.

**WSR 87-21-011**

**ADOPTED RULES**

**DEPARTMENT OF LICENSING**

[Order PM 686—Filed October 9, 1987]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to corrections to WAC 308-34-080, 308-115-140, 308-32-080 and 308-11-100; and new section WAC 308-190-020.

This action is taken pursuant to Notice No. WSR 87-16-106 filed with the code reviser on August 5, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

WAC 308-11-100 is promulgated pursuant to RCW 18.11.200 which directs that the Department of Licensing has authority to implement the provisions of chapter 18.11 RCW.

WAC 308-32-080 is promulgated pursuant to RCW 18.28.170 which directs that the Department of Licensing has authority to implement the provisions of chapter 18.28 RCW.

WAC 308-34-080 is promulgated pursuant to RCW 18.36.040 and is intended to administratively implement that statute.

WAC 308-115-140 is promulgated pursuant to RCW 18.50.135 which directs that the Department of Licensing has authority to implement the provisions of chapter 18.50 RCW.

WAC 308-190-020 is promulgated pursuant to section 10, chapter 512, Laws of 1987, and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 25, 1987.

By R. A. Van Schoorl  
Assistant Director  
for Theresa Anna Aragon  
Director

AMENDATORY SECTION (Amending Order PL 500, filed 12/10/84)

WAC 308-34-080 REVIEW PROCEDURES. The director may send a representative or an examining or evaluation committee to inspect any institution requesting approval. Such inspection ~~((fs))~~ may be at any reasonable time during the normal operating hours of the institution. The report of the representative or committee and the institution's response shall be submitted as part of the documentation necessary for the director's action on the institution's application. Expenses incurred for the site review shall be the responsibility of the program requesting approval.

AMENDATORY SECTION (Amending Order PL 566, filed 11/18/85)

WAC 308-115-140 CURRICULUM. (1) The basic ~~((curriculum) [education])~~ curriculum shall be at least three academic years, and shall consist of both didactic and clinical instruction sufficient to meet the educational standards of the school and of chapter 18.50 RCW. However, the school may shorten the length of time for the program after consideration of the student's documented education and experience in the required subjects, if the applicant is a registered nurse under chapter 18.88 RCW, a licensed practical nurse under chapter 18.78 RCW, or has had previous nursing education or practical midwifery experience. The midwifery training shall not be reduced to a period of less than two academic years. Each student must undertake the care of not less than fifty women in each of the prenatal, intrapartum and early postpartum periods. The care of up to thirty five women in each of the periods may be undertaken as a part of previous nursing education or practical midwifery experience as defined in WAC 308-115-050(5). No less than fifteen women must be cared for in each period while enrolled in the school from which the student graduates. The student need not see the same women throughout each of the periods. A candidate for licensure must observe an additional fifty women in the intrapartum period in order to qualify for licensure. Up to thirty five of these observations may be as a part of previous nursing education or practical midwifery experience as defined in WAC 308-115-050(5). No less than fifteen women must be observed in the intrapartum period while enrolled in the school from which the student graduates.

(2) Each school must ensure that the students receive instructions in the following instruction area:

(a) Instruction in basic sciences (including biology, physiology, microbiology, anatomy with emphasis on female reproductive anatomy, genetics and embryology) normal and abnormal obstetrics and gynecology, family planning techniques, childbirth education, nutrition both during pregnancy and lactation, breast feeding, neonatology, epidemiology, community care, and medicolegal aspects of midwifery.

(b) Instruction in basic nursing skills and clinical skills, including but not limited to vital signs, perineal prep, enema, catheterization, aseptic techniques, administration of medications both orally and by injection, local infiltration for anesthesia, venipuncture, administration of intravenous fluids, infant and adult resuscitation, and charting.

(c) Clinical practice in midwifery which includes care of women in the prenatal, intrapartum and early postpartum periods, in compliance with RCW 18.50.040.

(3) Provision shall be made for systematic, periodic evaluation of the curriculum.

(4) Any proposed major curriculum revision shall be presented to the director at least three months prior to implementation.

AMENDATORY SECTION (Amending Order 5, filed 8/20/68, effective 10/1/68)

WAC 308-32-080 APPLICATION AND FEES. Any individual person applying for a debt adjusting license shall file a completed application together with the investigation, licensing and examination fees with the professional licensing division of the department of ~~((motor-vehicles))~~ licensing at least fifteen days before the date of the examination. Only one examination may be taken for each examination fee and application submitted. The director, ~~((m))~~ at his or her discretion, may waive subsequent investigation fees for individual applicants.

AMENDATORY SECTION (Amending Order PL 506, filed 1/11/85)

WAC 308-11-100 RECORDS. The following requirements and prohibitions apply to all records and documents required to be maintained by chapter 18.11 RCW, or ~~((elsewhere))~~ in these rules ~~((f-H))~~:

(1) They shall be maintained in accordance with generally accepted accounting practices.

(2) No person shall make any false or misleading statement, or make any false or misleading entry, or wilfully fail to make any entry required to be maintained or made, in any such record or document.

(3) No person shall wilfully fail to produce any such record or document for inspection by the department.

NEW SECTION

WAC 308-190-020 EXPIRATION OF REGISTRATION OR CERTIFICATION. A registration or certification shall expire on the registered or certified practitioner's second birthdate following the date of original issue at which time it will be subject to renewal.

Thereafter, the registration or certification will be renewable at two-year intervals, on or before the birthdate of the registered or certified practitioner.

**WSR 87-21-012**  
**ADOPTED RULES**  
**DEPARTMENT OF LICENSING**  
 [Order TL/RG/36—Filed October 9, 1987]

I, Theresa Anna Aragon, director of the state of Washington Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to certificates of title for motor vehicles, adopting WAC 308-56A-021, 308-56A-022 and 308-56A-023; and amending WAC 308-56A-300.

This action is taken pursuant to Notice No. WSR 87-17-050 filed with the code reviser on August 18, 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 46.12.101, as amended by section 1, chapter 127, Laws of 1987, and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the director as authorized in RCW 46.01.110.

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

APPROVED AND ADOPTED October 7, 1987.

By Theresa Anna Aragon  
 Director

NEW SECTION

**WAC 308-56A-021 ASSESSMENT OF PENALTY FEE FOR LATE APPLICATION FOR TITLE.** When ownership of a Washington titled vehicle changes, the purchaser or transferee must complete and submit to the department or to a vehicle licensing agent an application for certificate of title and license registration within fifteen days after the date of delivery of the vehicle. Penalty fees will be assessed for late application under the following circumstances:

(1) Documents submitted for application for new title indicate more than 15 days have elapsed since date of delivery of the vehicle;

(2) Someone other than the first purchaser shown is making application (unless verification is provided that he/she acquired the vehicle less than 16 days prior to application for title;

(3) The date of delivery is declared to be 15 days prior to date of application. An affidavit of delivery is required when:

- (a) conflicting dates appear on supporting documents;
- (b) dates on title or supporting documents have been altered;
- (c) no evidence of the date of delivery is present; or,

(d) an undated title is presented;

(4) Partial ownership has changed more than fifteen days previously.

When a divorce settlement or other legal action affecting ownership of the vehicle takes place after the date that the title is signed off, the date of the final legal action may be used as the date from which penalty fees are computed.

NEW SECTION

**WAC 308-56A-022 CONDITIONS UNDER WHICH PENALTY FEES ARE NOT ASSESSED.** Penalty fees are not assessed for late application for title under the following conditions:

(1) The vehicle is sold by a Washington dealer (dealer report of sale box on the application is completed);

(2) A prior Washington record cannot be found;

(3) Department of licensing records indicate the vehicle was totaled by an insurance company or reported destroyed by a wrecking yard;

(4) The vehicle is being titled as home made or assembled for the first time;

(5) The vehicle is acquired by inheritance or community property from the owner of record.

NEW SECTION

**WAC 308-56A-023 CONDITIONS UNDER WHICH PENALTY FEES MAY BE WAIVED.** Penalty fees for late application for certificate of title and license registration may be waived when the department is presented with proof satisfactory to the department that the delay in submitting the application was due to reasons beyond the control of the purchaser, including one or more of the following circumstances:

(1) A request by the department of licensing for additional required supporting documents;

(2) Extended hospitalization or illness of the purchaser;

(3) Failure of a legal owner to release his/her/their interest;

(4) Department, auditor, agent, or subagent error;

(5) Incarceration of the purchaser by a judiciary system;

(6) A Seller's Report of Sale filed by purchaser thinking it transferred title;

(7) Other reasons which the director may determine are valid.

AMENDATORY SECTION (Amending Order MV 208, filed 7/31/74)

**WAC 308-56A-300 APPLICATION FOR TITLE FOR ABANDONED VEHICLES.** An application for title for any abandoned vehicle, as defined in RCW ~~((46.52.102))~~ 46.55.010(1), sold by a registered ~~((disposer or garage keeper))~~ tow truck operator, as defined in ~~((WAC 308-61-020))~~ RCW 46.55.010(6), must be accompanied by~~((:))~~

~~((+)) A properly completed affidavit of sale on a current form provided by the department; and))~~

~~((2)) A copy of the abandoned vehicle report submitted and processed in accordance with RCW 46.52.111 or~~

46.52.113.)) a copy of the properly completed abandoned vehicle report - affidavit of sale submitted and processed in accordance with RCW 46.55.130 (2)(h).

**WSR 87-21-013**  
ADOPTED RULES  
**DEPARTMENT OF LICENSING**  
[Order TL/RG 37—Filed October 9, 1987]

I, Theresa Anna Aragon, director of the state of Washington Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the operation of vehicles which are not licensed or registered in the state of Washington; vehicle reciprocity, amendatory sections WAC 308-99-010, 308-99-020, 308-99-021, 308-99-025 and 308-99-040.

This action is taken pursuant to Notice No. WSR 87-14-087 filed with the code reviser on July 1, 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 46.85.060, as amended by section 4, chapter 142, Laws of 1987, and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 46.16.276 which directs that the director of the Department of Licensing has authority to implement the provisions of chapter 46.16 RCW.

This rule is promulgated under the general rule-making authority of the director of the Department of Licensing as authorized in RCW 46.01.110.

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

APPROVED AND ADOPTED October 8, 1987.

By Theresa Anna Aragon  
Director

AMENDATORY SECTION (Amending Order TL/RG 17, filed 9/30/85)

WAC 308-99-010 APPLICATIONS. In the absence of a written agreement between the state of Washington and another jurisdiction these rules, in conjunction with chapters ~~((353, Laws of 1985))~~ 46.16, 46.85, and 46.87 RCW, shall apply to the operation of vehicles which are not licensed or registered in this state.

AMENDATORY SECTION (Amending Order TL/RG 26, filed 6/24/86)

WAC 308-99-020 DEFINITIONS. (1) For the purposes of vehicle license registration, a resident is a person who manifests an intent to live or be located in this state on more than a temporary or transient basis. Evidence of residency includes but is not limited to:

(a) ~~((Owns a vehicle that is licensable under the provisions of chapter 46.16 RCW and that is physically present in the state of Washington more than six months in any continuous twelve-month period; or~~

~~(b) Resides in this state more than six months in any continuous twelve-month period; or~~

~~(c) Becomes))~~ Becoming a registered voter in this state; or

~~((d) Receives))~~ (b) Receiving benefits under one of the Washington public assistance programs; or

~~((e) Declares himself or herself to be))~~ (c) Declaring that he or she is a resident for the purpose of obtaining a state license or tuition fees at resident rates.

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

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

AMENDATORY SECTION (Amending Order TL/RG 26, filed 6/24/86)

WAC 308-99-021 "WASHINGTON PUBLIC ASSISTANCE PROGRAMS" CRITERIA. For purposes of vehicle license registration requirements of RCW 46.16.028 and WAC 308-99-020, the term "Washington public assistance programs" includes only public assistance programs for which more than fifty percent of the combined costs of benefits and administration are paid from state funds. Programs which are not included within the term "Washington public assistance programs" pursuant to the above criteria include, but are not limited to, the food stamp program under the Federal Food Stamp Act of 1964; programs under the Child Nutrition Act of 1966 (42 U.S.C. §§ 1771-1788)((;)) and aid to families with dependent children (42 U.S.C. §§ 601-606)((; and federal housing assistance programs administered by the Department of Housing and Urban Development or the Farmers Home Administration (42 U.S.C. §§ 1437-1440, 1441-1471, 1471-1490, and 12 U.S.C. §§ 1701-1706.))).

AMENDATORY SECTION (Amending Order TL/RG 17, filed 9/30/85)

WAC 308-99-025 REGISTRATION REQUIRED. A resident of this state shall register under chapters 46.12 and 46.16 RCW a ~~((motor))~~ vehicle to be operated on the highways of the state. ~~((It is a misdemeanor, pursuant to section 1, chapter 353, Laws of 1985, for a person to violate this section.))~~ Pursuant to RCW 46.16.028(3), new Washington residents shall be allowed thirty days from the date they become residents as defined in RCW 46.16.028, to procure Washington registration for their vehicles. This thirty-day period shall not be combined with any other period of reciprocity provided for in chapter 46.16 or 46.85 RCW, or in this chapter. Pursuant to RCW 46.61.010, failure to make initial registration before operation on the highways of this state is a misdemeanor, and any person convicted thereof shall be punished by a fine of no less than one hundred sixty-five dollars, no part of which

may be suspended or deferred. Failure to renew an expired registration before operation on the highways of this state is a traffic infraction.

**AMENDATORY SECTION** (Amending Order 800-DOL, filed 12/11/86)

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

(1) ~~Nonresident ((tourists for other nonresident visitors): Length of stay cannot)) persons: Nonresident persons not employed in this state may operate a vehicle in this state that is currently licensed in another jurisdiction for a period not to exceed ((one hundred eighty days in a calendar year) [six months in any one continuous twelve-month period])~~ six months in any continuous twelve-month period.

(2) ~~Nonresident students: The student must be in full-time attendance at an institution of higher learning ((in Washington)) in Washington accredited by the Northwest Association of Schools and Colleges or at a private vocational school as that term is defined by RCW 28C.10.020(7) and maintain their legal home of record at a location outside the state of Washington. Students' vehicles must be registered in their name or the name of their parent or legal guardian in the resident state of record. The student must carry documentation issued by the institution in the vehicle which readily establishes the nonresident status. Employment incidental to the full-time student status is permitted. The spouse of a nonresident student has the same licensing privilege as long as the vehicle is registered to the student or jointly to the student and spouse, regardless of the spouse's legal residence or employment.~~

(3) ~~Nonresident military personnel: Vehicles must be currently registered in the name of the military person at ((their) [his]) his/her official home of record. A vehicle licensed at the last duty station may be operated until expiration of the registration at which time it must be licensed in the home of record or in Washington. The spouse of a nonresident military person has the same licensing privilege as long as the vehicle is registered to the military person or jointly to the military person and spouse, regardless of the spouse's legal residence or employment.~~

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

~~((4))((5)) Temporary employment: Nonresident persons engaged in employment of a temporary nature may operate a vehicle in this state which is currently licensed in another jurisdiction for a period not to exceed [one hundred eighty days in a calendar year] [six months]. Proof of the temporary nature of the employment may be required.~~

~~((5))((6)) Borrowed vehicle: A borrowed vehicle currently licensed in another jurisdiction may be operated by a Washington resident for a period not to exceed ten days in any one calendar year. If the period of use exceeds ten days the vehicle must be registered and licensed in Washington. This provision does not apply to business vehicles.~~

~~((6))((7)) [Salespersons] [Salesmen]) (5) Nonresident employed in Washington: Nonresident ((salespersons) [salesmen] based at a location outside Washington are permitted to)) persons employed in this state may operate vehicles not to exceed 12,000 pounds registered gross vehicle weight that are currently licensed in another jurisdiction if no permanent, temporary, or part-time residence is maintained in this state ((without registration)) for a period greater than six months in any continuous twelve-month period.~~

~~((7))((8)) (6) Business vehicle: A vehicle or a combination of vehicles, not exceeding a registered gross or combined gross vehicle weight of 12,000 pounds, which is properly base licensed in another jurisdiction((;)) and ((used for business purposes in this state)) registered to a bona fide business in that jurisdiction is not required to obtain Washington vehicle license registration except when such vehicle is owned or operated by a business or branch office of a business located in Washington(([, or when such vehicle is in the overnight custody of a Washington resident])).~~

~~((8))((9)) Nonresident employed in Washington: [A nonresident employed in Washington for more than one hundred eighty days in a calendar year] May operate a vehicle licensed in another jurisdiction as long as no permanent, temporary, or part-time residence is maintained in this state.~~

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

**WSR 87-21-014**

**ADOPTED RULES**

**DEPARTMENT OF LICENSING**

[Order TL/RG 38—Filed October 9, 1987]

I, Theresa Anna Aragon, director of the Washington State Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to reasonable handling fee for dishonored checks in payment of vehicle licenses, etc., new section WAC 308-04-020.

This action is taken pursuant to Notice No. WSR 87-18-064 filed with the code reviser on September 2, 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 46.01.230(3) (section 2, chapter 302, Laws of 1987), and is intended to administratively implement that statute.



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

APPROVED AND ADOPTED October 8, 1987.

By Theresa Anna Aragon  
Director

#### NEW SECTION

**WAC 308-04-020 REASONABLE HANDLING FEE FOR DISHONORED CHECKS IN PAYMENT OF VEHICLE LICENSES, ETC.** Whenever registrations, licenses, or permits relating to the licensing or registration of vehicles or vessels have been paid for by checks to county auditors, agents, and subagents appointed or approved by the director pursuant to RCW 46.01.140, if the check has been dishonored by nonacceptance or nonpayment, a handling fee, in an amount not to exceed fifteen dollars may be assessed for each such instrument. County auditors, agents, and subagents, may collect restitution, and where they have collected restitution may retain the reasonable handling fee.

#### **WSR 87-21-015**

##### **ADOPTED RULES**

#### **GAMBLING COMMISSION**

[Order 172—Filed October 9, 1987]

Be it resolved by the Washington State Gambling Commission, acting at Ellensburg, Washington, that it does adopt the annexed rules relating to amendatory sections WAC 230-04-020, 230-04-190 and 230-04-201; and repealing WAC 230-04-900.

This action is taken pursuant to Notice No. WSR 87-15-050 filed with the code reviser on July 14, 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 9.46.070 (1), (2), (3), (4) and (14) and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Frank L. Miller  
Deputy Director

AMENDATORY SECTION (Amending Order 167A, filed 4/30/87)

**WAC 230-04-020 APPLICATION PROCEDURE - MANDATORY TRAINING REQUIRED.** Applicants for license from the commission shall submit applications with the fee as established by WAC 230-04-201 to the office of the commission in Olympia. The information requested on the appropriate application

form is required to be submitted by each applicant for a license.

The application shall be signed under oath by the highest ranking executive officer of a charitable, nonprofit or profit seeking corporation, such as the president of a firm or club or the head pastor or minister of a church; or by the principal owner of a profit seeking business. Other persons, including but not limited to, the chairman of a board of directors or trustees, the person in charge of the financial records, or persons having a substantial interest in the applicant business and/or charitable nonprofit organization, may at the commission director's discretion be required to sign the application. When the application is being submitted by or on behalf of an incorporated city or town in the state of Washington, the application must be signed by the mayor or the mayor's designated representative.

Each such person shall acknowledge that he assumes full responsibility for the fair and lawful operation of all licensed activities that the applicant conducts.

The commission will consider only those applicants submitting the form and fully completing all the applicable portions of the form. Each applicant shall certify under oath that the information set forth in the application and any accompanying materials is true, accurate and complete.

The application form and all information set forth therein and all supplemental information submitted at the commission's request, except statements as to arrests of any person, shall constitute public records and the entire contents thereof may, at the discretion of the commission, be disclosed to the public or discussed at the public meetings of the commission.

The commission shall issue the license applied for only after it is satisfied that the applicant is qualified to operate the activity for which the license is being requested. The commission will refrain from issuing the license until the person that signed the application form and the designated person responsible for the gambling activity has completed a training course as established and provided by the Commission and until the completion of such review and investigation as the Commission deems necessary. Provided: mandatory training shall not be required for licensing of manufacturers; manufacturers representatives; recertification of existing licenses, unless there has been a change in the highest ranking executive officer since the issuance of the license; and for licensees with special circumstances as approved by the director.

AMENDATORY SECTION (Amending Order 105, filed 1/16/81)

**WAC 230-04-190 ISSUANCE OF LICENSE.** (1) Charitable and nonprofit organizations and agricultural fairs. The commission may issue a license to qualified bona fide charitable or to qualified bona fide nonprofit organizations or to qualified agricultural fairs to operate each of the following activities upon a specified location:

- (a) Bingo
- (b) Raffles
- (c) Amusement games
- (d) Punchboards and pull tabs



(e) To allow its premises to be used only by bona fide members and guests to play authorized card games. The operation of each of these activities shall require a separate license from the commission.

(2) Fund raising event as defined in RCW 9.46.020. The commission may issue a license to a bona fide charitable or bona fide nonprofit organization defined in RCW 9.46.020, other than any agricultural fair defined therein, to conduct fund raising events.

(3) Special amusement game license. The commission may issue a license to any person, association or organization other than a bona fide charitable or bona fide nonprofit organization to conduct amusement games only at one or more of the locations set out by the commission in WAC 230-20-380.

(4) Commercial stimulant card games. The commission may issue a license to persons operating a business primarily engaged in the selling of items of food or drink for consumption on the premises operating under the authority of a license or permit for the business issued by the state, district or local health officer, and/or a license issued by the Washington state liquor control board, to allow a specified portion of a specified premises to be used by persons to play authorized card games.

(5) Public card room employee. The commission may issue a license to a person to perform duties in a public card room.

(6) Commercial stimulant punchboards and pull tabs. The commission may issue a license to a person operating a business primarily engaged in the selling of items of food or drink for consumption on the premises operating under the authority of a license or permit for the business issued by the state, district or local health officer, and/or a license issued by the Washington state liquor control board, to operate punchboards and pull tabs upon specified premises.

(7) Punchboard and pull tab manufacturer and distributor. The commission may issue a separate license to:

(a) Punchboard and pull tab manufacturers,

(b) Distributors to sell and distribute punchboards and pull tabs and related equipment within the state of Washington,

(c) Manufacturer's representatives to sell and distribute punchboards and pull tabs and related equipment on behalf of the manufacturer in the state of Washington, and

(d) Distributor's representatives to sell and distribute punchboards and pull tabs and related equipment on behalf of the distributor in the state of Washington.

(8) License expiration. Each such license shall be valid for one year from the date that it is issued: PROVIDED, That

(a) Licenses issued to conduct any authorized activity in connection with and upon the site of a qualified agricultural fair, qualified community-wide civic festival, qualified world's fair, or qualified civic center shall be valid only for the duration of the fair or festival, or, in the case of an activity at a civic center, for the seasons during which the civic center is operating and open to the public. In no event shall such license exceed one calendar year.

(b) Notwithstanding the provisions of subsection (a), a license issued for the conduct of a raffle in connection with a qualified agricultural fair, qualified community-wide civic festival or qualified world's fair shall authorize the licensee to sell tickets for said raffle at any time during the period from the issuance of the license through the conclusion of the fair or festival.

(c) Licenses issued for card tournaments shall be valid only for the duration of the tournament, but in no event shall exceed ten consecutive days.

(d) Licenses issued for fund raising events shall be valid for one year from the date issued but the event (or events) permitted under the license shall be held only at the place and time set forth in the application or otherwise approved by the commission. The number of events permitted under the license in any calendar year is subject to the limitations set out in RCW 9.46.020(23) defining fund raising events.

(e) If the licensee fails to renew the license prior to the expiration date, the license shall expire. The licensee must reapply for licensure according to the statutory and regulatory conditions then in force as would any other person.

(f) Licenses approved under the six month payment plan shall be issued with an expiration date of six months from the license approval date or the original license expiration date, whichever is applicable. Upon receipt and validation of the second half payment, a licensee may be granted a second license for an additional six month period. Second half payments must be received by the Commission on or before the due date. If the licensee fails to submit the second half of the fee payment(s) as established by WAC 230-04-201 prior to the expiration date, the license shall expire.

(9) Conditions of license issuance. All activities so licensed are licensed subject to compliance with all of the applicable provisions of chapter 9.46 RCW, including any amendments thereto, all applicable rules and regulations passed by the commission, all other applicable laws of the United States, the state of Washington and all political subdivisions of the state of Washington.

AMENDATORY SECTION (Amending Order 158, filed 6/13/86)

WAC 230-04-201 FEES. Tables 1 and 2 contain the fees that shall be paid to the commission for gambling licenses, permits, miscellaneous changes, and special investigative and inspection services.

Table 1. (For bona fide nonprofit/charitable organizations)

<u>LICENSE TYPE</u>	<u>DEFINITION</u>	<u>FEE</u>
1. AMUSEMENT GAMES	(Fee based on annual net receipts)	
Class A	\$500 or less	\$ 35
Class B	\$501 - 1,000	50
Class C	\$1,001 - 5,000	75
Class D	\$5,001 - 15,000	250
Class E	over \$15,000	350
2. BINGO	(Fee based on annual gross receipts)	
Class A	Up to \$10,000	\$ 50
Class B	\$ 10,001 to 50,000	150
Class C	\$ 50,001 to 100,000	500
Class D	\$ 100,001 to 300,000	800
Class E	\$ 300,001 to 500,000	1,500
Class F	\$ 500,001 to 1,000,000	3,000
Class G	\$1,000,001 to 1,500,000	4,000
Class H	\$1,500,001 to 2,000,000	5,000
Class I	\$2,000,001 to 2,500,000	6,000
Class J	\$2,500,001 to 3,000,000	7,000
Class K	\$3,000,001 to 3,500,000	8,000
3. BINGO GAME MANAGER	Original Renewal	\$ 150 75
4. CARD GAMES		
Class A	General (fee to play charged)	\$ 500
Class B	Limited card games - to hearts, rummy, mah-jongg, pitch, pinochle, coon-can and/or cribbage - (fee to play charged)	150
Class C	Tournament only - no more than ten consec. days per tournament	50
Class D	General (no fee to play charged)	50
Class R	Primarily for recreation (WAC 230-04-199)	25
5. CHANGES		
NAME	(See WAC 230-04-310)	\$ 25
LOCATION	(See WAC 230-04-320)	25
FRE	(Reno Nite date(s)/time(s))	
	(See WAC 230-04-325)	25
LICENSE CLASS	(See WAC 230-04-260) New class fee((f)),((f)) less previous fee paid, plus	25
DUPLICATE LICENSE REPLACEMENT	(See WAC 230-04-290)	25
IDENTIFICATION STAMPS	(See WAC 230-30-016)	25

6.	FUND RAISING EVENT		
	Class A	One event not more than 24 consec. hrs.	\$ 300
	Class B	One event not more than 72 consec. hrs.	500
	Class C	Additional participant in joint event (not lead organization)	150
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7.	PERMITS	Agricultural fair/special property bingo	
	Class A	One location and event only (see WAC 230-04-191)	\$ 25
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8.	PUNCHBOARDS/ PULL TABS	(Fee based on annual gross receipts)	
	Class A	Up to \$10,000	\$ 300
	Class B	Up to \$50,000	475
	Class C	Up to \$100,000	960
	Class D	Up to \$200,000	1,560
	Class E	Up to \$300,000	2,360
	Class F	Up to \$400,000	3,150
	Class G	Up to \$500,000	3,775
	Class H	Up to \$600,000	4,340
	Class I	Up to \$700,000	4,825
	Class J	Up to \$800,000	5,225
	Class K	Over \$800,000	5,900
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9.	RAFFLES	(Fee based on annual net receipts)	
	Class C	\$500 or less	\$ 50
	Class D	\$501 - 5,000	100
	Class E	\$5,001 - 15,000	400
	Class F	Over \$15,000	600
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10.	SEPARATE PREMISES		
	BINGO	Occasion (see WAC 230-04-300)	\$ 25
	RAFFLES	(See WAC 230-04-197)	25
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11.	SPECIAL FEES		
	INVESTIGATION	(See WAC 230-04-240)	As required
	IDENTIFICATION AND INSPECTION STAMP	(See WAC 230-30-015 and 230-30-030)	As required
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12.	<del>((OPTIONAL PAYMENT PLANS</del>	<del>(See WAC 230-04-900)</del>	
	Full payment option	<del>Entire license fee as indicated in each category in fee schedule is paid by applicant/licensee at time of application or subsequent renewal.)</del>	<del>Varies</del>
	<u>SIX-MONTH PAYMENT PLAN</u>	<u>The Commission may allow an applicant to pay their fee in two payments during their annual renewal or submission of an additional or reinstatement application under 90 days.</u>	<u>\$ 25</u>
	<del>((Six-month payment option))</del>	<u>FEE PROCEDURE</u> Administrative processing fee, plus first half of annual license fee at time of application/renewal. Second half of annual license fee will be collected prior to the expiration date of first six-month license. Pertains only to annual licenses \$ <del>((1,0))</del> 800 and above.	<del>((25))</del>

Table 2. (For commercial stimulant/profit seeking organizations)

<u>LICENSE TYPE</u>	<u>DEFINITION</u>	<u>FEE</u>	
1. CARD GAMES			
Class B	(Fee to play charged) limited card games – to hearts, rummy, pitch, pinochle, mah-jongg, coon-can and/or cribbage	\$	150
Class C	Tournament only, no more than ten consec. days per tournament		150
Class D	General (no fee to play charged)		50
Class E	General (fee to play charged)		
E-1	One table only		350
E-2	Up to two tables		600
E-3	Up to three tables		1,000
E-4	Up to four tables		2,000
E-5	Up to five tables		3,000
2. CHANGES			
NAME	(See WAC 230-04-310)	\$	25
LOCATION	(See WAC 230-04-320)		25
BUSINESS CLASSIFICATION	(Same owners – see WAC 230-04-340(3))		50
LICENSE CLASS	(See WAC 230-04-260) New class fee, less previous fee paid, plus		25
DUPLICATE LICENSE	(See WAC 230-04-290)		25
OWNERSHIP OF STOCK REPLACEMENT	(See WAC 230-04-340(1))		50
IDENTIFICATION STAMPS	(See WAC 230-30-016)		25
LICENSE TRANSFERS	(See WAC 230-04-125, 230-04-340 and 230-04-350)		50
3. DISTRIBUTOR			
	(Fee based on annual gross receipts for sale of punchboards, pull tabs, pull tab dispensing devices and sale/lease of fund raising event equipment.)	Original	Renewal
Class A	up to \$600,000	\$2,750	\$1,250
Class B	over \$600,000	\$2,750	\$1,700
4. DISTRIBUTOR'S REPRESENTATIVE		Original	\$ 220
		Renewal	110
5. MANUFACTURER		Original	\$3,300
		Renewal	1,650
6. MANUFACTURER'S REPRESENTATIVE		Original	\$ 220
		Renewal	110
7. PERMITS			
Class A	Agricultural fair/special property bingo One location and event only (see WAC 230-04-191)	\$	25
Class B	Annual permit for specified different events and locations (see WAC 230-04-193)		150
8. PUBLIC CARD ROOM EMPLOYEE		Original	\$ 150
		Renewal	75

9.	PUNCHBOARDS/ PULL TABS	(Fee based on annual gross receipts)	
	Class A	Up to \$10,000	\$ 300
	Class B	Up to \$50,000	475
	Class C	Up to \$100,000	960
	Class D	Up to \$200,000	1,560
	Class E	Up to \$300,000	2,360
	Class F	Up to \$400,000	3,150
	Class G	Up to \$500,000	3,775
	Class H	Up to \$600,000	4,350
	Class I	Up to \$700,000	4,825
	Class J	Up to \$800,000	5,225
	Class K	Over \$800,000	5,900
<hr/>			
10.	SPECIAL FEES		
	INVESTIGATION	(See WAC 230-04-240)	As Required
	IDENTIFICATION AND INSPECTION STAMP	(See WAC 230-30-015 and 230-30-030)	As Required
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11.	SPECIAL LOCATION	(Fee based on annual net receipts)	
	AMUSEMENT GAMES		
	Class A	One event per year lasting no longer than 12 consecutive days	\$ 500
	Class B	\$25,000 or less	500
	Class C	\$25,001 - 100,000	1,500
	Class D	\$100,001 - 500,000	3,000
	Class E	Over \$500,000	5,000
<hr/>			
12.	<del>((OPTIONAL PAYMENT PLANS</del>	<del>(See WAC 230-04-900)</del>	
	Full payment option	Entire license fee as indicated in each category in fee schedule is paid by applicant/licensee at time of application or subsequent renewal.	Varies
	<u>SIX-MONTH PAYMENT PLAN</u>	<u>The Commission may allow an applicant to pay their fee in two payments during their annual renewal or submission of an additional or reinstatement application under 90 days.</u>	<u>\$ 25</u>
	<del>((Six-month payment option))</del>	<u>FEE PROCEDURE</u> Administrative processing fee, plus first half of annual license fee at time of application/renewal. Second half of annual license fee will be collected prior to the expiration date of first six-month license. Pertains only to annual licenses \$ <del>((1,0))</del> 800 and above.	<del>(( \$ 25 ))</del>

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

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

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 230-04-900 TEST FOR OPTIONAL PAYMENT PLAN FOR ANNUAL LICENSE

**WSR 87-21-016**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(General Provisions)**

[Order 2545—Filed October 9, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to license fees for radioactive materials, amending WAC 440-44-057.

This action is taken pursuant to Notice No. WSR 87-17-041 filed with the code reviser on August 17, 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 43.20A-.055 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 8, 1987.

By Leslie F. James, Director  
 Administrative Services

**AMENDATORY SECTION** (Amending Order 2359, filed 3/28/86)

WAC 440-44-057 LICENSE FEES FOR RADIOACTIVE MATERIALS. (1) The department shall charge a fee for each radioactive materials license ((is) based on the single highest fee category which describes activities subject to the conditions of the license. When multiple licenses are required ((by)), the department ((each license is subject to)) shall charge the applicable license fee for each. ((Multiple licenses may be required by)) The department may require multiple licenses based upon:

(a) Physical separation of operations((:));

(b) Organizational separations within a licensee's operation((:)); or

(c) Possession of special nuclear material.

(2) FEE CATEGORIES. Persons licensed or authorized to possess or use radioactive materials shall forward fees to the department as follows:

(a) For operation of a radioactive waste ((treatment)) facility allowing processing, volume reduction, or waste treatment, but not allowing commercial on-site disposal: Annual fee of ((five)) six thousand ((two)) four hundred ((fifty)) ten dollars.

(b) For operation of a nuclear pharmacy: Annual fee of two thousand ((one)) six hundred ((forty)) ten dollars.

(c) For operation of a mobile nuclear medicine program: Annual fee of two thousand ((one)) six hundred ((thirty)) dollars.

(d) For operation of a nuclear laundry: Annual fee of four thousand eight hundred eighty dollars.

(e) For licenses authorizing one curie or more of unsealed radioactive material in the manufacture and distribution of radioactive products or devices containing radioactive material: Annual fee of ((three)) four thousand ((seven)) five hundred ((ten)) thirty dollars.

(f) For licenses authorizing manufacturing utilizing less than one curie of unsealed radioactive material or any quantity of previously sealed sources and distribution of products or devices containing radioactive material: Annual fee of one thousand ((three)) six hundred ((twenty)) ten dollars.

(g) For licenses authorizing decontamination services: Annual fee of ((one)) two thousand ((eight)) three hundred ((ninety)) ten dollars.

(h) For licenses authorizing waste brokerage including the possession, temporary storage, and over-packing only of radioactive waste: Annual fee of one thousand ((two)) four hundred ((twenty)) ninety dollars.

(i) For licenses authorizing equipment servicing involving incidental use of calibration sources, for maintenance of equipment containing radioactive material, or possession of sealed sources for the purpose of sales demonstration only: Annual fee of ((five)) six hundred ((sixty)) ninety dollars.

(j) For licenses authorizing health physics services, leak testing, or calibration services: Annual fee of one thousand ((forty)) two hundred seventy dollars.

(k) For civil defense licenses: Annual fee of ((six)) eight hundred ((fifty)) dollars.

(l) For licenses authorizing possession of atomic numbers three through eighty-three with maximum authorized possession of any single isotope greater than or equal to 1 curie: Annual fee of ((seven)) nine thousand ((nine)) seven hundred ((fifty)) dollars.

(m) For licenses authorizing possession of atomic numbers three through eighty-three with maximum authorized possession of any single isotope greater than 0.1 curie but less than 1 curie: Annual fee of ((three)) four thousand ((five)) three hundred ((seventy)) sixty dollars.

(n) For licenses authorizing possession of atomic numbers three through eighty-three with maximum authorized possession less than or equal to 0.1 curie: Annual fee of ((two)) three thousand ((nine)) six hundred ((fifty)) dollars.

(o) For medical licenses authorizing one or more of Groups II-VI, as defined in WAC 402-22-200 Schedule A:

(i) For licenses authorizing Group II and III (diagnostic nuclear medicine): Annual fee of one thousand ((four)) seven hundred ((sixty)) eighty dollars.

(ii) For licenses authorizing Group IV and V (unlimited medical therapy): Annual fee of one thousand ((two)) four hundred ((ten)) eighty dollars.

(iii) For licenses authorizing Group II or III and Group IV or V: Annual fee of ((one)) two thousand ((nine)) four hundred ((ninety)) thirty dollars.

(iv) For licenses authorizing Group VI (unlimited brachytherapy): Annual fee of one thousand ((forty)) two hundred seventy dollars.

(p) For licenses authorizing brachytherapy or teletherapy: Annual fee of ~~((six))~~ seven hundred forty dollars.

(q) For licenses authorizing medical or veterinarian possession of greater than 200 millicuries total possession of radioactive material: Annual fee of ~~((nine))~~ one thousand one hundred ~~((seventy))~~ ninety dollars.

(r) For licenses authorizing medical or veterinarian possession of greater than 30 millicuries but less than or equal to 200 millicuries total possession of radioactive material: Annual fee of ~~((seven))~~ nine hundred ~~((eighty))~~ sixty dollars.

(s) For licenses authorizing medical or veterinarian possession of less than or equal to 30 millicuries total possession of radioactive material: Annual fee of ~~((five))~~ seven hundred ~~((seventy))~~ dollars.

(t) For licenses authorizing Group I as defined in WAC 402-22-200 Schedule A or in vitro uses of radioactive materials: Annual fee of ~~((five))~~ six hundred ~~((forty))~~ sixty dollars.

(u) For licenses authorizing possession of special nuclear material as pacemakers or depleted uranium as shielding: Annual fee of two hundred fifty dollars.

(v) For licenses authorizing the use of radiographic exposure devices in a permanent radiographic facility (vault) only: Annual fee consisting of ~~((two))~~ three thousand ~~((five))~~ one hundred ~~((seventy))~~ forty dollars.

(w) For licenses authorizing the use of radiographic exposure devices at temporary job sites: Annual fee of three thousand ~~((eighty))~~ seven hundred sixty dollars.

(x) For licenses authorizing well-logging activities including the use of radioactive tracers: Annual fee of one thousand ~~((two))~~ four hundred seventy dollars.

(y) For licenses authorizing possession of unsealed sources in the following amounts:

(i) Greater than or equal to 1 millicurie of I-125 or I-131 or greater than or equal to 100 millicuries of H-3 or C-14 or greater than or equal to 10 millicuries of any single isotope: Annual fee of one thousand ~~((six))~~ nine hundred ~~((thirty))~~ ninety dollars.

(ii) Greater than 0.1 millicurie but less than 1 millicurie of I-125 or I-131 or greater than 10 millicuries but less than 100 millicuries of H-3 or C-14 or greater than 1 millicurie but less than 10 millicuries of any other single isotope: Annual fee of ~~((seven))~~ nine hundred ~~((eighty))~~ sixty dollars.

(iii) Less than or equal to 0.1 millicurie of I-125 or I-131 or less than or equal to 10 millicuries of H-3 or C-14 or less than or equal to 1 millicurie of any other single isotope: Annual fee of ~~((six))~~ seven hundred ~~((ten))~~ fifty dollars.

(z) For licenses authorizing possession of portable sealed sources (such as moisture/density gauges but excluding radiographic exposure devices): Annual fee of three hundred ~~((ten))~~ eighty dollars.

(aa) For licenses authorizing possession of any non-portable sealed source, including special nuclear material but excluding radioactive material used in a gas chromatograph: Annual fee of ~~((three))~~ four hundred ~~((thirty))~~ ten dollars.

(bb) For licenses authorizing possession of gas chromatograph units containing radioactive material: Annual fee of two hundred ~~((thirty))~~ eighty dollars.

(cc) For licenses authorizing possession of any self-shielded or pool type irradiator with sealed source greater than 100 curies: Annual fee of ~~((six))~~ seven hundred ~~((ten))~~ fifty dollars.

(dd) For licenses authorizing possession of sealed sources for a walk-in type irradiator: Annual fee of ~~((nine))~~ one thousand one hundred ~~((sixty))~~ eighty dollars.

(ee) For licenses authorizing possession of greater than 1 gram of unsealed special nuclear material or greater than 500 kilograms of source material: Annual fee of ~~((two))~~ three thousand ~~((nine))~~ five hundred ~~((ten))~~ fifty dollars.

(ff) For licenses authorizing possession of less than or equal to 1 gram of unsealed special nuclear material or less than or equal to 500 kilograms of source material: Annual fee of ~~((nine))~~ one thousand one hundred ~~((forty))~~ fifty dollars.

(gg) For in vitro registrants (requiring filing of form RHF-15): Annual fee of ~~((thirty))~~ forty dollars.

(hh) For depleted uranium registrants (requiring filing of form RHF-20): Annual fee of ~~((thirty))~~ forty dollars.

(ii) For licenses issued to mineral processors for naturally occurring radioactive material in excess of exempt concentrations:

(i) License application fee, as defined in chapter 402-70 WAC, not to exceed twenty-seven thousand dollars plus

(ii) The actual cost of the service provided by the department ~~((to-be))~~ paid in quarterly payments equal to the cost incurred by the department during the previous calendar quarter. This quarterly fee ~~((may))~~: (A) Shall not exceed forty thousand dollars in any calendar quarter, and ~~((is-intended-to))~~ (B) shall cover the full cost of regulatory services incurred by the department and its contractors including the department cost of determining and assuring compliance with the provisions of the State Environmental Policy Act.

(3) The department shall charge fees for reciprocal recognition of out-of-state licenses as follows:

(a) Fee equal to one hundred percent of the fee ((that would be charged)) specified for an in-state license as described in subsection (2) of this section;

(b) Fee based upon the actual amount of radioactive material or type of devices requested to be brought into the state((-)); and

(c) Payment of fee authorizes possession and use in the state of Washington for up to one hundred eighty days of the twelve-month period following payment of the fee.

~~(4) ((It is the intent of the department to require all radioactive materials licensees who have not yet paid fees for their licenses to begin doing so on January 1, 1984. The following mechanism will be employed to accomplish this intent. A licensee who has not paid for a license shall remit by January 1, 1984, a prorated amount of the license fee for the period between January 1, 1984 and the annual anniversary of the expiration~~

~~date of the license. Thereafter, thirty days prior to the annual anniversary date,))~~ Each licensee shall:

- (a) Remit the full annual fee for the license:  
 (i) As specified in subsection (2) of this section((-));  
 and  
 (ii) At least thirty days prior to the annual anniversary date; or  
 (iii) On a payment schedule as provided in WAC 440-44-059(5);  
 (b) Consider the annual anniversary ((is)) to be the month and day of the expiration date of the existing radioactive materials license.

**WSR 87-21-017**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Order 2546—Filed October 9, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to nursing home licensure program administration, amending chapter 388-98 WAC.

This action is taken pursuant to Notice No. WSR 87-18-057 filed with the code reviser on September 1, 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 476, Laws of 1987, and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Leslie F. James, Director  
 Administrative Services

AMENDATORY SECTION (Amending Order 2052, filed 12/1/83)

WAC 388-98-001 DEFINITIONS. (1) For purposes of this section, the following words or phrases shall have the following meanings unless the context clearly indicates otherwise:

(2) "Applicant" means an individual, partnership, corporation, or other legal entity (~~(which seeks))~~ seeking a license to operate a nursing home.

(3) "Deficiency" means (~~(a finding by))~~ any practice, action, procedure, or condition in a nursing home violating professional standards of practice, relevant statutes, or regulations and which the department ((written on a statement of deficiency/plan of correction form)) documents in writing indicating the ((part(s)) part or parts of chapters 18.51 RCW or 74.42 RCW or rules and regulations established under them, including but not limited to chapter 248-14 WAC ((that are)), not being met.

(4) "Department" means the nursing home licensing agency of the state department of social and health services.

(5) "Director" means an individual (~~(who has been))~~ elected or appointed as director of a corporation.

(6) "Licensed nursing home" means a nursing home licensed pursuant to chapter 18.51 RCW.

(7) "Licensee" means an individual, partnership, corporation, or other legal entity to whom a license to operate a nursing home has been granted or a person subject to such licensure as determined by the department but does not include any employee of such licensee or person unless that employee is an owner of five percent or more of the assets of the licensed entity.

(8) "Licensee's agent" means the designated nursing home administrator, or an individual allowed to perform managerial functions in his(~~(f))~~) or her absence.

(9) "Officer" means an individual (~~(who has been))~~ appointed an officer of a corporation.

(10) "Owner of five percent or more of the assets of a nursing home" means:

(a) In the case of a (~~(safe))~~ sole proprietorship, the owner, or if owned as community property, the owner and his(~~(f))~~) or her spouse; or

(b) In the case of a corporation, the owner of at least five percent of the capital stock of said corporation; or

(c) In the case of any other type of business entity, the owner of a beneficial interest in at least five percent of the capital assets of such entity.

(11) "Partner" means an individual (~~(who is))~~ in a partnership (~~(which owns))~~ owning or ((operates)) operating a nursing home.

(12) "Plan of correction" means a written statement specifying:

(a) How cited deficiencies will be corrected,

(b) The date by which the correction will be made,  
 and

(c) Who will be responsible for assuring the correction.

(13) "Reasonable time" means a period of time determined by the department and noted in the plan of correction. In determining the length of the period of time for correction of each (~~(class of))~~ deficiency, the department will consider:

(a) The gravity of the deficiency, including the severity and immediacy of the actual or potential harm to any resident;

(b) The required financial and personnel resources necessary to correct the deficiency; and

(c) The minimum amount of time practicably required to correct the deficiency.

~~((+3))~~ (14) "Retaliate":

(a) Retaliate against a resident means any act including, but not limited to:

(i) Verbal or physical harassment or abuse;

(ii) Nonmedically indicated social, dietary, or mobility restriction;

(iii) Lessening of the level of care not medically appropriate;

(iv) A nonvoluntary relocation within a nursing home without appropriate medical, psychosocial, or nursing justification;



(v) Neglect or negligent treatment;

(vi) Withholding of privileges; or

(vii) Any infringement upon a resident's rights as described in WAC 248-14-247, occurring as a result of resident actions described in WAC 388-98-800 (2)(i).

(b) Retaliate against an employee means any act including, but not limited to, harassment, firing, demotion, disciplinary action, or nonvoluntary reassignment or re-scheduling occurring as a result of employee actions described in WAC 388-98-800 (2)(i).

(c) A rebuttable presumption is raised that retaliation has occurred if a condition described in subsection 388-98-001 (14)(a) of this section definition occurs within one year of the resident's actions described in WAC 388-98-800 (2)(i).

(15) "Stop placement" means action instituted by the department prohibiting nursing home admissions, readmissions, and transfers of individual patients.

AMENDATORY SECTION (Amending Order 2052, filed 12/1/83)

WAC 388-98-700 STOP PLACEMENT. (1) ((Where the department determines that a nursing home no longer substantially meets the requirements of chapter 18.51 or 74.42 RCW or 42 U.S.C. § 1395 x(j) or 42 U.S.C. § 1396 d(c), respectively, or regulations promulgated thereunder, and further determines that the provider's deficiencies do jeopardize the health and safety of its patients, the department shall institute a stop placement on such provider on a date specified by the department. PROVIDED, That readmissions from a hospital may be approved when it is determined by the department that such readmission would be in the best interest of the individual patient)) The department shall institute a stop placement on a nursing home, effective on a date specified by the department, when the department determines:

(a) The nursing home no longer substantially meets the requirements of:

(i) 42 U.S.C. § 1395 x(j), or

(ii) 42 U.S.C. § 1396 d(c), or

(iii) Chapter 18.51 RCW, or

(iv) Chapter 74.42 RCW, or

(v) Any federal or state regulation or regulations adopted under authority of the above referenced statutes.

(b) The deficiency or deficiencies in the nursing home:

(i) Jeopardize the health and safety of the residents, or

(ii) Seriously limit the nursing home's capacity to provide adequate care.

(2) When the department has initiated a stop placement, the department may approve a readmission to the nursing home from the hospital when the department determines the readmission would be in the best interest of the individual resident seeking readmission.

(3) The department shall terminate the stop placement ((shall be terminated)) when:

(a) The provider states in writing that the deficiencies necessitating the stop placement action have been corrected; and

(b) Department staff confirms in a timely fashion not to exceed fifteen working days ((whether)):

(i) The deficiencies necessitating the stop placement action have been corrected, and ((that))

(ii) The provider exhibits the capacity to continue to deliver adequate care and service.

((3)) (4) A nursing home provider shall have the right to ((request)) an informal ((conference within ten days of notice of the stop placement)) review to present written evidence to refute the deficiencies cited as the basis for the stop placement. If an informal review is desired, the nursing home shall request the informal review in writing within ten days of the effective date of the stop placement. The request shall be made to the director, residential rates and licensure services, aging and adult services administration.

((4) A nursing home provider shall have the right to request a fair hearing within thirty days of notice of the stop placement to appeal a stop placement action:

(a) A request for a fair hearing or an informal conference shall not suspend or delay a stop placement:

(b) A final decision shall be rendered within seven calendar days of the hearing, unless extended by a continuance of the hearing requested by or consented to by the appellant:))

(5)(a) ((The stop placement will remain in effect until there is a final administrative decision or until the conditions of subsection (2) of this section have been satisfied)) The nursing home has the right to a contested case hearing to appeal a stop placement. If a hearing is requested, the nursing home shall request the hearing in writing and shall:

(i) Deliver the request by personal service or certified mail to the office of hearings, P.O. Box 2465, Olympia, WA 98504.

(A) If no informal review was requested, the nursing home shall deliver the request within ten days of the effective date of the stop placement;

(B) If an informal review was requested, the nursing home shall deliver the request within ten days of the date the informal review determination was mailed; or

(C) If an informal review was requested and the determination was personally served or orally communicated, the nursing home shall deliver the request within ten days of the date the determination was served or communicated.

(ii) Include in or with the request:

(A) A specific statement of the issue or issues and law or laws involved;

(B) The grounds for contending the stop placement is erroneous;

(C) A copy of the stop placement notice; and

(D) Either the informal review determination or a statement where an informal review has not been, and will not be, requested.

(b) The hearing shall be governed by chapters 10-08 and 388-08 WAC. If any provision of this section conflicts with chapter 388-08 WAC, the provision in this section applies. The decision making procedure shall be the initial decision, petition for review, and review-decision procedure. The administrative law and review judges shall act on stop placement cases expeditiously.

(6)(a) The department shall not delay or suspend a stop placement because the nursing home requests a contested hearing or an informal review.

(b) The stop placement shall remain in effect until:

(i) The department terminates the stop placement,

(ii) Fourteen days after a initial decision terminating the stop placement is mailed and the department does not file a petition for administrative review, or

(iii) A review decision terminating the stop placement is mailed.

AMENDATORY SECTION (Amending Order 1515, filed 6/25/80)

WAC 388-98-800 APPLICABILITY OF CIVIL FINES. (1) The department may impose civil fines ((may be imposed)) in lieu of or in addition to denial, suspension, or revocation of a license.

(2) A fine of up to ((one)) three thousand dollars may be imposed on the licensee when the department finds ((that)) an applicant, licensee ((or)), licensee's agent, employee, or individual providing care or services within the nursing home has:

(a) ((Been the holder of a license issued pursuant to)) Failed or refused to comply with the requirements of chapters 18.51 or 74.42 RCW ((which was revoked for cause and never reissued by the department, or which license was suspended for cause and the terms of the suspension have not been fulfilled)) or the rules and regulations established under them; or

(b) Operated a nursing home without a license, or under a revoked or suspended license; or

(c) Knowingly or with reason to know made a false statement or an omission of a material fact in ((his)) the application for license or any data attached thereto, or in any matter under investigation by the department; or

((e)) (d) Refused to allow representatives or agents of the department to inspect all the books, records, and files required to be maintained on any portion of the premises of the nursing home; or

((d)) (e) Wilfully prevented, interfered with, or attempted to impede in any way the work of any duly authorized representative of the department in the lawful enforcement of any provision of chapters 18.51 or 74.42 RCW, or the rules and regulations established under them; or

((e)) (f) Wilfully prevented or interfered with any representative of the department in the preservation of evidence of any violation of any of the provisions of chapters 18.51 or 74.42 RCW or the ((standards,)) rules((-;)) and regulations ((promulgated thereunder)) established under them; or

((f)) (g) Failed to report patient abuse or neglect in accordance with chapter 70.124 RCW; or

((g)) (h) Failed to pay any civil fine assessed by the department pursuant to chapter 18.51 RCW within ((twenty)) ten days after ((such assessment)) the order imposing the fine becomes final; or

(i) Retaliated in any manner against a resident or employee of a nursing home for:

(i) Reporting any complaint to the department regarding the operation of a nursing home or the care provided in a nursing home, or

(ii) Responding to departmental inquiries regarding the operation of a nursing home or the care provided in a nursing home, or

(iii) Initiating or participating in any proceeding specified in chapters 18.51 or 74.42 RCW or rules or regulations established under them, or

(iv) Having a complaint reported to the department on his or her behalf.

(j) Discriminated against a Medicaid recipient by violating the provisions of RCW 74.42.055; or

(k) Failed to submit an acceptable plan of correction within the time frame established by the department.

(3) ((Monetary fines of a civil nature may be imposed on the licensee of a nursing home as follows)) A licensee subject to civil fines under subsection (2)(a), (i), (j), or (k) of this section shall have a reasonable opportunity, as specified in WAC 388-98-830, to correct the deficiency before being assessed a civil fine, except as provided in subsections (4), (5), and (6) of this section.

(4) A civil fine may be assessed without prior opportunity to correct when the department determines:

(a) ((it shall be a Class A deficiency when there are conditions or practices that present an immediate danger of death or serious physical harm to any patient in the nursing home or substantial probability that death or serious physical harm would result. The condition or practice constituting a Class A deficiency shall be abated or eliminated as soon as possible within twenty-four hours upon notification to the licensee or licensee's agent. The licensee shall be subject to a fine not to exceed one thousand dollars for each Class A deficiency for which the licensee or licensee's agent has been notified and for which the time for correction has passed.)) The deficiency results in serious harm to or death of a resident; or

(b) ((It shall be a Class B deficiency when there are conditions or practices which have a direct or immediate relationship to the mental or physical health, safety, or security of residents of a nursing home but which presents no imminent danger nor substantial probability of death or serious physical harm to them. A Class B deficiency shall be corrected within a reasonable time determined by the department, but in no event more than sixty days. The licensee shall be subject to a fine not to exceed seven hundred fifty dollars for each Class B deficiency for which the licensee or licensee's agent has been notified and for which the time for correction has passed.)) The deficiency constitutes a serious threat to resident life, health, or safety; or

(c) ((It shall be a Class C deficiency when there are conditions or practices which have a relationship to the health, safety, or security of any patient at a nursing home but which cannot be classified as a Class A or Class B deficiency. A Class C deficiency shall be corrected within a reasonable time determined by the department. The licensee shall be subject to a fine not to exceed five hundred dollars for each Class C deficiency for which the licensee or licensee's agent has been notified and for which the time for correction has passed.)) The deficiency substantially limits the nursing home's capacity to render adequate care.

(5) A licensee subject to civil fine under subsection (2)(b), (c), (d), (e), (f), (g), or (h) of this section shall not have a prior opportunity to correct the deficiency before being assessed a civil fine.

(6) The correction of a standard or condition level deficiency, as defined by the authority of Title XVIII or XIX of the Social Security Act and 42 CFR 405, subpart K, and 42 CFR 442, or a deficiency of corresponding significance under state licensure regulations, shall be maintained for a period of at least one year following the date correction was verified by the department. Failure to maintain such correction shall constitute a separation violation for each day the deficiency is not corrected and may be subject to the assessment of a separate penalty not to exceed three thousand dollars without a prior opportunity to correct the violation.

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

AMENDATORY SECTION (Amending Order 1515, filed 6/25/80)

WAC 388-98-830 NOTIFICATION OF RESPONSE TIME. (1) Department findings shall be ((written as a statement of deficiency)) documented in writing and presented to the licensee or licensee's agent.

(2) The department shall obtain a plan of correction ((and reasonable time for correction)) from the licensee or licensee's agent. ((The))

(a) The department may require the licensee or licensee's agent to submit an acceptable plan of correction during the survey or complaint investigation for a specific deficiency presenting an immediate danger of death or serious physical harm to any resident in the nursing home or a substantial probability that death or serious physical harm would result. Such deficiency shall be abated or eliminated as soon as possible within twenty-four hours from notification to the licensee or licensee's agents.

(b) A licensee or licensee's agent participating in the Medicare or Medicaid program shall submit a complete and acceptable plan of correction ((shall be obtained)) during the exit interview when there are fewer than sixty days from the exit interview to the Medicare or Medicaid certification expiration date.

(c) All licensees or licensees' agents choosing to submit a complete plan of correction during the exit interview may do so.

(d) The licensee or licensee's agent not submitting a plan of correction at the exit interview shall submit a complete plan of correction by the time and date specified by the department. The department may allow the licensee or licensee's agent up to ten calendar days from the exit conference to submit an acceptable plan of correction for deficiencies presenting neither an immediate danger nor a substantial probability of death or serious physical harm. Such deficiency shall be corrected within a reasonable time determined by the department. In no event shall the time for correction exceed sixty days.

(e) When deficiencies involve facility alterations, physical plant plan development, construction review, or certificate of need, an interim plan of correction ((that

states)) stating the steps planned and approximate time schedule is acceptable. Updated plans shall be submitted as agreed to and as progress occurs. ((The reasonable time for correction shall be limited by the classification of deficiency:))

(3) ((Unacceptable plans for correction or times for correction will be returned by personal service or certified mail to the licensee or licensee's agent, with letter of explanation, for revision and resubmission.

(a) The licensee or licensee's agent shall be allowed up to eight hours to submit an acceptable plan of correction and reasonable time for correction for Class A deficiencies.

(b) The licensee or licensee's agent shall be allowed up to five working days to submit an acceptable plan of correction and reasonable time for correction for Class B deficiencies.

(c) The licensee or licensee's agent shall be allowed up to ten working days to submit an acceptable plan of correction and reasonable time for correction for Class C deficiencies.

(4) When the licensee or licensee's agent corrects a deficiency as determined by the department within the reasonable time established, a fine will not be imposed.

(5)) Upon licensee's or licensee's agent's written petition, the department shall determine whether or not to grant a request for an extended correction time. Such a petition must be received by the department at the earliest possible date prior to the expiration of the correction time originally approved. The burden of proof is on the licensee or licensee's agent to show good cause for not being able to comply with the original correction time.

(4) The department shall notify the licensee or licensee's agent when the plan of correction is unacceptable. The licensee or licensee's agent shall return the revised plan of correction to the department by the date specified by the department.

AMENDATORY SECTION (Amending Order 1515, filed 6/25/80)

WAC 388-98-850 IMPOSITION AND PAYMENT OF FINES. (1) ((If correction has not been completed and a decision not to fine the licensee has been made, that decision shall be communicated to the licensee or licensee's agent and shall be documented in the licensing file.

(2) When the corrective action taken by the licensee or licensee's agent fails to fully correct the deficiency, the degree of progress in correcting the deficiency will be considered in determining whether or not a fine will be imposed.

(3) Each fine imposed shall be approved by the department.

(4)) The department shall provide written notice of ((imposition shall be provided)) a fine by personal service or certified mail to the ((individual)) licensee or ((entity to be fined)) licensee's agent.

((5)) (2) The amount of the fine shall be based on ((any)) one or ((at)) more of the following:

(a) The severity of the deficiency;

(b) The prevalence of the deficiency;

(c) The licensee's or licensee's agent's efforts to correct the deficiency;

(d) ~~The ((licensee's history)) degree of ((noncompliance)) progress achieved in correcting the deficiency; and/or~~

(e) The cost to the department.

(3) The department may require assessed civil fines:

(a) To be paid in full;

(b) To be paid in installments; or

(c) To be spent, in whole or in part, to correct or ameliorate the deficiency or to improve nonadministrative services within the facility.

(4) The department may consider, but is not limited to considering, the following factors in deciding whether to require payment of a fine in full, to permit installment payments, or to require some or all of the fine to be applied toward improvements in the nursing home:

(a) The amount of the fine,

(b) The potential harm to the residents resulting from the method of payment, and

(c) The cost to the licensee of correcting the deficiency.

(5) Fines paid on an installment basis shall accrue interest at the rate of one percent per month.

(6) ~~((The written notice is an order that shall become final twenty days after its service upon the licensee or licensee's agent unless the licensee or licensee's agent requests a hearing. If no hearing is requested the fine becomes due on the thirtieth day after notice of imposition))~~ The department at its discretion, may suspend the payment of a fine or a portion thereof, for up to one year after correction has been documented by a post survey, to assure the corrections continue. If the deficiency for which the fine was assessed remains corrected throughout the period established in the suspension notice, the department shall rescind the suspended fine. If the same deficiency reoccurs any time during the period established in the suspension notice, the licensee shall pay the department triple the amount of the suspended fine.

(7) ~~((All hearings shall be in accordance with the administrative procedures contained in chapter 388-08 WAC))~~ Factors which the department may consider in deciding whether to suspend all or a portion of a fine include, but are not limited to:

(a) The amount of the fine,

(b) The licensee's history of providing care, and

(c) Mitigating circumstances contributing to the deficiency.

(8) ~~((If a hearing is requested, any written order arising therefrom imposing a fine shall become final thirty days after its entry, unless such order is stayed in accordance with the provisions of administrative procedures contained in chapter 388-08 WAC))~~ If the department suspends all or a portion of a fine, the department shall provide a written notice of suspension by personal service or certified mail to the licensee or licensee's agent. The notice shall include:

(a) The citation of the specific deficiency or deficiencies resulting in the imposition of the fine,

(b) The amount of the fine,

(c) The amount of the fine suspended, and

(d) The time frame through which correction must be maintained to avoid payment of the trebled amount of the suspended fine.

(9)(a) ~~((In case of nonpayment of a fine, the department may withhold an amount equal to the fine from the licensee's administration and operations payment, or,))~~ The written notice of a fine is an order that shall become final twenty days after the service upon the licensee or licensee's agent unless the licensee or licensee's agent requests a hearing.

(b) If no hearing is requested, the fine becomes due on the thirtieth day after notice of imposition, except for any portion of the fine ordered to be spent to correct or ameliorate the deficiency.

(c) When any portion of a fine is ordered to be spent to correct or ameliorate the deficiency:

(i) The licensee or licensee's agent shall provide the department with documentation of expenses paid, up to the amount ordered, to correct or ameliorate the deficiency. Finance charges and interest payments associated with correcting the deficiency shall not be applied toward the amount fined.

(ii) The licensee or licensee's agent shall provide the department with documentation of the expenses paid within thirty days of the date established by the department for correcting such deficiency. If the amount of fine ordered to be applied to correcting the deficiency is greater than the amount required to correct the deficiency, the difference shall be due to the department within thirty days of the date established by the department for correcting the deficiency.

(10)(a) ~~((The department may suspend the license of any licensee who fails to pay a fine imposed under this chapter thirty days after the date of order imposing the fine. Such license suspension shall continue until the fine is paid))~~ The licensee or licensee's agent has the right to appeal a civil fine to a contested case hearing. If a hearing is requested, the licensee or licensee's agent shall request the hearing in writing and shall:

(i) Deliver the request by personal service or certified mail to the office of hearings, P.O. Box 2465, Olympia, WA 98504, within twenty days following receipt of the notice of fine; and

(ii) Include in or with the request:

(A) A specific statement of the issue or issues and law or laws involved,

(B) The grounds for contending the civil fine is erroneous, and

(C) A copy of the notice of fine.

(b) The hearing shall be governed by chapters 10-08 and 388-08 WAC. If any provision of this section conflicts with chapter 388-08 WAC, the provision in this section applies.

(11) Any suspended fines shall become due ten working days after notice is given to the department of any change of ownership as defined in WAC 388-96-010 or as defined in WAC 275-38-001 for nursing homes certified as institutions for the mentally retarded.

(12) When any licensee fails to pay a fine imposed under this chapter within ten days after the date of the final order imposing the fine, the department may:

- (a) Withhold an amount equal to the fine plus interest, if any, from the licensee's payment, or
- (b) Suspend the licensee's nursing home license. Such license suspension shall continue until the fine is paid.

**AMENDATORY SECTION** (Amending Order 1515, filed 6/25/80)

- WAC 388-98-870 SEPARATE VIOLATIONS.**
- (1) Each separate finding of a violation of a statute, rule, or regulation shall constitute a separate violation.
  - (2) Following the notification of a deficiency described in WAC 388-98-800 (4), (5), or (6), each day upon which the same deficiency is present, or a substantially similar action occurs, shall constitute a separate violation subject to the assessment of a separate penalty.

**WSR 87-21-018**  
**ADOPTED RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-150—Filed October 9, 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 Nos. WSR 87-13-010 and 87-17-069 filed with the code reviser on June 8, 1987, and August 19, 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 75.10.120 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 29, 1987.  
 By Judith Merchant  
 for Joseph R. Blum  
 Director

**NEW SECTION**

**WAC 220-20-055 COMMERCIAL LICENSE CONDITIONS.** (1) Upon being convicted twice or more for commercial fishing violations within a five-year period, a fisherman is required to post a security each year to obtain a license until the fisherman has only one conviction within the immediate five prior years. The amount of the security is based upon an accumulation of points, and the security is subject to forfeiture as a civil penalty in the event the fisherman receives a third or subsequent conviction.

(2) The following points will be assigned for each conviction of the indicated type:

(a) All commercial fishing violations, except salmon time and area violations requiring mandatory suspension under RCW 75.10.130 and those violations provided for in (c) of this subsection - 2 points.

(b) Charter boat violations involving gear, angler permits, and time and area violations other than salmon - 2 points.

(c) Violations for failure to display boat registration numbers, buoy brand numbers, or herring validation pennant - 1 point.

(3) Upon conviction of the second offense, the fisherman must post a security in the following amount depending on the point total of the convictions within the immediate five prior years:

2nd Conviction	3rd Conviction	4th Conviction
2 points - \$2,000	3 points - \$6,000	4 points - \$12,000
3 points - \$3,000	4 points - \$8,000	5 points - \$15,000
4 points - \$4,000	5 points - \$10,000	6 points - \$18,000
	6 points - \$12,000	7 points - \$21,000
		8 points - \$24,000

(4) Upon subsequent conviction for an offense committed during any time period in which the security is required as provided for in this section, the security shall be forfeited to the department and a new security must be posted with the department based upon the total number of points accumulated within the five-year period prior to receiving a fishing license. After the fifth conviction for offenses committed within a five-year period, the fisherman must appeal to the director for issuance of a license, and the director may impose both a security amount and additional conditions.

(5) When sufficient time has elapsed such that the convicted fisherman has only one conviction within the last five years, the department shall release the security, except that if criminal charges are pending, the security shall not be released pending resolution of the criminal charges. The security shall only be released upon written notification from the department.

(6) An acceptable security shall be a corporate surety bond executed in favor of the department by a corporation authorized to do business in the state of Washington under chapter 48.28 RCW and approved by the department, a cash deposit, negotiable securities acceptable to the department, or an assignment of a savings account or savings certificate in a bank on an assignment form prescribed by the department.

**NEW SECTION**

**WAC 220-20-050 DISPLAY OF REGISTRATION AND COMMERCIAL LICENSE DECALS AND IDENTIFICATION NUMBERS.** The vessel registration and commercial year license decals issued to each commercial fishing vessel by the licensing division of the department:

(1) Must be affixed to the registered and licensed vessel in a permanent manner;

(2) Must be affixed in such a manner that they are clearly visible from each side of the vessel.

**WSR 87-21-019**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-153—Filed October 9, 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 salmon are available, and this regulation is adopted at the recommendation of the Columbia River Compact 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 October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

**NEW SECTION**

**WAC 220-32-05100W COLUMBIA RIVER SALMON SEASONS ABOVE BONNEVILLE.** (1) *Notwithstanding the provisions of WAC 220-32-051 and WAC 220-32-052, it is unlawful for a person to take or possess salmon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1F, 1G or 1H, except:*

(a) *that those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla and Nez Perce treaties may fish in Area 1F downstream of the Hood River Bridge from Noon October 12, to Noon October 15, 1987.*

(2) *Notwithstanding the provisions of WAC 220-32-058, the closed area at the mouth of:*

(a) *Hood River is those waters along the Oregon side of the Columbia River and extends to mid-stream at right angles to the thread of the Columbia River between approximately 0.8 miles downriver from the west bank at the end of the breakwall at the west end of the port of Hood River to 1/2 mile upriver from the east bank.*

(b) *Herman Creek is those waters upstream from a line between deadline markers near the mouth. One marker is located on the east bank piling and the other is located on the west bank to the north of the boat ramp.*

(c) *Big White Salmon River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-*

*half mile upstream from the eastern shoreline to one mile downstream from the western shoreline.*

(d) *Wind River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one and one-half mile downstream from the western shoreline.*

(e) *Little White Salmon River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to three-quarters mile downstream from the western shoreline.*

(3) *Notwithstanding the provisions of WAC 220-22-010, during the open periods in subsection (1):*

(a) *Area 1F (Bonneville Pool) shall include those waters of the Columbia River upstream from the Bridge of the Gods, and downstream from the west end of the 3 mile rapids.*

(b) *Area 1G shall include those waters of the Columbia River upstream from a line drawn between a point one mile above the fishway exit on the Washington shore and a point one mile above the fishway exit on the Oregon shore, and downstream from Preacher's Eddy light below John Day Dam.*

(c) *Area 1H shall include those waters of the Columbia River upstream from a fishing boundary marker approximately one-half mile above the John Day River, Oregon, to a fishing boundary marker on the Washington shore and downstream from a line at a right angle across the thread of the river one mile downstream from McNary Dam.*

**REPEALER**

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

**WAC 220-32-05100S COLUMBIA RIVER SALMON SEASONS ABOVE BONNEVILLE.** (87-123)

**WAC 220-32-05100U COLUMBIA RIVER SALMON SEASONS ABOVE BONNEVILLE.** (87-139)

**WSR 87-21-020**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-154—Filed October 9, 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 salmon are available, and this regulation is adopted at the recommendation of the Columbia River Compact 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 October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

### NEW SECTION

**WAC 220-32-03000L COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE.** (1) Notwithstanding the provisions of WAC 220-32-030 and WAC 220-32-031, it is unlawful for a person to take or possess salmon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E, except from

6:00 p.m. October 13 to 6:00 p.m. October 15, 1987.

6:00 p.m. October 20 to 6:00 p.m. October 22, 1987.

6:00 p.m. October 27 to 6:00 p.m. October 29, 1987.

6:00 p.m. November 3 to 6:00 p.m. November 5, 1987.

6:00 p.m. November 10 to 6:00 p.m. November 12, 1987.

(2) It is unlawful to fish for salmon with monofilament gill-net webbing or to have on the boat monofilament gill-net webbing while fishing for salmon in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E.

(3) Notwithstanding the provisions of WAC 220-32-036 the closed river mouth areas within Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E are:

(a) All tributaries flowing into the Columbia River.

(b) Cowlitz River - those waters between points one mile below and one-half mile above the mouth of the Cowlitz River and lying within one-quarter mile of the Washington shore.

(c) Kalama River - those waters between points one mile downstream and one-half mile upstream of the mouth of the Kalama River and extending completely across the Columbia River, excepting those waters west of a line projected from Coffin Rock Light No. 42 in Oregon to the Kalama Range Light No. 47A on the Washington shore.

(d) Lewis River - those waters near the mouth of the Lewis River lying easterly of lines projected from flashing green light "79" to Warrior Rock Light thence to a fishing boundary marker on Bachelor Island 162 degrees true from Warrior Rock Light.

(e) Elokomin River - those waters of Elokomin Slough, Steamboat Slough and the Columbia River lying inside, northerly and easterly of a straight line, from flashing green light "35" located on Price Island to flashing green light "39" located on Hunting Island.

(f) Abernathy Creek - those waters near the mouth of Abernathy Creek between a point one-half mile upstream to a point 1,300 yards downstream from Abernathy Creek at the flashing white 4-second light No. 81 and extending to midstream of the Columbia River.

(g) Grays River - those waters of Grays Bay and the Columbia River lying north of a line projected east from Rocky Point Light (flashing white 4-second).

(h) Washougal River - those waters of the Columbia River Slough lying upstream from a line projected true north from the most western tip of Lady Island to the mainland.

(i) Sandy River - those waters of the Columbia River lying within one-quarter mile from shore between a point one mile below the mouth of the Sandy River and a point at the upper easterly bank at the mouth of the Sandy River.

### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-32-03000K COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE.** (87-129)

### **WSR 87-21-021**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 87-155—Filed October 9, 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 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 October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

NEW SECTION

WAC 220-32-05100X COLUMBIA RIVER SALMON SEASONS ABOVE BONNEVILLE-YAKIMA INDIAN NATION - PRIEST RAPIDS POOL COMMERCIAL FISHERY. (1) It is unlawful for a person to take or possess salmon taken for commercial purposes from the Columbia River upstream from McNary Dam, except that individuals possessing treaty fishing rights under the Yakima Treaty may fish in those waters from the power line crossing 3/4 mile below Wanapum Dam to a point 400 feet above Priest Rapids Dam during the following periods:

- Immediately until 12:00 noon October 10, 1987; and
- 12:00 noon October 12 to 12:00 noon October 16, 1987.

under the following conditions:

- (a) Each fisherman shall mark each net with two tags issued by the Yakima Tribe;
  - (b) Each fisherman may not use more than five nets;
  - (c) Nets shall not be placed on Goose Island;
  - (d) The nets shall have 8 inch minimum mesh; and
  - (e) Each net shall have a maximum net length of 400 feet.
- (2) The following fishermen are eligible to fish in this fishery:

Name	Enrollment Number
Louis Cloud	548
Irene Pinkham Cloud	3657
John Moses	4320
Susie Moses	4516
Clifford Moses	8414
Cheryl Cloud Moses	5560
Carl Moses	2415
Mary Jack	7442
Gordon E. Queahpama	3169
Brian George	7071
Selina Half	5548
Lorna Yallup	6667
Audie Yallup, Sr.	4561
Raymond Cloud	520
Anthony Johnson	5951
Eva Shippentower	3181
Bobby Looney	6227
Babtist Lumley, Jr.	1625
Jim Wahchumwah	2931
Fred Ike, Sr.	1163
Kenny Hoptowit	7256
Delano Hoptowit	1111

Name	Enrollment Number
Roger Jim	1329
Roy Watlamet	3057
Robert Nelson, Jr.	6057
Steve Nelson	6335
Kenny Wahpat	2959
Anthony Wahpat	5863
Warner Jim	2112
Charles Gardee	882

**WSR 87-21-022**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 87-156—Filed October 9, 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 necessary to preserve an orderly fishery.

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 October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

NEW SECTION

WAC 220-57-49500G WASHOUGAL RIVER. Notwithstanding the provisions of WAC 220-57-495, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from the Washougal River Special Fishing Area.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-49500F WASHOUGAL RIVER. (87-131)



**WSR 87-21-023**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-157—Filed October 9, 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 a surplus of coho salmon is available, and the bag limit is increased to allow for additional harvest.

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 October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

NEW SECTION

*WAC 220-57-16000K COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160, effective immediately until December 31, 1987, Bag limit A in those waters of the Columbia River downstream from the closed area below Bonneville Dam, including the waters of Camas Slough, except that the six fish daily bag limit may contain up to four adult salmon.*

NEW SECTION

*WAC 220-57-17500Q COWLITZ RIVER. Notwithstanding the provisions of WAC 220-57-175, effective immediately until December 31, 1987, Bag Limit A in those waters of the Cowlitz River downstream from the closed area below the Barrier Dam, except that the six fish daily bag limit may contain up to four adult salmon.*

NEW SECTION

*WAC 220-57-23500B ELOCHOMAN RIVER. Notwithstanding the provision of WAC 220-57-235, effective immediately until December 31, 1987, Bag Limit A in those waters of the Elochoman River downstream from the mouth of the west fork, except that the daily bag limit of six fish may contain up to four adult salmon. Chinook salmon greater than 28 inches in length must be released if taken upstream from the Foster*

*Road Bridge and those waters closed to salmon angling at all times remain closed.*

NEW SECTION

*WAC 220-57-31000G KALAMA RIVER. Notwithstanding the provisions of WAC 220-57-310, effective immediately until December 31, 1987, Bag Limit A in open waters of the Kalama River except that the six fish daily bag limit may contain up to four adult salmon. Fly fishing only restrictions remain for designated areas, and chinook salmon greater than 28 inches in length taken from downstream from a point 1,000 feet below the fishway at the upper salmon hatchery to the natural gas pipeline must be released.*

NEW SECTION

*WAC 220-57-31900C LEWIS RIVER. Notwithstanding the provisions of WAC 220-57-319, effective immediately until December 31, 1987, Bag limit A except that the daily six fish limit may contain up to four adult salmon in the following waters:*

*(1) North Fork: Downstream from the mouth of Colvin Creek to the mouth of the east fork, except the closed area at the Lewis River hatchery remains closed.*

*(2) Mainstem: Downstream from mouth of east fork.*

NEW SECTION

*WAC 220-57-49500H WASHOUGAL RIVER. Notwithstanding the provisions of WAC 220-57-495, effective immediately until December 31, 1987, Bag Limit A in those waters downstream from the Bridge at Salmon Falls, except that the six fish daily bag limit may contain up to four adult salmon. Upstream from the mouth of Little Washougal River chinook salmon greater than 28 inches in length must be released, and gear restrictions remain in force.*

REPEALER

*The following section of the Washington Administrative Code is repealed:*

*WAC 220-57-16000J COLUMBIA RIVER. (87-113)*

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

**WSR 87-21-024**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-158—Filed October 9, 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 openings in Areas 7B, 8A, 12, 12A, 12B and 12C provide opportunity to harvest non-Indian coho allocation. Openings in Area 6D provide opportunity to harvest non-Indian coho allocation and prevent wastage. All other Puget Sound catch and reporting areas closed to prevent overharvest.

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

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

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

APPROVED AND ADOPTED October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

#### NEW SECTION

**WAC 220-47-817 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Notwithstanding the provisions of Chapter 220-47 WAC, effective October 11 until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

\*Area 6D (excluding those waters within 1,000 feet of each mouth of the Dungeness River at high tide) – Closed except gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously until further notice. Those waters within 1,000 feet of each mouth of the Dungeness River at high tide are closed to all commercial fishing.

\*Area 7B – Closed except gill nets using 5-inch minimum mesh and purse seines may fish from 5:00 AM October 12 continuously until 9:00 AM October 15. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.

\*Area 8A (excluding those waters north of a line projected due west for Kayak Point) – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 11:00 PM October 12 and purse seines using the 5-inch strip may fish from 10:00 AM to 4:00 PM October 12. Those waters north of a line projected due west from Kayak Point remain closed to all commercial fishing. Fishery exclusion zones applicable to Area 8A commercial fisheries are described in WAC 220-47-307.

\*Area 12 (excluding those waters east of a line projected from Lone Rock to the navigational light off Big Beef Creek thence southerly to the tip of the outermost northern headland of Little Beef Creek) – Closed except gill nets using 5-inch minimum mesh may fish 5:00 PM to 9:00 AM nightly October 12 through the morning of October 14, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily October 12 through October 13. Those waters east of a line projected from Lone Rock to the navigational light off Big Beef Creek thence southerly to the tip of the outermost northern headland of Little Beef Creek are closed to all commercial fishing until further notice.

\*Area 12A (excluding those waters north of a line projected true east from Broad Spit) – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly October 12 through the morning of October 14, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily October 12 through October 13. Those waters north of a line projected true east from Broad Spit are closed to all commercial fishing. Fishery exclusion zones applicable to Area 12A commercial fishing are described in WAC 220-47-307.

\*Area 12B – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly October 12 through the morning of October 14, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily October 12 through October 13. Fishery exclusion zones applicable to Area 12B commercial fishing are described in WAC 220-47-307.

\*Area 12C (excluding those waters south of a line projected from the Cushman Powerhouse to the public boat ramp at Union) – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly October 12 through the morning of October 14, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily October 12 through October 13. Those waters south of a line projected from the Cushman Powerhouse to the public boat ramp at Union are closed to all commercial fishing.

Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 8D, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K and all freshwater areas – Closed.

#### REPEALER

The following section of the Washington Administrative Code is repealed effective October 11, 1987.

**WAC 220-47-816 PUGET SOUND COMMERCIAL SALMON FISHING RESTRICTIONS ORDER NO. 87-152**

**WAC 220-36-02100N GRAYS HARBOR GILL-NET SEASON. (87-93)**

**WSR 87-21-025  
EMERGENCY RULES  
DEPARTMENT OF FISHERIES  
[Order 87-159—Filed October 9, 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 salmon are available, and these regulations are necessary until the permanent regulations take effect.

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

This rule is promulgated pursuant to RCW 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 October 9, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

**NEW SECTION**

**WAC 220-36-02100P GRAYS HARBOR GILL-NET SEASON.** *Notwithstanding the provisions of WAC 220-36-021, 220-36-022, and 220-36-024, effective immediately until further notice it is unlawful to fish for or possess salmon taken for commercial purposes from any Grays Harbor Salmon Management and Catch Reporting Area except as provided for in this section:*

(1) *Area 2B - Open 6:00 p.m. October 11 to 6:00 October 13, 1987.*

*Areas 2A, 2B, 2C, and 2D - Open 6:00 p.m. October 14 to 6:00 p.m. October 15, 1987.*

*Area 2B - Open 6:00 p.m. October 15 to 6:00 p.m. October 17, 6:00 p.m. October 18 to 6:00 p.m. October 20, 6:00 p.m. October 26 to 6:00 p.m. October 17, 1987.*

(2) *5 inch minimum and 6 1/2 inch maximum mesh gillnet gear not longer than 1,500 feet is permitted.*

**REPEALER**

*The following section of the Washington Administrative Code is repealed:*

**WSR 87-21-026  
NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF LICENSING  
(Board of Medical Examiners)  
[Memorandum—October 8, 1987]**

Below is a list of meetings scheduled for the Washington State Board of Medical Examiners.

DATES	LOCATION
November 6, 1987	Olympia, Department of Licensing Quince Street Building
January 22, 1988	Olympia, Department of Licensing Quince Street Building
March 25, 1988	Olympia, Department of Licensing Quince Street Building
May 27, 1988	Olympia, Department of Licensing Quince Street Building
July 22, 1988	Olympia, Black Hills Hospital
September 23, 1988	Olympia, Department of Licensing Quince Street Building
November 4, 1988	Olympia, Department of Licensing Quince Street Building

**WSR 87-21-027  
ADOPTED RULES  
DEPARTMENT OF WILDLIFE  
(Wildlife Commission)  
[Order 298—Filed October 12, 1987]**

Be it resolved by the State Wildlife Commission, acting at Renton, Washington, that it does adopt the annexed rules relating to amendment to 1987-88 Washington game fish regulations—Elwha River, WAC 232-28-61610.

This action is taken pursuant to Notice No. WSR 87-18-078 filed with the code reviser on September 2, 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 77.12.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Dr. James M. Walton  
Chairman, Wildlife Commission

**NEW SECTION**

**WAC 232-28-61610 AMENDMENT TO 1987-88 WASHINGTON GAME FISH REGULATIONS—**

ELWHA RIVER. Notwithstanding the provisions of WAC 232-28-616, effective at 12:01 a.m. on October 12, 1987 to 11:59 p.m. on April 15, 1988, the game fish regulations for the Elwha River will be as follows:

ELWHA RIVER, 70, from mouth to 200' below the south spillway on the Aldwell Lake Dam: June 1-Apr. 15 season. TROUT - catch limit - 2, min. lgth. 12". Fishing from any floating device prohibited. CLOSED WATERS: From south spillway on Aldwell Lake Dam downstream 200'. From approximately 50 yards upstream to 50 yards downstream of Elwha Tribal Hatchery outfall as posted.

From Lake Aldwell upstream to 400' below spillway at Lake Mills Dam, including all tributaries except Indian Creek (see below) (includes waters in Olympic National Park): TROUT - catch limit - 2, min. lgth. 12"; Selective Fishery Regulations, see page 3.

**WSR 87-21-028**  
ADOPTED RULES  
**DEPARTMENT OF WILDLIFE**  
(Wildlife Commission)

[Order 300—Filed October 12, 1987]

Be it resolved by the State Wildlife Commission, acting at the Renton-Sheraton Inn, 800 Rainier Avenue South, Renton, WA 98055, that it does adopt the annexed rules relating to interim grazing lease regulation, adopting WAC 232-12-182.

This action is taken pursuant to Notice No. WSR 87-18-075 filed with the code reviser on September 2, 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 77.12.210 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 10, 1987.

By Dr. James M. Walton  
Chairman, Wildlife Commission

**NEW SECTION**

WAC 232-12-182 INTERIM GRAZING LEASE REGULATION. (1) The director in his discretion may negotiate grazing leases not to exceed a term of two (2) years with any person holding an existing grazing lease, or any person whose grazing lease expired in 1987, regardless of whether such existing or expired leases permit extensions by negotiated agreement.

(2) The department may enter into grazing leases pursuant to this regulation without advertising or public bidding, notwithstanding any other regulations.

(3) This regulation shall cease to be effective at 11:59 p.m. on December 31, 1988.

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

**WSR 87-21-029**  
EMERGENCY RULES  
**DEPARTMENT OF WILDLIFE**  
(Wildlife Commission)

[Order 333—Filed October 12, 1987]

Be it resolved by the State Wildlife Commission, acting at Renton, Washington, that it does adopt the annexed rules relating to amendment to 1987-88 Washington game fish regulations—Elwha River, WAC 232-28-61610.

We, the State Wildlife 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 waters throughout the state are consistently closed near hatchery outfalls. The Elwha Tribe has not met escapement goals to their hatchery of chinook, coho, and steelhead in recent years partially due to a recurring snagging problem in this area.

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

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Dr. James M. Walton  
Chairman, Wildlife Commission

**NEW SECTION**

WAC 232-28-61610 AMENDMENT TO 1987-88 WASHINGTON GAME FISH REGULATIONS—ELWHA RIVER. Notwithstanding the provisions of WAC 232-28-616, effective at 12:01 a.m. on October 12, 1987 to 11:59 p.m. on April 15, 1988, the game fish regulations for the Elwha River will be as follows:

ELWHA RIVER, 70, from mouth to 200' below the south spillway on the Aldwell Lake Dam: June 1-Apr. 15 season. TROUT - catch limit - 2, min. lgth. 12". Fishing from any floating device prohibited. CLOSED WATERS: From south spillway on Aldwell Lake Dam

downstream 200'. From approximately 50 yards upstream to 50 yards downstream of Elwha Tribal Hatchery outfall as posted.

From Lake Aldwell upstream to 400' below spillway at Lake Mills Dam, including all tributaries except Indian Creek (see below) (includes waters in Olympic National Park): TROUT - catch limit - 2, min. lgth. 12"; Selective Fishery Regulations, see page 3.

**WSR 87-21-030**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 87-160—Filed October 12, 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 salmon are available, and this regulation is adopted at the recommendation of the Columbia River Compact 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 October 12, 1987.

By Gene DiDonato  
for Joseph R. Blum  
Director

NEW SECTION

**WAC 220-32-05100Y COLUMBIA RIVER SALMON SEASONS ABOVE BONNEVILLE.** (1) Notwithstanding the provisions of WAC 220-32-051 and WAC 220-32-052, it is unlawful for a person to take or possess salmon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1F, 1G or 1H, except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla and Nez Perce treaties may fish from:

Noon October 12, to Noon October 15, 1987.

(2) Notwithstanding the provisions of WAC 220-32-058, the closed area at the mouth of:

(a) Hood River is those waters along the Oregon side of the Columbia River and extends to mid-stream at

right angles to the thread of the Columbia River between approximately 0.8 miles downriver from the west bank at the end of the breakwall at the west end of the port of Hood River to 1/2 mile upriver from the east bank.

(b) Herman Creek is those waters upstream from a line between deadline markers near the mouth. One marker is located on the east bank piling and the other is located on the west bank to the north of the boat ramp.

(c) Big White Salmon River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one mile downstream from the western shoreline.

(d) Wind River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to one and one-half mile downstream from the western shoreline.

(e) Little White Salmon River is those waters of the Columbia River extending to midstream at right angles to the thread of the Columbia River between points one-half mile upstream from the eastern shoreline to three-quarters mile downstream from the western shoreline.

(3) Notwithstanding the provisions of WAC 220-22-010, during the open periods in subsection (1):

(a) Area 1F (Bonneville Pool) shall include those waters of the Columbia River upstream from the Bridge of the Gods, and downstream from the west end of the 3 mile rapids.

(b) Area 1G shall include those waters of the Columbia River upstream from a line drawn between a point one mile above the fishway exit on the Washington shore and a point one mile above the fishway exit on the Oregon shore, and downstream from Preacher's Eddy light below John Day Dam.

(c) Area 1H shall include those waters of the Columbia River upstream from a fishing boundary marker approximately one-half mile above the John Day River, Oregon, to a fishing boundary marker on the Washington shore and downstream from a line at a right angle across the thread of the river one mile downstream from McNary Dam.

REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-32-05100W COLUMBIA RIVER SALMON SEASONS ABOVE BONNEVILLE.** (87-153)

**WSR 87-21-031**  
**ADOPTED RULES**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Order R-274, Cause No. U-86-142—Filed October 12, 1987]

In the matter of adopting WAC 480-90-191 relating to gas utility least cost planning.

This action is taken pursuant to Notice No. WSR 87-08-053 filed with the code reviser on April 1, 1987. The rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040 and is intended administratively to implement these statutes.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

Pursuant to Notice No. WSR 87-08-053 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, May 6, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 Evergreen Park Drive South, Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Robert W. Bratton and Richard D. Casad.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to May 1, 1987. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, May 6, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 Evergreen Park Drive South, Olympia, Washington.

At the May 6, 1987, meeting the commission considered the rule change proposal. Written comments were received from Senator Al Williams; Arnold Livingston, President, Washington Senior Citizen's Lobby; Representative Mike Todd; Robert J. Tomlinson, Senior Vice President, Washington Natural Gas; and Bruce R. Debolt, Vice President, Northwest Natural Gas, on behalf of Northwest Natural Gas and Cascade Natural Gas.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-90-191 should be adopted to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-90-191 as adopted will require gas utilities regulated by the commission to develop and present "least cost plans" for the purpose of obtaining additional sources of energy supply or reduction in energy demand for the least total cost to utilities and to ratepayers, specifying the general nature of the planning process, and the general format of the plans.

#### ORDER

WHEREFORE, IT IS ORDERED That WAC 480-90-191 as set forth in Appendix A, be adopted as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for

filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 7th day of October, 1987.

Washington Utilities and Transportation Commission  
Sharon L. Nelson, Chairman  
Richard D. Casad, Commissioner

#### APPENDIX "A"

#### NEW SECTION

##### WAC 480-90-191 LEAST COST PLANNING.

(1) Purpose and process. Each gas utility regulated by the commission has the responsibility to meet system demand at the least cost to the utility and its ratepayers. Therefore, a "least cost plan" shall be developed by each gas utility in consultation with commission staff. Provision for involvement in the preparation of the plan by the public shall be required. Each planning cycle will begin with a letter to the company from the commission secretary. The content and timing of, and reporting for the least cost plan and the public involvement strategy shall be outlined in a work plan developed by the company after consulting with commission staff.

(2) Definitions. "Least cost plan" or "plan" means a plan describing the strategies for purchasing gas and improving the efficiencies of gas use that will meet current and future needs at the lowest cost to the utility and its ratepayers consistent with needs for security of supply.

(3) Each gas utility shall submit to the commission on a biennial basis a least cost plan that shall include:

(a) A range of forecasts of future gas demand in firm and interruptible markets for each customer class for one, five, and twenty years using methods that examine the impact of economic forces on the consumption of gas and that address changes in the number, type, and efficiency of gas end-uses.

(b) An assessment for each customer class of the technically feasible improvements in the efficient use of gas, including load management, as well as the policies and programs needed to obtain the efficiency improvements.

(c) An analysis for each customer class of gas supply options, including:

(i) A projection of spot market versus long-term purchases for both firm and interruptible markets;

(ii) An evaluation of the opportunities for using company-owned or contracted storage or production;

(iii) An analysis of prospects for company participation in a gas futures market;

(iv) An assessment of opportunities for access to multiple pipeline suppliers or direct purchases from producers.

(d) A comparative evaluation of gas purchasing options and improvements in the efficient use of gas based on a consistent method, developed in consultation with commission staff, for calculating cost-effectiveness.

(e) The integration of the demand forecasts and resource evaluations into a long-range (e.g., twenty-year) least cost plan describing the strategies designed to meet

current and future needs at the lowest cost to the utility and its ratepayers.

(f) A short-term (e.g., two-year) plan outlining the specific actions to be taken by the utility in implementing the long-range least cost plan.

(4) All plans subsequent to the initial least cost plan shall include a progress report that relates the new plan to the previously filed plan.

(5) The least cost plan, considered with other available information, will be used to evaluate the performance of the utility in rate proceedings before the commission.

**WSR 87-21-032**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 87-162—Filed October 13, 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 a surplus of coho salmon is available, and the bag limit is increased to allow for additional harvest.

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 October 13, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

NEW SECTION

*WAC 220-57-16000L COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160, effective immediately until December 31, 1987, Bag limit A in those waters of the Columbia River downstream from the closed area below Bonneville Dam, including the waters of Camas Slough, except that the six fish daily bag limit may contain up to four adult salmon no more than two of which may be chinook salmon.*

NEW SECTION

*WAC 220-57-17500R COWLITZ RIVER. Notwithstanding the provisions of WAC 220-57-175, effective immediately until December 31, 1987, Bag Limit A*

*in those waters of the Cowlitz River downstream from the closed area below the Barrier Dam, except that the six fish daily bag limit may contain up to four adult salmon no more than two of which may be chinook salmon.*

NEW SECTION

*WAC 220-57-23500C ELOCHOMAN RIVER. Notwithstanding the provision of WAC 220-57-235, effective immediately until December 31, 1987, Bag Limit A in those waters of the Elochoman River downstream from the mouth of the west fork, except that the daily bag limit of six fish may contain up to four adult salmon no more than two of which may be chinook salmon. Chinook salmon greater than 28 inches in length must be released if taken upstream from the Foster Road Bridge and those waters closed to salmon angling at all times remain closed.*

NEW SECTION

*WAC 220-57-31000H KALAMA RIVER. Notwithstanding the provisions of WAC 220-57-310, effective immediately until December 31, 1987, Bag Limit A in open waters of the Kalama River except that the six fish daily bag limit may contain up to four adult salmon no more than two of which may be chinook salmon. Fly fishing only restrictions remain for designated areas, and chinook salmon greater than 28 inches in length taken from downstream from a point 1,000 feet below the fishway at the upper salmon hatchery to the natural gas pipeline must be released.*

NEW SECTION

*WAC 220-57-31900D LEWIS RIVER. Notwithstanding the provisions of WAC 220-57-319, effective immediately until December 31, 1987, Bag limit A except that the daily six fish limit may contain up to four adult salmon no more than two of which may be chinook salmon in the following waters:*

*(1) North Fork: Downstream from the mouth of Colvin Creek to the mouth of the east fork, except the closed area at the Lewis River hatchery remains closed.*

*(2) Mainstem: Downstream from mouth of east fork.*

NEW SECTION

*WAC 220-57-49500I WASHOUGAL RIVER. Notwithstanding the provisions of WAC 220-57-495, effective immediately until December 31, 1987, Bag Limit A in those waters downstream from the Bridge at Salmon Falls, except that the six fish daily bag limit may contain up to four adult salmon, no more than two of which may be chinook salmon. Upstream from the mouth of Little Washougal River chinook salmon greater than 28 inches in length must be released, and gear restrictions remain in force.*

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 220-57-16000K COLUMBIA RIVER. (87-157)
- WAC 220-57-17500Q COWLITZ RIVER. (87-157)
- WAC 220-57-23500B ELOCHOMAN RIVER. (87-157)
- WAC 220-57-31000G KALAMA RIVER. (87-157)
- WAC 220-57-31900C LEWIS RIVER. (87-157)
- 220-57-49500H WASHOUGAL RIVER. (87-157)

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

**WSR 87-21-033**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-163—Filed October 13, 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 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 October 13, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

NEW SECTION

WAC 220-36-02100Q GRAYS HARBOR GILL-NET SEASON. Notwithstanding the provisions of WAC 220-36-021, 220-36-022, and 220-36-024, effective 6:00 p.m. October 13, 1987, until further notice it is unlawful to fish for or possess salmon taken for commercial purposes from any Grays Harbor Salmon Management and Catch Reporting Area except as provided for in this section:

(1) Area 2B - Open 6:00 p.m. October 13 to 6:00 p.m. October 20, 1987.

Areas 2A, 2D, and that portion of Area 2C north and east of a line from Sand Island to Goose Island and then

through the fishing boundary marker at the mouth of Campbell Slough near its confluence with the Oyehut Channel - Open 6:00 p.m. October 13 to 6:00 p.m. October 15 and 6:00 p.m. October 18 to 6:00 p.m. October 20, 1987.

(2) 5 inch minimum and 6 1/2 inch maximum mesh gillnet gear not longer than 1,500 feet is permitted.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-36-02100P GRAYS HARBOR GILL-NET SEASON. (87-159)

**WSR 87-21-034**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-164—Filed October 13, 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 coho 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 October 13, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

NEW SECTION

WAC 220-57-15500G CLEARWATER RIVER. Notwithstanding the provisions of WAC 220-57-155, effective immediately until November 30, 1987 - Bag Limit A in those waters downstream from the mouth of the Snahapish River.

NEW SECTION

WAC 220-57-37700A QUEETS RIVER. Effective immediately until November 30, 1987 - Bag Limit A in those waters downstream from the mouth of the Salmon River.



**WSR 87-21-035**  
**PROPOSED RULES**  
**GAMBLING COMMISSION**  
 [Filed October 13, 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 section WAC 230-20-380;

that the agency will at 10:00 a.m., Friday, November 20, 1987, in the Meany Tower, University Place, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is chapter 9.46 RCW.

This notice is connected to and continues the matter in Notice Nos. WSR 87-11-011 and 87-15-051 filed with the code reviser's office on May 12, 1987, and July 14, 1987.

Dated: October 13, 1987  
 By: Ronald O. Bailey  
 Director

**WSR 87-21-036**  
**ADOPTED RULES**  
**LIQUOR CONTROL BOARD**

[Order 230, Resolution No. 239—Filed October 13, 1987]

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

Amd WAC 314-20-020 Beer labels.  
 Amd WAC 314-24-090 Wine labels.

This action is taken pursuant to Notice No. WSR 87-18-047 filed with the code reviser on August 31, 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 66.28.120 and 66.28.110 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 13, 1987.

By Robert D. Hannah  
 Member of the Board

**AMENDATORY SECTION** (Amending Order 215, Resolution No. 224, filed 3/24/87)

**WAC 314-20-020 BEER LABELS—CERTIFICATE OF LABEL APPROVAL REQUIRED—LABELS AND PRODUCT SAMPLES TO BE SUBMITTED—ANALYSIS FEE—PROPRIETARY LABELS PROHIBITED.** (1) Every bottle or can containing beer intended for sale in the state of Washington shall bear a label in compliance with RCW 66.28.120. No beer shall be imported or sold within the state of Washington until the licensed brewery, or certificate of approval holder, shall have obtained from the board a certificate of label approval for such beer.

(2) A request for certificate of label approval must be submitted on forms prescribed by the board, together with the following:

(a) Two bottle labels or two photostatic copies of can flats of the brand and type of beer for which approval is requested, and a list of container sizes on which the label is to be used;

(b) Two product samples of approximately 12-ounce size, or one quart of the beer for chemical analysis;

(c) Payment of a fee of \$5.00 for each chemical analysis;

(d) One copy of the federal certificate of label approval for such beer, issued by the Bureau of Alcohol, Tobacco, and Firearms, U.S. Treasury Department.

(3) Any change in label or product which requires re-issuance of federal certificate of label approval, must also be submitted to the board, in accordance with the foregoing provisions of this regulation.

(4) If a change in product has been made, a sample of such beer must be submitted for analysis, as provided in subsection (2) of this ((regulation)) section. No analysis fee is required if the application is for approval of a revised label only, where no change has been made in the content of a previously approved product.

(5) No label shall be used that is misleading.

~~(6) ((Except in the case of a brewery selling at retail under RCW 66.24.240(2), no label shall be used which indicates that the retailer is the brewer or producer thereof, and no label shall be used which contains the name of the seller or purveyor in any manner.~~

~~(7) No "proprietary" label shall be used nor shall any label be restricted substantially to one retail outlet or to retail outlets under common ownership or associated together in, by or through a buying organization or agency or in any manner which represents a common identity to the public. The term "proprietary" label shall include any label which in the opinion of the board is being restricted in distribution by a brewer, importer or wholesaler, and such restriction shall be found to exist when only token or nominal sales are made to retail licensees other than those to whom volume sales are obviously restricted, and when the label is not continuously offered and distributed to retail licensees generally in the same manner and to the same extent as unrestricted labels are offered and distributed.~~

~~(8)))~~ Every producer, importer, or wholesaler of beer shall, upon request of the board or its authorized representative, furnish without cost to the board, samples of

any brand of beer upon its premises for the purpose of analysis in order to determine whether the beer conforms to the analysis of that brand of beer approved originally by the board.

**AMENDATORY SECTION** (Amending Order 216, Resolution No. 225, filed 3/24/87)

WAC 314-24-090 WINE LABELS. (1) Every package or container of wine intended for sale within the state of Washington shall bear a label in compliance with RCW 66.28.110. Such label shall show:

- (a) The brand name of the wine.
- (b) Class, type or other designation.
- (c) The name and address of the bottler or packager, which shall be stated as follows "Bottled by . . . . . ." Where a bottler or packager has made not less than 75% of the wine in a particular package or container by crushing the grapes or other materials, fermenting the must and clarifying the resulting wine, there may be stated in lieu of the words "bottled by" the words "manufactured and bottled by" or "produced and bottled by." In addition to the name and address of the bottler or packager, but not in lieu thereof, there may be stated the name and address of the manufacturer or producer.

(d) The alcoholic content of the wine by volume, stated as provided in either (i) or (ii) (~~below~~) of this subsection:

- (i) "Alcohol . . . . . % by volume."
- (ii) "Alcohol . . . . . % to . . . . . % by volume."

(e) The net contents of the package or container: PROVIDED, That the net contents need not be stated on any label if the net contents are displayed by having the same blown or branded in the package or container as the brand label, in letters or figures in such manner as to be plainly legible under ordinary circumstances, and such statement is not obscured in any manner in whole or in part.

(2) No label shall be used until after the same has been submitted to, and has received a written approval of, the board (see WAC 314-24-040).

(3) No label shall be used that is misleading.

~~((4) Except in the case of a winery selling at retail under RCW 66.24.170(3), no label shall be used which indicates that the retailer is the producer or bottler or packager thereof, and no label shall be used which contains the name of the seller or purveyor in any manner.~~

~~(5) No "proprietary" label shall be used nor shall any label be restricted substantially to one retail outlet or to retail outlets under common ownership or associated together in, by or through a buying organization or agency or in any manner which represents a common identity to the public. The term "proprietary" label shall include any label which in the opinion of the board is being restricted in distribution by a wine wholesaler, and such restriction shall be found to exist when only token or minimal sales are made to retail licensees other than those to whom volume sales are obviously restricted, and when the label is not continuously offered and distributed to retail licensees generally in the same manner and~~

~~to the same extent as unrestricted labels are offered and distributed:))~~

**WSR 87-21-037**

**ADOPTED RULES**

**LIQUOR CONTROL BOARD**

[Order 231, Resolution No. 240—Filed October 13, 1987]

Be it resolved by the Washington State Liquor Control Board, acting at the Offices of the Liquor Control Board, 5th Floor, Capital Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, that it does adopt the annexed rules relating to Licensee's certification card—Evidence of age, repealing WAC 314-16-155.

This action is taken pursuant to Notice No. WSR 87-18-046 filed with the code reviser on August 31, 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.

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

APPROVED AND ADOPTED October 13, 1987.

By Robert D. Hannah  
Member of the Board

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 314-16-155 LICENSEE'S CERTIFICATION CARD—EVIDENCE OF AGE.

**WSR 87-21-038**

**EMERGENCY RULES**

**DEPARTMENT OF NATURAL RESOURCES**

[Order 529—Filed October 13, 1987]

I, Brian J. Boyle, Commissioner of Public Lands, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the extension of closed season, outdoor rules burning and burning barrel restrictions, and the closed to entry areas restrictions now in place.

I, Brian J. Boyle, 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 continued dry weather has prolonged

the fire danger in the state's forested areas. It is necessary to extend the closed season and other burning restrictions and the regions of extra fire hazard in order to protect life and property.

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

This rule is promulgated pursuant to RCW 76.04.015, 76.04.305 and 76.04.315 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 13, 1987.

By Brian J. Boyle  
Commissioner of Public Lands

### NEW SECTION

**WAC 332-26-103 OUTDOOR BURNING RESTRICTIONS.** Effective midnight, Tuesday, October 13, 1987, through midnight, Saturday, October 31, 1987, privileges to have an outdoor fire without a written burning permit, as allowed by WAC 332-24-201 and described in WAC 332-24-211, on lands protected by the department in Whatcom, Skagit, Snohomish, Island, San Juan, King, Pierce, Kitsap, Mason, Thruston, Lewis, Grays Harbor, Pacific, Cowlitz, Wahkiakum, Clark, Skamania, Jefferson, Clallam, Chelan, Kitittas, Yakima, Klickitat, Garfield, Asotin, Columbia, Walla Walla, Okanogan, Ferry, Stevens, Pend Oreille, Spokane and Lincoln counties are suspended.

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

### NEW SECTION

**WAC 332-26-104 BURNING BARREL RESTRICTIONS.** Effective midnight, Tuesday, October 13, 1987, through midnight, Saturday, October 31, 1987, privileges to burn in a burning barrel, as allowed by WAC 332-24-201 and described in WAC 332-24-225, on lands protected by the department in Whatcom, Skagit, Snohomish, Island, San Juan, King, Pierce, Kitsap, Mason, Thruston, Lewis, Grays Harbor, Pacific, Cowlitz, Wahkiakum, Clark, Skamania, Jefferson, Clallam, Chelan, Kitittas, Yakima, Klickitat, Garfield, Asotin, Columbia, Walla Walla, Okanogan, Ferry, Stevens, Pend Oreille, Spokane and Lincoln counties are suspended.

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

### NEW SECTION

**WAC 332-26-105 CLOSED SEASON.** Effective midnight Thursday, October 15, 1987, the closed season, as defined in RCW 76.04.005, is extended to midnight, Saturday, October 31, 1987, due to prevailing fire weather conditions statewide.

### NEW SECTION

**WAC 332-26-011 SOUTHWEST REGION CLOSURES.** Cowlitz County.

Cowlitz County: Township 8 North, Range 3 East: E1/2, E1/2W1/2, Section 4; all Section 12; S1/2 Section 14; SE1/4 Section 15; all Section 22; N1/2, SW1/4 Section 23; NW1/4 Section 26; all Section 27; SW1/4 Section 28; NE1/4 Section 33; NW1/4 Section 34. Township 8 North, Range 4 East: SW1/4 Section 4; all Section 5; all Section 6; all Section 7; all Section 8; all Section 9; W1/2 Section 10. Township 9 North, Range 3 East: E1/2 Section 36. Township 9 North, Range 4 East: S1/2 Section 31.

When, in the opinion of the Regional Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Regional Manager, the fire hazard is no longer sufficiently low to permit public access to the above described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above described areas against fire the following rule will be enforced:

Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, Tuesday, October 13, 1987, to midnight, Saturday, October 31, 1987.

### NEW SECTION

**WAC 332-26-021 OLYMPIC REGION CLOSURES.** Clallam, Jefferson and Grays Harbor Counties.

Clallam County: Township 30 North, Range 14 West: S1/2NW1/4, NE1/4, N1/2SW1/4, N1/2SE1/4, SE1/4SW1/4, SW1/4SE1/4 Section 24; NE1/4 E1/2NW1/4 Section 26; SE1/4SE1/4 Section 28; S1/2SW1/4, NW1/4SW1/4, SW1/4NW1/4, SE1/4 Section 29; W1/2SW1/4, SE1/4 Section 32; N1/2NW1/4, SW1/4 Section 33; NE1/4NE1/4 Section 34; SW1/4SE1/4 Section 35. Township 30 North, Range 13 West: N1/2SW1/4 east of 9000 road, W1/2NW1/4 west of 9000 road Section 13; W1/2NW1/4 Section 19; W1/2NW1/4, W1/2SW1/4, SE1/4 Section 22; S1/2NE1/4, SE1/4, E1/2SW1/4 Section 23; W1/2 west of 9000 road Section 24; N1/2NE1/4, SE1/4NE1/4, E1/2SW1/4, west of Lake Pleasant Road Section 26; E1/2NE1/4, S1/2NW1/4 Section 27; SE1/4NE1/4 Section 28; E1/2SE1/4 west of Conley Road Section 35; SE1/4SW1/4, W1/2SW1/4 east of Conley Road Section 36. Township 29 North, Range 15 West: E1/2SW1/4, Lot 3 Section

4; SW1/4SE1/4 Section 5; NE1/4, E1/2SW1/4 Section 8; SW1/4, S1/2NW1/4 Section 9; SW1/4, S1/2NW1/4 Section 12; E1/2SE1/4 Section 23; S1/2, SW1/4NW1/4 Section 24; N1/2NW1/4, SW1/4NW1/4 Section 25. Township 29 North, Range 14 West: W1/2SW1/4 Section 4; SW1/4 Section 12; NE1/4NW1/4, N1/2NE1/4 west of East Fork Dickey River Section 13; N1/2SE1/4, E1/2SW1/4 Section 21; S1/2SE1/4, S1/2SW1/4, NW1/4SW1/4, SW1/4NW1/4, N1/2NW1/4 Section 22; SE1/4SE1/4 east of county road Section 31. Township 28 North, Range 14 West: SE1/4NE1/4 north of Kilmer Road Section 19; W1/2NW1/4 north and west of Kilmer Road, E1/2SE1/4 Section 20; SW1/4SW1/4 Section 21. Township 28 North, Range 13 West: SE1/4SW1/4, N1/2SW1/4, SW1/4NW1/4 Section 21; SW1/4 Section 27; SE1/4SE1/4 Section 28.

Jefferson County: Township 27 North, Range 14 West: NW1/4, W1/2NE1/4 Section 2; all Section 3; all Section 4; E1/2NE1/4, E1/2SE1/4 Section 5; NE1/4SE1/4, E1/2NW1/4, E1/2SW1/4 Section 8; all Section 9; all Section 10; all except SE1/4SE1/4 Section 11; N1/2NW1/4, NW1/4NE1/4 Section 14; NW1/4, N1/2NE1/4, SW1/4NE1/4 Section 15; all except S1/2SW1/4 Section 16. Township 27 North, Range 13 West: NE1/4, N1/2SE1/4 Section 32; SW1/4NW1/4, W1/2NE1/4, E1/2SW1/4, W1/2SE1/4 Section 33; NW1/4, N1/2SW1/4, E1/2NE1/4 Section 34; NW1/4, N1/2SW1/4 Section 35. Township 27 North, Range 12 West: SW1/4, SE1/4 Section 29; NW1/4 Section 32. Township 27 North, Range 11 West: NW1/4, N1/2NE1/4, SW1/4NE1/4, NW1/4 SE1/4 Section 27. Township 26 North, Range 13 West: N1/2 Section 3; SW1/4SW1/4 Section 11; N1/2NW1/4, SW1/4NW1/4 Section 14; S1/2NE1/4, NE1/4NE1/4, E1/2NW1/4, NE1/4SW1/4 Section 15. Township 26 North, Range 12 West: N1/2SE1/4 north of SR 101 Section 7; NW1/4, SW1/4, W1/2NE1/4, W1/2SE1/4 Section 24; S1/2, NW1/4 Section 25; S1/2SW1/4 south of 1714 road Section 27; S1/2SE1/4, S1/2SW1/4 south of 1715 road Section 28; NE1/4, NE1/4NW1/4 Section 34.

Grays Harbor County: Township 17 North, Range 10 West: NE1/4NE1/4, NW1/4NE1/4, S1/2NE1/4, portions north of Little Hoquiam River, NW1/4, NE1/4, SW1/4 north of Little Hoquiam River, Lots 1 & 2 Section 3; NW1/4NE1/4, S1/2NE1/4, N1/2NW1/4, S1/2NW1/4, N1/2SW1/4, NE1/4SE1/4, NW1/4NE1/4, Lots 3 & 4 Section 4; N1/2NE1/4, SW1/4NE1/4, SE1/4NE1/4, NE1/4NW1/4, SE1/4NW1/4, N1/2SE1/4 Section 5. Township 18 North, Range 10 West: E1/2 except the NE1/4NE1/4 Section 10; all Section 12; that portion west of East Fork Hoquiam River Section 13; all Section 14; NE1/4 except the NE1/4NE1/4, E1/2NE1/4, E1/2SW1/4, E1/2, S1/2SW1/4, SW1/4SE1/4 Section 15; that portion east of Polson Slough and that portion east of the Hoquiam River Section 22; all Section 23; that portion west of the East Fork Hoquiam River Section 24; that portion west of the East Fork Hoquiam River Section 25; all Section 26; that portion east of the Hoquiam River, SW1/4NW1/4, NE1/4SW1/4,

NW1/4SW1/4, SW1/4SW1/4, SE1/4SW1/4 Section 27; SW1/4NE1/4, SE1/4NE1/4, NE1/4SE1/4, NW1/4SE1/4, SW1/4SE1/4, SE1/4SE1/4 Section 28; SE1/4SW1/4, NW1/4SE1/4, SW1/4SE1/4, SE1/4SE1/4 Section 32; NE1/4NE1/4, NW1/4NE1/4, SW1/4NE1/4, SE1/4NE1/4, NE1/4SE1/4, SE1/4SE1/4, NW1/4SE1/4, SW1/4SE1/4, E1/2SW1/4, E1/2NW1/4 Section 33; NW1/4NE1/4 that portion north of the Hoquiam River, NW1/4NE1/4, SW1/4NE1/4, NW1/4, SW1/4, NW1/4SE1/4, SW1/4SE1/4 Section 34; that portion north and east of the Hoquiam River, bordered by Panhandle Road and the East Fork Hoquiam River.

When, in the opinion of the Regional Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Regional Manager, the fire hazard is no longer sufficiently low to permit public access to the above described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above described areas against fire the following rule will be enforced:

Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, Tuesday, October 13, 1987, to midnight, Saturday, October 31, 1987.

**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 332-26-041 CENTRAL REGION CLOSURES. Lewis County.

Lewis County: Township 11 North, Range 5 West: all except N1/2N1/2 Section 1; all Section 2; E1/2, part E1/2W1/2 lying east of Chehalis River, Section 3; part S1/2 lying south and east of West Fork Chehalis River, Section 8; S1/2, part NW1/4 lying south of West Fork Chehalis River, S1/2NE1/4 Section 9; all except part NW1/4 lying northwest of the Chehalis River Section 10; part N1/2 lying north of Salmon Creek, part NW1/4SW1/4 Section 11; N1/2 Section 12; all Section 15; all Section 16; E1/2, part W1/2 lying east of West Fork Chehalis River Section 17. Township 12 North, Range 5 West: SW1/4, part SE1/4 lying south of Sand Creek Section 1; S1/2 Section 2; all Section 11; W1/2, W1/1E1/2, part N1/2N1/2NE1/4 Section 12; W1/2,

W1/2E1/2 Section 13; E1/2, part W1/2 lying east of Big Creek Section 14; all except W1/2NW1/4NW1/4 Section 34; part S1/2NW1/4, SW1/4, part SE1/4 Section 35. Township 12 North, Range 6 East: all Section 1; W1/2, SE1/4, part W1/2NE1/4, part SE1/4NE1/4 Section 3; part NE1/4NE1/4 Section 10; part N1/2 Section 11. Township 13 North, Range 3 East: all Section 1; N1/2 Section 3; all Section 6; part E1/2 lying east of North Fork Tilton River Section 11; part N12 lying both north of North Fork Tilton River and North of Wallanding Creek Section 13. Township 14 North, Range 1 West: all Section 1; S1/2 Section 2; part E1/2, part NE1/4NW1/4 Section 3; NE1/4, NW1/4 except SW1/4NW1/4, SE1/4 except SW1/4SE1/4 Section 11; all Section 12; SW1/4 except NW1/4SW1/4, SW1/4SE1/4 Section 14; E1/2SE1/4 Section 15; NE1/4, NE1/4SE1/4 Section 20; all Section 21; all except SE1/4 Section 22; all except part SE1/4 Section 23; NW1/4 except SE1/4NW1/4, NW1/4SW1/4 Section 26; all Section 27. Township 14 North, Range 2 East: all Section 11; all Section 12; all Section 13; all Section 24. Township 14 North Range 3 East: all Section 1; all Section 2; all except NW1/4 Section 3; S1/2 Section 4; all Section 5; all Section 6; all Section 7; all Section 8; all Section 9; all Section 10; all Section 11; all Section 12; all Section 13; all Section 14; all Section 15; all Section 16; all Section 17; all Section 18; all Section 19; all Section 20; all Section 21; all Section 22; all Section 23; all Section 25; all Section 27; N1/2 Section 29; all Section 33. Township 15 North, Range 3 East: part SW1/4 lying west of Deschutes River Section 25; S1/2 Section 26; all Section 35; part W1/2 lying west of Deschutes River Section 36.

When, in the opinion of the Regional Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Regional Manager, the fire hazard is no longer sufficiently low to permit public access to the above described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above described areas against fire the following rule will be enforced:

Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, Tuesday, October 13, 1987, to midnight, Saturday, October 31, 1987.

**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 332-26-051 NORTHWEST REGION CLOSURES. Whatcom, Skagit, and Snohomish Counties.

Whatcom County: Township 41 North, Range 6 East: SE1/4, W1/2SW1/4 Section 33; S1/2 Section 34. Township 39 North, Range 7 East: SW1/4 Section 7. Township 39 North, Range 6 East: W1/2NW1/4 Section 12; NE1/4NE1/4 Section 13. Township 38 North, Range 6 East: SE1/4SW1/4 Section 34. Township 37 North, Range 6 East: E1/2NE1/4, SW1/4, Section 3; SE1/4NW1/4, N1/2SW1/4, N1/2S1/2SW1/4, SW1/4NW1/4SE1/4 Section 15; SW1/4NW1/4, S1/2 Section 21; W1/2 except NE1/4NW1/4 Section 27; SW1/4SW1/4, E1/2 Section 28; E1/2NW1/4, E1/2 Section 29; N1/2NE1/4, SE1/4NE1/4 Section 32; all Section 33; all Section 34; SW1/4 Section 35. Township 37 North, Range 5 East: W1/2SW1/4 Section 7. Township 37 North, Range 4 East: SE1/4 Section 12; NE1/4 Section 13; S1/2 Section 36. Township 37 North, Range 3 East: SE1/4 Section 2; NE1/4 Section 3; all Section 27; all Section 28; all Section 29.

Skagit County: Township 36 North, Range 8 East: SE1/4NW1/4, E1/2E1/2, S1/2SW1/4, NE1/4SW1/4, W1/2SE1/4 Section 17; all Section 19; all Section 20. Township 36 North, Range 7 East: All of E1/2, W1/2SE1/4 Section 2; all except W1/2W1/2 Section 6; NE1/4 Section 7; SW1/4 Section 8; SE1/4SE1/4 Section 10; W1/2 Section 11; NW1/4 Section 14; NE1/4NE1/4 Section 15; N1/2NW1/4, W1/2NNE1/4, SE1/4NE1/4 Section 17. Township 36 North, Range 6 East: all Section 3; E1/2SW1/4, SE1/4 Section 4; E1/2NW1/4, NE1/4 Section 9; N1/2 Section 10; SE1/4 Section 24; N1/2NE1/4 Section 25. Township 36 North, Range 4 East: NE1/4 Section 1; SW1/4NE1/4, W1/2 Section 2; SE1/4, NE1/4 Section 3; SE1/4NE1/4, N1/2SE1/4, W1/2NE1/4 Section 15. Township 35 North, Range 8 East: SE1/4NW1/4, S1/2 Section 26; S1/2NW1/4, S1/2 Section 27; all except SW1/4NW1/4 Section 28; all Section 33; all Section 34; all Section 35. Township 35 North, Range 6 East: S1/2NE1/4, SE1/4 Section 12. Township 34 North, Range 10 East: W1/2SW1/4, SW1/4NW1/4 Section 30; W1/2NW1/4 Section 31. Township 34 North, Range 9 East: E1/2E1/2, SW1/4SE1/4 Section 25; S1/2 Section 26; NE1/4, SW1/4 Section 36. Township 34 North, Range 6 East: all Section 4; all Section 5; all Section 7; all Section 8; all Section 9; all Section 10; SW1/4 Section 17; S1/2SE1/4NE1/4, E1/2NW1/4, NE1/4SE1/4 Section 18; NE1/4NE1/4 Section 19; all Section 29; NW1/4, E1/2SW1/4, W1/2SE1/4 Section 30. Township 34 North, Range 5 East: E1/2 Section 7; W 3/4 Section 8. Township 33 North, Range 10 East: SW1/4NW1/4 Section 13; NE1/4 Section 14; E1/2W1/2, NW1/4NW1/4 Section 24. Township 33 North, Range 7 East: N1/2 Section 13; N1/2 Section 14; N1/2 Section 21; W1/2NW1/4 Section 22.

Snohomish County: Township 30 North, Range 7 East: NE1/4 Section 4; SW1/4 Section 27. Township 30 North, Range 6 East: S1/2S1/2, E1/2E1/2 Section 23; N1/2N1/2 Section 26. Township 29 North, Range 6

East: SW1/4SW1/4 Section 2; SE1/4 Section 3; NW1/4NE1/4 Section 10; N1/2N1/2SW1/4 Section 13; NE1/4SE1/4 Section 14. Township 28 North, Range 8 East: S1/2S1/2 Section 15; S1/2SE1/4SE1/4 east of the Sultan Basin Road Section 16. Township 27 North, Range 8 East: N1/2 north of Kellogg Lake Road Section 22; N1/2N1/2SW1/4 north of Kellogg Lake Road Section 23. Township 27 North, Range 7 East: S1/2 Section 9; SW1/4 Section 15; all Section 16.

When, in the opinion of the Regional Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Regional Manager, the fire hazard is no longer sufficiently low to permit public access to the above described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above described areas against fire the following rule will be enforced:

Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, Tuesday, October 13, 1987, to midnight, Saturday, October 31, 1987.

### NEW SECTION

#### WAC 332-26-061 SOUTH PUGET REGION CLOSURES. King County.

King County: Township 26 North, Range 9 East: W1/2NE1/4, N1/2S1/2 Section 6; all Section 14. Township 26 North, Range 7 East: NE1/4, portions of W1/2SW1/4 Section 13. Township 25 North, Range 7 East: E1/2SE1/4 Section 11; SW1/4 Section 12; NW1/4 Section 13; E1/2E1/2, W1/2NW1/4 Section 14; NE1/4, N1/2SE1/4, NE1/4SW1/4 Section 15; all Section 19; SE1/4, SE1/4NW1/4 Section 34. Township 24 North, Range 9 East: all Section 19. Township 24 North, Range 8 East: W1/2SE1/4 Section 24. Township 24 North, Range 7 East: N1/2 Section 3. Township 23 North, Range 9 East: SE1/4SW1/4 Section 6; N1/2, NE1/4SW1/4 Section 7. Township 23 North, Range 8 East: N1/2 Section 1; clearcut and partial cut portions of E1/2 Section 21; W1/2 Section 22; N1/2 Section 27; NE1/4 Section 28. Township 23 North, Range 7 East: SW1/4 Section 14; N1/2 Section 22. Township 22 North, Range 10 East: all Section 19; SE1/4, E1/2SW1/4 Section 21. Township 22 North, Range 9 East: S1/2SE1/4 Section 3; all Section 4; NE1/4 Section 10; N1/2NE1/4, NE1/4NW1/4 Section 13. Township 21 North, Range 7 East: all lands lying east of the Burlington Northern Railroad tracks within the following: E1/4SE1/4, NW1/4SE1/4,

SE1/4NE1/4 Section 21; all Section 22 except the W1/2NW1/4 and the north 160 feet of the NW1/4SW1/4; all Section 27 north of Coal Creek and west of the Weyerhaeuser Mainline road. Township 20 North, Range 11 East: all Section 29; all Section 30. Township 20 North, Range 10 East: all Section 31; all Section 33. Township 20 North, Range 9 East: all Section 35. Township 20 North, Range 8 East: all Section 11; part NE1/4, part NW1/4, all SW1/4, part SE1/4 Section 12; all Section 13; all Section 14; NE1/4 Section 22; all Section 23; all Section 24. Township 19 North, Range 11 East: all Section 5; all Section 7; all Section 9; all Section 17; all Section 19; all Section 21. Township 19 North, Range 10 East: all Section 1; all Section 3; all Section 5; all Section 7; all Section 9; all Section 11; all Section 13; all Section 15; all Section 17; N1/2 Section 19; N1/4 Section 21; N1/2 Section 23. Township 19 North, Range 9 East: all Section 1; all Section 12; part Section 13.

When, in the opinion of the Regional Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Regional Manager, the fire hazard is no longer sufficiently low to permit public access to the above described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above described areas against fire the following rule will be enforced:

Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, Tuesday, October 13, 1987, to midnight, Saturday, October 31, 1987.

WSR 87-21-039

PROPOSED RULES

DEPARTMENT OF ECOLOGY

[Filed October 14, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning the amending of chapter 173-160 WAC, minimum standards for construction and maintenance of water wells; chapter 173-162 WAC, rules and regulations governing the regulation and licensing of water well contractors and operators; and repealing parts of chapters 173-160 and 173-162 WAC.

The amendments to chapter 173-160 WAC clarify the definition of a well, update well construction methods, add a prior construction notification, refine well abandonment methods and add a new section for constructing wells other than water supply wells.

The amendments to chapter 173-162 WAC are established to implement changes to chapter 18.104 RCW relating to licensing requirements for well drillers.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 2, 1988.

The authority under which these rules are proposed is RCW 43.21A.080, 43.27A.090(11) and chapter 18.104 RCW.

The specific statute these rules are intended to implement is chapter 18.104 RCW.

This notice is connected to and continues the matter in Notice No. WSR 87-20-063 filed with the code reviser's office on October 5, 1987.

Dated: October 13, 1987

By: Phil Johnson  
Deputy Director

#### WSR 87-21-040

#### ADOPTED RULES

#### DEPARTMENT OF LABOR AND INDUSTRIES

[Order 87-20—Filed October 14, 1987]

I, Joe Dear, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to requirements for tempered air in commercial coaches for portable classrooms and housekeeping changes, chapter 296-150B WAC.

This action is taken pursuant to Notice No. WSR 87-15-031 filed with the code reviser on July 10, 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 43.22.340 through 43.22.445 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 14, 1987.

By Joseph A. Dear  
Director

#### AMENDATORY SECTION (Amending Order 82-13, filed 4/16/82)

WAC 296-150B-035 ENGINEERING ANALYSIS AND TEST PROCEDURES. (1) ~~((When))~~ A manufacturer must show that a structural design, method of construction, installation, or piece of equipment is adequate to fulfill its intended function, further the

manufacturer must submit to the department information on and the results of an engineering analysis or a physical test.

(2) ~~((f))~~ When the manufacturer does an engineering analysis of the design, method, installation, or equipment, the analysis must be made in accordance with generally established principles of engineering and must be signed by an architect or professional engineer licensed in Washington.

(3) ~~((f))~~ When the manufacturer tests the design, method, installation, or equipment, the tests must be performed by a testing agency or must be directed, witnessed, and evaluated by an approved architect or professional engineer licensed in Washington.

Test reports must contain the following items:

- (a) A description of the method or standards that applied to the test;
- (b) A description and drawings of the item tested;
- (c) A description of the test set-up;
- (d) A description of the procedure used to load the item for, and to measure, each condition;
- (e) Test data (and graphs, where applicable), including pertinent observations of the characteristics and behavior of the item tested;
- (f) Engineering data; and
- (g) Analysis, comments, and conclusion.

(4) The results of the tests or analyses must be in writing and must identify the design plan to which the results relate.

#### AMENDATORY SECTION (Amending Order 82-13, filed 4/16/82)

WAC 296-150B-050 APPLICATION FOR APPROVAL OF A QUALITY CONTROL MANUAL. ~~((1) A manufacturer of a recreational vehicle or commercial coach must apply, and a manufacturer of a component may apply, to the department for approval of a quality control manual. The application must include:~~

- ~~(a) A completed application form. The manufacturer may obtain a form from the department.~~
- ~~(b) One copy of the quality control manual plus one additional copy for each location at which the manufacturer will build the structure or component. The copies must be printed on substantial 8 1/2 by 11 inch paper and must be fastened together.~~

~~(c) An outline of the quality control procedure.~~  
~~(d) The name of the corporate officer, partner, or manager who is responsible for the quality control program and for maintaining the inspection records for each unit.~~

~~(e) An application fee.~~  
~~(2) If the department has previously approved a quality control manual for the manufacturer, the manufacturer need not submit copies of the manual with the application.~~

~~(3) When the manufacturer asks the department for an application form, it should inform the department of what kind of product it intends to manufacturer. The department will send the manufacturer the specific requirements for the quality control manual.)~~ As a minimum the quality control manual/quality control program will provide for the following:



(1) Designation of officer/manager responsible for establishment and implementation of the quality control program.

(2) Design plan submission and approval.

(3) Drawing and change control that provides for the generation and distribution of working drawings, manufacturing processes and procedures, inspection and test procedures consistent with the design approvals and specification requirements.

(4) Receiving inspection of procured material in accordance with established acceptance criteria.

(5) Definition of production stations, the work performed in each station, type and amount of inspection and test performed, minimum acceptance criteria and person responsible.

(6) Description of documentation used to define the as-built configuration of each unit produced.

(7) Identification, control and disposition of nonconforming material.

(8) Corrective action system that will provide positive correction or repetitive discrepancies, failures, or nonconformance.

(9) Controls for material storage to include age-dated material.

(10) Calibration of all special tooling, gauges, and test equipment.

(11) Controls for issuance of Washington state insignias.

AMENDATORY SECTION (Amending Order 82-13, filed 4/16/82)

WAC 296-150B-060 EXPIRATION OF DESIGN PLAN APPROVAL. (1) Approval of a design plan and quality control manual expires ((+2)) twelve months after the date the department approves the plan.

(2) A manufacturer must apply to the department for renewal of the design plan and quality control manual approval at least two months before the approval expires to ensure that the department will have time to examine and approve the application. The manufacturer may obtain an application for renewal of plan and quality control manual approval from the department. The manufacturer must submit:

(a) A completed application form; and

(b) The renewal fee required by WAC 296-150B-990. The renewed plan and quality control manual must be identical to the original design plan, except that the manufacturer may change the model name or designation.

(3) If a manufacturer allows a design plan and quality control manual approval to expire, it must return all unused insignia issued to the manufacturer for the product covered by the expired design plan.

#### NEW SECTION

WAC 296-150B-122 LOCATION OF INSIGNIA. Each insignia affixed to a recreational vehicle or commercial coach shall be located adjacent to the main entry door not less than twelve inches above the floor line.

AMENDATORY SECTION (Amending Order 82-13, filed 4/16/82)

WAC 296-150B-125 IDENTIFICATION OF COMMERCIAL COACHES AND RECREATIONAL VEHICLES. (1) Each commercial coach or recreational vehicle manufactured, sold, leased, or offered for sale or lease in Washington shall bear a permanently affixed identification label that contains the following information:

(a) The name of the manufacturer;

(b) The month and year of manufacture;

(c) The vehicle identification number;

(d) The manufacturer's assigned identification number; and

(e) Where applicable, the assigned plan approval number.

(2) The identification label shall be permanently attached either on the forward half of the left side of the exterior wall of the commercial coach or recreational vehicle, not less than six inches above the floor line, or in proximity to the insignia.

AMENDATORY SECTION (Amending Order 83-13, filed 5/24/83)

WAC 296-150B-185 RECIPROCAL AGREEMENT FOR RECREATIONAL VEHICLES. ((The department has entered into a contract with the National Conference of States on Building Codes and Standards, Inc. (NCSBCS) by which NCSBCS administers a reciprocal program between states for recreational vehicles. The states entering into the reciprocal agreements meet and enforce the standards prescribed by this state. The department, by this rule, accepts in this state all recreational vehicles manufactured in the states that are parties to the NCSBCS recreational vehicle reciprocal program. Recreational vehicles manufactured in other states may continue to obtain Washington state insignia by complying with the construction standards and inspection requirements of this chapter.)) Monitoring of reciprocal states, third party agencies, or manufacturers attaining self inspection status. The department shall, on a periodic basis, monitor the quality of the inspections performed by states, third party agencies, or manufacturers having self inspection status at the manufacturing facility to assure compliance with the requirements of the approved design plans, quality control manual, and respective specifications. Noncompliances determined during monitoring will be processed in accordance with WAC 296-150B-135.

AMENDATORY SECTION (Amending Order 82-37, filed 12/6/82)

WAC 296-150B-200 GENERAL INSTALLATION REQUIREMENTS FOR MOBILE HOMES. (1) All mobile homes shall be installed in compliance with the national manufactured housing procedural and enforcement regulations in subparts F and I of 24 C.F.R. Part 3282 adopted as of April 1, 1982, which are incorporated into these rules by this reference.



(2) A HUD-labeled mobile home shall also be installed in compliance with the mobile home manufacturer's installation ((recommendations)) instructions. The ((recommendations)) instructions must be approved by HUD. The manufacturer shall send two copies of its approved installation ((recommendations)) instructions to the purchaser of the mobile home. The copies shall be in the home and available at the time of inspection.

A mobile home not labeled by HUD shall also be installed in accordance with installation ((recommendations)) instructions provided by a professional engineer or architect licensed in Washington.

(3) To the extent that the installation of a mobile home is not covered by a manufacturer's, engineer's, or architect's ((recommendations)) instructions, the mobile home shall comply with the installation requirements set out in WAC 296-150B-225 through 296-150B-255.

(4) No person, firm, partnership, corporation, or other entity may install a mobile home unless he, she, or it owns the mobile home, is a licensed mobile home dealer, or is a contractor registered under chapter 18.27 RCW.

(5) In those areas that are (a) recognized as flood plains by the Washington state department of ecology or the Federal Emergency Management Agency, or (b) hazardous because of the probability of earthquakes, ground slides, avalanches, or high winds, the local jurisdictions may set requirements that are necessary to lessen the hazards.

#### AMENDATORY SECTION (Amending Order 82-4, filed 2/2/82)

**WAC 296-150B-513 LIGHT AND VENTILATION.** Habitable rooms shall be provided with exterior windows or doors having a total glazed area of not less than 10 percent of the floor area, or shall be provided with artificial light. An area equivalent to not less than 5 percent of the floor area shall be available for unobstructed ventilation. Glazed areas need not be openable where a mechanical ventilation system is provided and is capable of producing a change of air in the room(s) every thirty minutes with not less than one-fifth of the air supply taken from outside the commercial coach.

#### NEW SECTION

**WAC 296-150B-515 HEATING, COOLING, AND VENTILATION REQUIREMENTS FOR PORTABLE CLASSROOMS.** Portable classrooms shall comply with the following space comfort control requirements.

(1) Mechanical ventilation.

(a) Portable classrooms shall be provided with a tempered air mechanical ventilation system, automatically controlled.

(b) The air supply volume shall be no less than 1.3 cubic feet per minute (c.f.m.) per square foot of floor area in portable classrooms.

(c) The system shall be provided with an economizer cycle to automatically mix recirculated air and outside

air, to provide atmospheric cooling. The air supply system shall be arranged to modulate the amount of outdoor air from minimum setting to one hundred percent outside air during the nonheating period.

(d) The minimum amount of outside air introduced after the room is up to setpoint temperature during occupancy shall not be less than 10 c.f.m. per occupant.

(2) Heating. The system shall provide a temperature differential in the occupied zone not to exceed plus or minus 2°F. Air supply systems shall be provided with a means to discharge air which shall not generate a noise level over 35 N.C. The terminal air velocities in occupied zone shall not exceed 50 feet per minute (f.p.m.).

(3) Temperature control. A system of automatic temperature controls shall be provided which will automatically maintain space setpoint temperature, 72°F heating, 78°F cooling, if cooling is provided, including night setback operation with intermittent fan operation, zero percent outside air and night setback temperature (55°F). Controls shall include seven day scheduling.

(4) Cooling. Mechanical refrigeration is optional. Cooling systems shall be of sufficient capacity to maintain cooling setpoint previously mentioned, under A.S.H.R.A.E. design conditions for the location in which the portable classroom is installed based on 2.5 percentile—dry and wet bulb temperatures. Ventilation rate shall be 10 c.f.m. (cu.ft./min.) per occupant under mechanical cooling cycle operation.

(5) Professional design requirements. Portable classroom design drawings shall incorporate a heating, ventilating (and air conditioning where applicable) design prepared by a professional engineer, registered in Washington state, and experienced in the heating, ventilating and air conditioning field. The engineer's seal shall be affixed to said drawings.

#### **WSR 87-21-041**

#### **ADOPTED RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 87-161—Filed October 14, 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 87-15-131 filed with the code reviser on July 22, 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.



~~6:30 p.m. October 31,))~~ 6:00 p.m. November 1 to 11:59 p.m. November 30, ~~((+1986))~~ 1987.

The Naselle River upstream from the Highway 101 Bridge to the fishing boundary marker on the line of pilings at the mouth of Roaring Creek Slough—6:00 p.m. October 1 to 6:00 p.m. October 14, ~~((+1986))~~ 1987.

**AMENDATORY SECTION** (Amending Order 86-55, filed 7/10/86)

**WAC 220-40-022 WILLAPA HARBOR—WEEKLY PERIODS.** It is unlawful to take, fish for or possess salmon taken with gill net gear, except during the weekly open periods hereafter designated in the following Willapa Harbor fishing areas:

Areas 2G, 2H, 2M and the Naselle River—Open continuously.

Areas 2J and 2K—Open ~~((continuously, except for period September 21 to October 14, during which open))~~ 6:00 p.m. Sunday to 6:00 p.m. Monday and 6:00 p.m. Wednesday to 6:00 p.m. Thursday only.

**AMENDATORY SECTION** (Amending Order 86-55, filed 7/10/86)

**WAC 220-40-024 WILLAPA HARBOR—MESH SIZES—GEAR.** (1) It is unlawful to take, fish for or possess salmon with gill net gear containing mesh smaller than the minimum or larger than the maximum size stretch measure as hereinafter designated in the following Willapa Harbor fishing areas:

Areas 2G, 2H, 2J, 2K, 2M, and the Naselle River ~~((For the period July 6 to August 15, 1986: 9-inch minimum mesh.))~~

For the period September 15, to 11:59 p.m. November ~~((+18))~~ 19, ~~((+1986))~~ 1987: 5-inch minimum to 6-1/2 inch maximum mesh.

For the period 12:01 a.m. November 19 to 11:59 p.m. November 30, ~~((+1986))~~ 1987: 7-1/2-inch minimum mesh.

(2) It is unlawful to fish in Willapa Harbor with gill net gear containing meshes less than 5 inches stretch measure or longer than 1,500 feet in length.

**WSR 87-21-042**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**

[Order 87-165—Filed October 14, 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 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 October 14, 1987.

By Robert Turner  
for Joseph R. Blum  
Director

**NEW SECTION**

**WAC 220-40-02100D WILLAPA HARBOR GILLNET SEASON.** Notwithstanding the provisions of WAC 220-40-021, 220-40-022, and 220-40-024, effective immediately until further notice it is unlawful to fish for or possess salmon taken for commercial purposes from the waters of Willapa Harbor except as provided for in this section:

(1) The following Willapa Harbor Salmon Management and Catch Reporting Areas are open during the times indicated:

Area 2G – Immediately until 6:00 p.m. October 16, 1987; 6:00 p.m. October 20 to 6:00 p.m. October 21; those waters of 2G upstream from Willapa River Channel Marker 33 – 6:00 p.m. October 16 to 6:00 p.m. October 20 and 6:00 p.m. October 21 to 11:59 p.m. November 30, 1987.

Area 2H – Immediately until 11:59 p.m. November 30, 1987.

Areas 2J and 2K – 6:00 p.m. October 14 to 6:00 p.m. October 15, and 6:00 p.m. October 20 to 6:00 p.m. October 21, 1987.

Area 2M – Immediately until 6:00 p.m. October 16, and 6:00 p.m. October 20 to 6:00 p.m. October 21, 1987.

Naselle River – Those waters of the Naselle River from the Highway 101 Bridge to the mouth of Roaring Creek Slough – immediately until 6:00 p.m. October 16, 1987.

(2) Lawful gear is limited to gill nets no longer than 1,500 feet; 5 inch minimum to 6-1/2 inch maximum mesh restriction.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

**WAC 220-40-02100C WILLAPA HARBOR GILLNET SEASON. (87-146)**

**WSR 87-21-043**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-166—Filed October 14, 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 this regulation is adopted at the recommendation of the Pacific Fishery Management Council for conservation of bottomfish stocks while allowing harvest of available resources.

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 October 14, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

**NEW SECTION**

**WAC 220-44-050001 COASTAL BOTTOMFISH CATCH LIMITS.** Notwithstanding the provisions of WAC 220-44-050, effective immediately until further notice it is unlawful to possess, transport through the waters of the state, or land in any Washington State port bottomfish taken for commercial purposes 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 in excess of 3,000 not to exceed 5,000 pounds. No limit on the number of landings of less than 3,000 pounds.

(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 restrictions on landing up to 1,000 pounds per vessel trip. Landings above 1,000 pounds allowed only if Pacific Ocean perch represent 20 per cent or less of total weight of fish on board. Under no circumstances may a vessel land more than 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 7,500 pounds may be yellowtail rockfish (*Sebastes flavidus*) except that a fisherman having made a 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 15,000 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 no more than 3,750 pounds in any one landing may be yellowtail rockfish. All previous declaration forms 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 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 received prior to the beginning of such fishing. The declaration of intent must contain the name and address of the fishermen, 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 by filing a declaration of intent to stop fishing other than once weekly on other species of rockfish with the department in the above manner. The declaration to stop such fishing for other species of rockfish and begin one vessel trip per calendar week fishing must be received prior to the beginning of the 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 any landing that occurs more than four calendar weeks after the immediate prior landing. A calendar week is defined as Wednesday through the following Tuesday.

(5) Sablefish – Trawl vessel trip limit of 6,000 pounds or 20 percent of the total weight of fish on board, whichever is greater. Minimum size 22 inches in length, unless dressed in which case minimum size 15 1/2 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 1,500 pounds for fixed gear is allowed. Effective October 22, 1987, until further notice, it is unlawful to land sablefish taken with any gear other than trawl gear.

(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.

**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.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-44-05000H COASTAL BOTTOMFISH CATCH LIMITS (87-135)

**WSR 87-21-044**  
EMERGENCY RULES  
**DEPARTMENT OF FISHERIES**  
[Order 87-167—Filed October 14, 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 these regulations are necessary to prevent accidental snagging of returning salmon due to low water flows.

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 October 14, 1987.

By Robert Turner  
for Joseph R. Blum  
Director

### NEW SECTION

WAC 220-57-28500I HUMPTULIPS RIVER. Notwithstanding the provisions of WAC 220-57-285, effective 12:01 a.m., October 17, 1987, until further notice it is unlawful to fish for or possess salmon taken for personal use from the waters of the Humptulips River.

### NEW SECTION

WAC 220-57-40500F SAMISH RIVER. Notwithstanding the provisions of WAC 220-57-405, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from the waters of the Samish River.

### NEW SECTION

WAC 220-57-41000B SAMMAMISH RIVER (SLOUGH). Notwithstanding the provisions of WAC 220-57-410, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from the waters of the Sammamish River.

### NEW SECTION

WAC 220-57-51000D WILLAPA RIVER. Notwithstanding the provisions of WAC 220-57-510, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from the waters of the Willapa River.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-28500H HUMPTULIPS RIVER. (87-137)

**WSR 87-21-045**  
EMERGENCY RULES  
**DEPARTMENT OF FISHERIES**  
[Order 87-168—Filed October 14, 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 openings in Areas 6D and 7B prevent wastage and provide opportunity to harvest non-Indian coho allocation. Opening in Area 13A provide opportunity to harvest non-Indian allocation. All other Puget Sound catch and reporting areas closed to prevent overharvest.

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

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

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

APPROVED AND ADOPTED October 14, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

**NEW SECTION**

WAC 220-47-818 *PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective October 15 until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

*\*Area 6D (excluding those waters within 1,000 feet of each mouth of the Dungeness River at high tide) - Closed except gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously until further notice. Those waters within 1,000 feet of each mouth of the Dungeness River at high tide are closed to all commercial fishing.*

*\*Area 7B - Closed except gill nets using 5-inch minimum mesh and purse seines may fish continuously until further notice. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.*

*\*Area 13A - Closed except gillnets using 5-inch minimum mesh may fish from 5:00 PM October 15 to 9:00 AM October 16, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM October 15. Those portions of Area 13A north of State Route 302, within 1000 feet of the outer oyster stakes off Minter Bay, and south of a line from the south end of the entrance to Horsehead Bay true west to the marker on the Longbranch Peninsula remain closed to all commercial fishing.*

*Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 8A, 8D, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K and all freshwater areas - Closed.*

**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.

**REPEALER**

*The following section of the Washington Administrative Code is repealed effective October 15, 1987.*

WAC 220-47-817 *PUGET SOUND COMMERCIAL SALMON FISHING RESTRICTIONS Order No. 87-158*

WSR 87-21-046

ADOPTED RULES

**COUNTY ROAD ADMINISTRATION BOARD**

[Order 66—Filed October 15, 1987]

Be it resolved by the County Road Administration Board, acting at Long Beach, Washington, that it does adopt the annexed rules relating to eligibility for RATA funds, chapter 136-150 WAC.

This action is taken pursuant to Notice No. WSR 87-18-019 filed with the code reviser on August 24, 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 County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED October 8, 1987.

By Ernest Geissler  
Director

[AMENDATORY SECTION (Amending Order 61, filed 2/20/86)]

WAC 136-150-010 *PURPOSE* Language in Chapter 49, Laws of 1983, Extraordinary Session, Section 14 provides that only those counties that, during the preceding twelve months, have spent all revenues collected for road purposes only for such purposes, including traffic law enforcement, as are allowed to the state by Article II, Section 40 of the state Constitution are eligible to receive funds from the Rural Arterial Trust Account (RATA); provided, however, that counties of the 7th class shall be exempt from this requirement. This WAC chapter describes how this statutory language will be implemented by the CRABoard beginning with the ((1987)) 1988 county budget year ((RAP project approval meeting.))

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

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

[AMENDATORY SECTION (Amending Order 61, filed 2/20/86)]

WAC 136-150-020 *IMPLEMENTING THE ELIGIBILITY REQUIREMENT* ((The CRABoard will provide to the State Auditor no later than February 1 of each year a list of those counties which have submitted projects for RATA funding during the current biennium. The State Auditor will return the list to the CRABoard no later than May 1 of each year, showing the eligible counties, which are those counties that, during the preceding county budget year, spent all revenues collected

~~for road purposes only for such purposes, including traffic law enforcement, as are allowed to the state by Article II, Section 40, of the State Constitution provided, however, that counties of the 7th class shall not be included on such list.~) The CRABoard will ascertain the amount of the total road levy fixed in each county and the amount diverted, if any, for any services to be provided in the unincorporated area of the county in accordance with RCW 36.33.220. The CRABoard will compare the amount actually spent each year for traffic law enforcement with the amount diverted to determine whether or not the county is eligible to receive RATA funds.~~

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

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

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

#### [NEW SECTION]

#### WAC 136-150-021 ASCERTAINING THE ROAD LEVY

The CRABoard will request that every county legislative authority submit a certification showing the amount of the road levy fixed and the amount, if any, budgeted in accordance with RCW 36.33.220 for traffic law enforcement and/or any other purpose from diverted road levy no later than February 1st of each year.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 136-150-022 ASCERTAINING THE EXPENDITURES FOR TRAFFIC LAW ENFORCEMENT

In those counties where diverted road levy has been budgeted for traffic law enforcement, and which have a RAP project awaiting approval by the CRABoard, the county sheriff will be required to submit a certification showing the actual expenditure for traffic law enforcement in the previous budget year, provided that counties of the 7th class shall be exempt from this requirement.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 136-150-023 IDENTIFYING ELIGIBLE COUNTIES

Counties eligible to receive RATA funds shall be those in which there has been no diversion of the county road

levy, those in which the actual expenditures for traffic law enforcement have been equal to, or greater than, the amount of diverted road levy budgeted for traffic law enforcement, (3) and those of the 7th class.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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.

[AMENDATORY SECTION (Amending Order 61, filed 2/20/86)]

WAC 136-150-024 CONSTRAINT ON CONTRACT EXECUTION No CRAB/County contract shall be executed on behalf of the CRABoard ((until assurance is received from the State Auditor that such county's expenditure of diverted road levy, if any, was in compliance with the constraints of this chapter.~)) unless the appropriate certifications have been submitted and unless the county has been identified as eligible to receive RATA funds. ((The cost of any special audit needed to provide such assurance shall be the responsibility of the affected county.~))

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

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

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

#### WSR 87-21-047

#### EMERGENCY RULES

#### COUNTY ROAD ADMINISTRATION BOARD

[Order 67-E—Filed October 15, 1987]

Be it resolved by the County Road Administration Board, acting at Long Beach, Washington, that it does adopt the annexed rules relating to allocation of RATA funds to approved RAP projects, chapter 136-160 WAC.

We, the County Road Administration Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is to allow CRABoard to approve projects and allocate RATA funds beyond county limits where emergency situation exists.

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

This rule is promulgated under the general rule-making authority of the County Road Administration Board as authorized in chapter 36.78 RCW.

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

APPROVED AND ADOPTED October 7, 1987.

By Ernest Geissler  
Director

### NEW SECTION

**WAC 136-160-065 USE OF RATA FUNDS FOR EMERGENT PROJECTS.** *If regional RATA funds are available, the CRABoard may approve emergent RAP projects and allocate RATA funds beyond any county limit as defined in WAC 136-160-050 to such projects.*

### **WSR 87-21-048**

#### **PROPOSED RULES**

#### **DEPARTMENT OF LICENSING**

[Filed October 15, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the state of Washington Department of Licensing intends to adopt, amend, or repeal rules concerning temporary permits to operate vessels, WAC 308-93-295;

that the agency will at 10:30 a.m., Monday, November 30, 1987, in the 2nd Floor Conference Room, Highways-Licenses Building, 12th and Franklin, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is section 9, chapter 149, Laws of 1987.

The specific statute these rules are intended to implement is section 9, chapter 149, Laws of 1987.

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

Dated: October 15, 1987

By: Sandra Brooks  
Administrator

### **STATEMENT OF PURPOSE**

Name of Agency: State of Washington Department of Licensing.

Purpose: Authorizes vessel dealers properly registered pursuant to chapter 88.02 RCW to issue temporary permits to operate vessels.

Statutory Authority: Section 9, chapter 149, Laws of 1987.

Summary of the Rule: WAC 308-93-295 Temporary permits to operate vessels—Circumstances and procedures for issuance.

Reasons Proposed: To better enable the Department of Licensing to safeguard the public health and well-being.

Responsible Departmental Personnel: In addition to the director of the Department of Licensing, the following individuals have knowledge of and responsibility for drafting, implementing and enforcing these rules: David T. Kirk, Assistant Director, Vehicle Services, Second Floor, Highways-Licenses Building, 12th and Franklin, Olympia, Washington 98504, phone (206) 753-6914 comm or 234-6914 scan; and Sandra Brooks, Administrator, Title and Registration Control, Second Floor, Highways-Licenses Building, Olympia, Washington 98504, phone (206) 753-6920 comm or 234-6920 scan.

Proponents of the Proposed Rule: Washington State Department of Licensing.

Federal Law or Federal or State Court Requirements: Not necessitated as the result of federal or state court requirements.

Small Business Economic Impact Statement: Not required for this statement.

### NEW SECTION

**WAC 308-93-295 TEMPORARY PERMITS TO OPERATE VESSELS.** A vessel dealer who holds a proper and valid vessel dealer license issued pursuant to chapter 88.02 RCW may issue, under the following circumstances and procedures, temporary permits to operate vessels:

(1) The vessel has been sold and does not bear a currently valid Washington decal.

(2) The dealer shall fill out the title portion of the permit, detailing all owners and all fees collected, including the dealer's report of sale and date of sale. All registered owners must sign the application.

(3) The dealer shall detach the cardboard copy of the permit and record the date of issuance in dark permanent ink, with bold letters and numbers, on the permit side of that copy. The balance of the copies shall be presented to a license agent by the vessel dealer within fifteen calendar days as an application for registration and title.

(4) The cardboard copy of the permit and a purchase order identifying the sale must be carried in the vessel and be readily available upon request.

(5) The dealer must collect title and registration fees required for a June expiration.

(6) The temporary license permit issued by a dealer is valid for fifteen calendar days from the date of delivery of the vessel. No more than one fifteen day permit may be issued for a vessel after sale.

(7) A dealer may not use a temporary license permit for a dealer or dealer-employee operated vessel, or as a demonstration permit.

(8) Fees paid by a dealer for temporary license permit applications are not refundable unless the dealer ceases doing business as a vessel dealer. The fee paid for a single application may be taken as a credit on that application when it is presented to a license agent with the balance of the appropriate fees.

(9) Temporary permits are not transferable from one vessel dealer to another.

### **WSR 87-21-049**

#### **ADOPTED RULES**

#### **DEPARTMENT OF LICENSING**

#### **(Board of Massage)**

[Order PM 685—Filed October 15, 1987]

Be it resolved by the Washington State Board of Massage, acting at Seattle, Washington, that it does adopt the annexed rules relating to examination appeal procedures, new section WAC 308-51-125.

This action is taken pursuant to Notice No. WSR 87-18-052 filed with the code reviser on September 1, 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 18.108-.020 which directs that the Board of Massage has authority to implement the provisions of chapter 18.108 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 October 6, 1987.

By Susan Rosen  
Chairperson

### NEW SECTION

**WAC 308-51-125 EXAMINATION APPEAL PROCEDURES.** (1) Any candidate who takes the state examination for licensure and does not pass either the written examination or the practical examination, may request review of the results of either examination by the Washington State Board of Massage.

(a) The board will not modify examination results unless the candidate presents clear and convincing evidence of error in the examination content or procedure, or bias, prejudice or discrimination in the examination process.

(b) The board will not consider any challenges to examination scores unless the total of the potentially revised score would result in issuance of a license.

(2) The procedure for requesting an informal review of examination results is as follows:

(a) The request must be in writing and must be received by the department within 30 days of the postmark date on the notification of examination results sent to the candidate.

(b) The following procedures apply to an appeal of the results of the written examination.

(i) In addition to the written request required in (a) above, the candidate must appear personally in the department office in Olympia for an examination review session. The candidate must contact the department to make an appointment for the exam review session.

(ii) The candidate's incorrect answers will be available during the review session. The candidate will be given a form to complete in defense of the examination answers. The candidate must specifically identify the challenged questions on the examination and must state the specific reason(s) why the candidate believes the results should be modified.

(iii) The candidate will be allowed one half (1/2) the time originally allotted to take the examination for this review session.

(iv) The candidate may not bring in any resource material for use while completing the informal review form.

(v) The candidate will not be allowed to remove any notes or materials from the office upon completing the review session.

(c) The following procedures apply to an appeal of the results of the practical examination.

(i) In addition to the written request required in (a) above, the candidate must, within 30 days of the postmark date on the notification of exam results, request in writing a breakdown of the candidate's scores in the various areas of the examination.

(ii) The candidate will be sent the breakdown and will also be provided a form to complete in defense of the candidate's examination performance. The candidate must complete the form and specifically identify the challenged portion(s) of the examination and must state the specific reason(s) why the candidate believes the results should be modified. This form must be returned to the department within 15 days of the postmark date on the breakdown sent to the candidate.

(d) The board will schedule a closed session meeting to review the examinations, score sheets and forms completed by the candidate. The candidate will be notified in writing of the board decision.

(i) The candidate will be identified only by candidate number for the purpose of this review.

(ii) Letters of referral or requests for special consideration will not be read or considered by the board.

(e) Any candidate who is not satisfied with the results of the informal examination review may request a formal hearing before the board to challenge the examination results.

(3) The procedures for requesting a formal hearing are as follows:

(a) The candidate must complete the informal review process before requesting a formal hearing.

(b) The request for formal hearing must be received by the department within twenty (20) days of the postmark date on the notice of the results of the board's informal review.

(c) The written request must specifically identify the challenged portion(s) of the examination and must state the specific reason(s) why the candidate believes the examination results should be modified.

(d) Candidates will receive at least twenty (20) days notice of the time and place of the formal hearing.

(e) The hearing will be restricted to the specific portion(s) of the examination the candidate has identified in the request for formal hearing.

(f) The formal hearing will be conducted pursuant to the Administrative Procedure Act, 34.04 RCW.

(g) The candidate will be notified in writing of the board decision.

### **WSR 87-21-050**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 87-169—Filed October 15, 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 these regulations are necessary to prevent accidental snagging of returning salmon due to low flows.

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 October 15, 1987.

By Judith Merchant  
for Joseph R. Blum  
Director

#### NEW SECTION

WAC 220-57-28500J HUMPTULIPS RIVER. Notwithstanding the provisions of WAC 220-57-285, effective 12:01 a.m., October 17, 1987, until further notice it is unlawful to fish for or possess salmon taken for personal use from the waters of the Humptulips River.

#### NEW SECTION

WAC 220-57-40500G SAMISH RIVER. Notwithstanding the provisions of WAC 220-57-405, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from the waters of the Samish River.

#### NEW SECTION

WAC 220-57-41000C SAMMAMISH RIVER (SLOUGH). Notwithstanding the provisions of WAC 220-57-410, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from waters upstream from the 102 Avenue N.E. Bridge.

#### NEW SECTION

WAC 220-57-51000E WILLAPA RIVER. Notwithstanding the provisions of WAC 220-57-510, effective immediately until further notice it is unlawful to fish for or possess salmon taken for personal use from waters downstream from the mouth of Fork Creek to Highway 6 Bridge approximately two miles below the mouth of Trap Creek.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-28500I HUMPTULIPS RIVER (87-167)  
WAC 220-57-40500F SAMISH RIVER (87-167)

WAC 220-57-41000B SAMMAMISH RIVER (SLOUGH) (87-167)  
WAC 220-57-51000D WILLAPA RIVER (87-167)

**WSR 87-21-051**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
[Filed October 15, 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 maximum cost standards, amending WAC 388-42-150;

that the agency will at 10:00 a.m., Tuesday, November 24, 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 November 25, 1987.

The authority under which these rules are proposed is chapter 7, Laws of 1987.

The specific statute these rules are intended to implement is chapter 7, Laws of 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. The meeting site is in a location which is barrier free.

Dated: October 15, 1987

By: Leslie F. James, Director  
Administrative Services

#### STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: WAC 388-42-150.

Purpose of the Rule Change: To show an increase of two percent in funeral vendor payment.

Reason this Rule Change is Necessary: To comply with state statute.

Statutory Authority: ESHS [ESHB] 1221, section 208(1).

Summary of the Rule Change: Funeral vendor payments are to be increased by two percent effective September 1, 1987.

Person Responsible for Drafting, Implementation and Enforcement of this Rule Change: Norma Jones, Program Manager, Division of Income Assistance, OB-31J, scan 234-4910.

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

AMENDATORY SECTION (Amending Order 2310, filed 12/2/85)

WAC 388-42-150 MAXIMUM COST STANDARDS.

- (1) Mortuary services—Actual costs, but not to exceed:
  - (a) Essential services only . . . . . \$ ((258)) 263
  - (b) Essential services plus funeral/memorial service . . . . . \$ ((b-590)) 602
- (2) Burial services—Actual costs, but not to exceed:
  - (a) Burial only, no plot included . . . . . \$ ((323)) 329
  - (b) Burial with plot included, single or multiple interment . . . . . \$ ((373)) 380
- (3) Cremation services—Actual costs, but not to exceed:
  - (a) Cremation only . . . . . \$ ((+53)) 164
  - (b) Cremation and disposition . . . . . \$ ((229)) 234
- (4) These standards include all applicable taxes.
- (5) These standards shall be effective ((January 1, 1986)) September 1, 1987.

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 87-21-052**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Order 2547—Filed October 15, 1987]

I, Leslie F. James, director of Administrative Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to maximum cost standards, amending WAC 388-42-150.

I, Leslie F. James, 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 funeral vendor payments were increased 2%, effective September 1, 1987, by the 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 7, Laws of 1987, and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 15, 1987.  
 By Leslie F. James, Director  
 Administrative Services

AMENDATORY SECTION (Amending Order 2310, filed 12/2/85)

WAC 388-42-150 MAXIMUM COST STANDARDS.

- (1) Mortuary services—Actual costs, but not to exceed:
  - (a) Essential services only . . . . . \$ ((258)) 263
  - (b) Essential services plus funeral/memorial service . . . . . \$ ((b-590)) 602
- (2) Burial services—Actual costs, but not to exceed:
  - (a) Burial only, no plot included . . . . . \$ ((323)) 329
  - (b) Burial with plot included, single or multiple interment . . . . . \$ ((373)) 380
- (3) Cremation services—Actual costs, but not to exceed:
  - (a) Cremation only . . . . . \$ ((+53)) 164
  - (b) Cremation and disposition . . . . . \$ ((229)) 234
- (4) These standards include all applicable taxes.
- (5) These standards shall be effective ((January 1, 1986)) September 1, 1987.

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 87-21-053**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-170—Filed October 15, 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 October 15, 1987.  
 By Gene DiDonato  
 for Joseph R. Blum  
 Director

NEW SECTION

*WAC 220-57-16000M COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160, effective immediately through October 31, 1987, Bag limit A in those waters of the Columbia River downstream from the Vernita Bridge to the Old Hanford townsite wooden powerline towers.*

**WSR 87-21-054****PROPOSED RULES****DEPARTMENT OF TRANSPORTATION****(Transportation Commission)**

[Filed October 16, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Transportation Commission intends to adopt, amend, or repeal rules concerning the amending of weight limits on truck combinations, adding a new section to chapter 468-38 WAC;

that the agency will at 9:30 a.m., Thursday, December 17, 1987, in Room 1D2, Transportation Commission Hearing Room, Transportation Building, Olympia, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 46.44.098.

The specific statute these rules are intended to implement is RCW 46.44.041.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 17, 1987.

Dated: October 15, 1987

By: Lue Clarkson  
Administrator**STATEMENT OF PURPOSE**

Title: Chapter 468-38 WAC, Weight limits on interstate highways.

Description of Purpose: Add a new section to chapter 468-38 WAC.

Statutory Authority: RCW 46.44.098, authority of commission.

Summary of Rule: Exempts certain classes of vehicles from weight limits of RCW 46.44.041.

Reason for Amendment: Congress has exempted dump trailers, tank trailers, and ocean shipping container trailers from the requirement in 23 U.S.C. 127 that the distance from the first to the last axle of two consecutive sets of tandems must be 36 feet. States must comply or lose federal construction funds.

Agency Proposing Action: Washington State Department of Transportation.

Department Personnel Responsible for Drafting and Implementation: Mr. D. D. Ernst, State Maintenance Engineer, Department of Transportation, Room 1C9, Transportation Building, Olympia, WA 98504, (206) 753-6014.

Agency Comments or Recommendations: None.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: Yes.

NEW SECTION

*WAC 468-38-035 COMPLIANCE WITH FEDERAL BRIDGE LAW. A combination of a truck-tractor and a tank trailer, dump trailer, or ocean transport container trailer may carry thirty-four thousand pounds on each set of tandem axles if the distance between the first and last axles of such consecutive sets of tandem axles is thirty feet or more and if the other requirements of RCW 46.44.041 are met.*

This provision shall apply only on the interstate highway system and reasonable access to the interstate system.

This exemption shall expire on September 1, 1988.

**WSR 87-21-055****EMERGENCY RULES****DEPARTMENT OF TRANSPORTATION****(Transportation Commission)**

[Order 64, Resolution No. 309—Filed October 16, 1987]

Be it resolved by the Washington State Transportation Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to the amending of weight limits on truck combinations, adding a new section to chapter 468-38 WAC.

We, the Washington State Transportation 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 Congress has modified its weight limits for certain categories of vehicles. The states must conform or risk losing 10 percent of construction funds.

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

This rule is promulgated pursuant to RCW 46.44.098 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 15, 1987.

By Leo B. Sweeney  
Chairman

NEW SECTION

*WAC 468-38-035 COMPLIANCE WITH FEDERAL BRIDGE LAW. A combination of a truck-tractor and a tank trailer, dump trailer, or ocean transport container trailer may carry thirty-four thousand pounds on each set of tandem axles if the distance between the first and last axles of such consecutive sets of tandem axles is thirty feet or more and if the other requirements of RCW 46.44.041 are met.*

*This provision shall apply only on the interstate highway system and reasonable access to the interstate system.*

*This exemption shall expire on September 1, 1988.*

**WSR 87-21-056**  
**PROPOSED RULES**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Filed October 16, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Utilities and Transportation Commission intends to adopt, amend, or repeal rules relating to confidential information filed by utilities and transportation companies, WAC 480-08-015. The proposed rule is shown below as Appendix A, Cause No. U-87-1452-R. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rule on economic values, pursuant to chapter 43.21H RCW and WAC 480-08-050(17);

that the agency will at 9:00 a.m., Wednesday, December 16, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., 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 80.01.040.

The specific statute these rules are intended to implement is chapter 107, Laws of 1987.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 10, 1987.

Dated: October 16, 1987

By: Paul Curl  
Acting Secretary

**STATEMENT OF PURPOSE**

In the matter of amending chapter 480-08 WAC relating to procedures for handling confidential materials.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01.040, which directs that the commission has authority to implement the provisions of Titles 80 and 81 RCW as impacted by chapter 107, Laws of 1987.

The rules proposed by the Washington Utilities and Transportation Commission are designed to establish a procedure for handling materials filed with the commission which are designated confidential, as well as a procedure for treating requests for such documents under the public information laws.

Paul Curl, Acting Secretary, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington, phone (206) 753-6451, and members of his staff were responsible for the drafting of the proposed

rules and will be responsible for implementation and enforcement of the proposed rules.

The proponent of the rules is the Washington Utilities and Transportation Commission.

There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization reflected in RCW 80.01.040 and chapter 107, Laws of 1987.

The rule change is not necessary as the result of federal law, or federal or state court action.

The rule change proposed will affect no economic values.

This certifies that copies of this statement are on file with the commission, are available for public inspection, and that three copies of this statement are this date being forwarded to the Joint Administrative Rules Review Committee.

APPENDIX "A"

[NEW SECTION]

WAC 480-08-015 SUBMISSION OF "CONFIDENTIAL" INFORMATION. (1) General The Commission will provide special handling and limited access to confidential information properly submitted pursuant to this section. Nothing in this rule shall foreclose the entry and enforcement of protective orders in specific cases.

(2) Designated Official The Secretary of the Commission is responsible for the implementation of this rule.

(3) Definitions.

"Confidential information". As used in this rule, confidential information consists of and is limited to information filed with or provided to the Commission or its staff which is protected from inspection or copying under Chapter 42.17 RCW. In the absence of a challenge, information designated as confidential under this rule will be presumed to meet this definition. In the event of a challenge, the burden of proving that the statutory definition applies is on the party asserting confidentiality.

"Provider". Any person who submits information to the Commission or Commission staff under a claim of confidentiality pursuant to this rule.

"Requester". Any person who submits a data request (in a contested case) or a request for public documents under the State Public Disclosure Law.

(4) How to Seek Protection Under This Rule.

A provider may claim the protection of this rule only by strict compliance with the following requirements:

(a) The claim of confidentiality must be submitted in writing on a form provided by the Secretary or in a letter providing equivalent supporting information. The provider must identify any person (other than the provider itself) which might be directly affected by disclosure of the confidential information.

(b) The confidential information must be clearly marked "Confidential". Marking must include the first page of a multi-page document and each specific page which contains allegedly confidential information.

(c) The confidential information must be sealed in an envelope or similar wrapping which is clearly marked "Confidential".

(d) If the confidential information is submitted under the provisions of a protective order, said order must be cited in the form or letter claiming confidentiality. The "Confidential" mark should indicate "Confidential per Protective Order in WUTC Docket No. \_\_\_\_\_".

(5) Requests for "Confidential Information".

Information designated confidential will be released upon a request properly filed under the following requirements.

(a) The requester shall submit a written request to the Secretary on a form provided by the Commission or in a letter containing equivalent supporting information. The request must, at a minimum, identify the requester by name, address, any organization represented, and whether the information sought is to be used for a commercial purpose.

(b) The request must be sufficiently specific to allow the Secretary to readily identify the documents or other material which contains the information requested. Upon receipt of a request for confidential information, the Secretary will notify the requester of any deficiency which

has been identified in the request. It will be the responsibility of the requester to correct the request and re-submit same pursuant to this rule. No action will be taken pending resubmission.

(c) The requester shall commit to prepayment of copying fees designated by the Secretary.

**(6) Informal Resolution.**

When the Secretary finds that the request may be satisfied without disclosing confidential information, the Secretary will attempt to facilitate an informal resolution.

**(7) Release of Information.**

Any information alleged to be exempt from inspection and copying pursuant to Section 1, Chapter 107, Laws of 1987, shall be released only upon notice to the provider and any person identified by the provider as one who might be directly affected by release of the information so as to allow invocation of the statutory procedures for securing a court order protecting the records as confidential. Such notice shall be given not more than two days following location of the materials requested, and determination that they contain information claimed to be confidential. Notice will be given in writing, either by first class mail or by transmission of a copy of the request by electronic facsimile. Notice by mail shall be deemed complete in accordance with WAC 480-08-060(4), and facsimile shall be deemed complete when transmission is complete. A copy of the notice will be forwarded concurrently to the requester.

If the provider consents to the release of the information, in writing or facsimile, or does not restrain disclosure by way of court order within ten days following notice, the information shall thereupon be deemed public, shall be so designated in the files of the Commission, and shall promptly be released to the requester. The foregoing shall not apply if the request is withdrawn or modified so as to exclude confidential material, or if the requester agrees in writing to the satisfaction of the provider to be bound by a pre-existing and effective protective order.

**(8) Judicial Intervention.**

The Commission need not assist any person in seeking or resisting judicial intervention, but reserves the right to participate in any such proceeding as its interest may appear.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**WSR 87-21-057**

**PROPOSED RULES**

**UTILITIES AND TRANSPORTATION  
COMMISSION**

[Filed October 16, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Utilities and Transportation Commission intends to adopt, amend, or repeal rules relating to utility contracts, WAC 480-80-331. The proposed amendatory section is shown below as Appendix A, Cause No. U-87-882-R. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed amendment on economic values, pursuant to chapter 43-.21H RCW and WAC 480-08-050(17). Comment is specifically invited on the effect, if any, on small business (those having fewer than 50 employees) in the detail contemplated by chapter 19.85 RCW;

that the agency will at 9:00 a.m., Wednesday, December 16, 1987, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 6, 1988.

The authority under which these rules are proposed is RCW 80.01.040 and 80.04.160.

The specific statute these rules are intended to implement is RCW 80.28.050, 80.36.110, 80.36.130 and 80.36.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 20, 1987, supplemental comments filed on or before December 4, 1987.

Dated: October 16, 1987

By: Paul Curl  
Acting Secretary

**STATEMENT OF PURPOSE**

In the matter of adopting WAC 480-80-331 relating to utility contracts.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01.040 and 80.04.160, which direct that the commission has authority to implement the provisions of chapters 80.28 and 80.36 RCW.

The rules proposed by the Washington Utilities and Transportation Commission are designed to provide for the filing of contracts between regulated utilities and end users, together with such information as is necessary to determine whether the contracts are consistent with statutory standards.

Paul Curl, Acting Secretary, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, Washington, phone (206) 753-6451, and members of his staff were responsible for the drafting of the proposed rules and will be responsible for implementation and enforcement of the proposed rules.

The proponent of the rules is the Washington Utilities and Transportation Commission.

There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization reflected in RCW 80.01.040 and 80.04.160.

The rule change is not necessary as the result of federal law, or federal or state court action.

The rule change proposed will affect no economic values.

This certifies that copies of this statement are on file with the commission, are available for public inspection, and that three copies of this statement are this date being forwarded to the Joint Administrative Rules Review Committee.

Economic impact statement to accompany proposed rules governing utility contracts.

The rules proposed and filed with the office of the code reviser pertaining to contracts between utility companies and end users may have some indeterminable impact on the utilities. While within the three digit standard industry classification codes 481 (telecommunications), 491 (electric services), and 492 (gas production and distribution), there are several telecommunications companies having fewer than 50 employees, there are no electric or gas companies falling within that category. As to small-business telecommunications companies, it is not possible to determine with any degree of assurance how many of them, if any, utilize contracts with end users. The same is true as to water utilities which might fall within the ambit of small businesses.

The substantive portions of the proposed rule, i.e., those relating to tariff rate comparisons, cost evaluations, detail of charges, evaluation of customers, substitute services, identification of plant and equipment requirements, and levels of contribution, should cause no increase in cost to any utility, since these are analyses the commission would expect any properly managed utility to undertake in order to justify the contract in the first instance, and provide reasonable assurance that the contract is reasonable, and nonpreferential and nondiscriminatory. (RCW 80.28.080, 80.28.090, 80.28.100, 80.36.110, 80.36.130, 80.36.170 and 80.36.180)

The only additional requirement imposed by the rule is that this material be made available to the commission for the purpose of reviewing the consistency of the contract with the public service laws. In addition, a requirement that the company provide information as to customers provided contemporaneous service under contracts would be readily available in the files of the respective utilities.

There may be some incremental cost to comply with this rule, but it is not a cost lending itself to quantification. All information to be produced under the rule is, or should be, available as each contract is analyzed, and at the time the contract is prepared. The only visible cost to the utility would be that associated with collecting the necessary information, and filing it with the commission. Since it is reasonable to expect this could be done as an adjunct to the administrative process, the incremental cost to a utility in terms of cost per \$100 of sales, is as follows:

**Assumptions:**

Using a small firm (gross annual revenues of \$1,000,000)

Assembly and filing of contract data takes one day of administrative time

Annual salary of \$50,000

261 work days per year

Based on the foregoing assumptions, the cost per \$100 of sales is 2 cents, calculated as follows:

Cost of administration/contract =  
 $\$50,000/261 = \$191.57$

Number of sales at \$100.00 =  
 $\$1,000,000/\$100 = 10,000$

Cost/\$100 sales =  $\$191.57/10,000 =$   
 $\$0.0192$

Because the information necessary to comply with the rule should be produced by each utility as a matter of course, and the extent to which the company seeks to enter into end-user contracts is within its discretion, any more specific information as to economic impact is peculiarly in the hands of the company. For that reason,

the commission has solicited input from small businesses subject to its jurisdiction as to their perception of costs of compliance.

APPENDIX "A"

NEW SECTION

**WAC 480-80-331 UTILITIES CONTRACTS—FILING.** Contracts governing the sale of services or commodities by utilities to end users, including contract renewals, shall be subject to commission approval before the contract becomes effective, and shall be filed with the commission not less than thirty days prior to their effective date. Except upon strict adherence to the requirements of this rule, and upon specific authorization of the commission, contracts shall not depart from the rates, charges, rules, regulations, or conditions stated in any applicable tariff, and shall specify that they are subject to the authority of the commission to establish fair, just and reasonable rates, rules, regulations, and classifications.

Each contract filed shall be accompanied by a written statement explaining in detail why the contract does not result in discrimination between customers receiving like and contemporaneous service under substantially similar circumstances. In addition, the utility shall file the following information in conjunction with each contract submitted for commission approval:

(1) A comparison by commodity, service, or service element, of contract rates or charges to tariff rates or charges by schedule or service order code.

(2) Cost support for each commodity, service, or service element sold under the contract.

(3) For any commodity, service, or service element in a contract not offered under a tariff or which does not have an assigned schedule or service order code listed in the tariff, identify separately and explain in detail the charges for the item and any cost support for the charges.

(4) For any commodity, service, or service element in a contract which is not offered under tariff, or which does not have an assigned schedule or service order code in the tariff, list how many other customers are purchasing the same commodity, service, or service element and explain why the commodity, service, or service element cannot be tariffed.

(5) For any commodity, service, or service element in a contract which is not offered under tariff, or which does not have an assigned schedule or service order code in the tariff, indicate the nearest substitute available in the tariff, and indicate the difference between them.

(6) Identify the type and amount of plant, commodity, service, or service element used, and its related price, including the following categories:

(a) Transmission facilities.

Identify the type, number, and length of transmission facilities provided. Provide price expressed in terms of \$/foot.

(b) Common equipment.

Identify the common equipment used. Indicate the portion of the common equipment for which the customer pays. If only a portion is being paid by the customer, indicate who pays for the balance.

(c) Other plant.

(7) Identify any equipment that was placed in service to serve the customer within two years prior to the contract date.

(8) Provide the mark-up or contribution amount used in the contract. Describe how the figure was determined.

(9) Provide the names of five customers receiving like and contemporaneous service under contract which most nearly matches the service in the contract filed for approval. Describe the plant, commodity, service, or service element used by each customer. Provide and explain any differences between the contracts, including price and cost of service differences.

(10) Provide the names of five customers receiving like and contemporaneous service under tariff which most nearly matches the service in the contract filed for approval. Describe the plant, commodity, service, or service element used by each customer. Provide and explain any differences between the contract service and the tariffed services, including price and cost of service differences.

**WSR 87-21-058**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-171—Filed October 16, 1987]

I, Joseph R. Blum, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington 98504, 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 openings in Areas 8A, 12A, 12C and 13A provide opportunity to harvest non-Indian coho allocations. Openings in Areas 6D and 7B necessary to prevent wastage and harvest non-Indian coho allocation. Openings in Areas 10, 11, 12, and 12B provide opportunity to harvest non-Indian chum allocation. All other Puget Sound catch and reporting areas closed to prevent overharvest.

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

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

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

APPROVED AND ADOPTED October 16, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

**NEW SECTION**

**WAC 220-47-819 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** *Notwithstanding the provisions of Chapter 220-47 WAC, effective October 18 until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

*\*Area 6D (excluding those waters within 1,000 feet of each mouth of the Dungeness River at high tide) – Closed except gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish continuously until further notice. Those waters within 1,000 feet of each mouth of the Dungeness River at high tide are closed to all commercial fishing.*

*\*Area 7B – Closed except gill nets using 5-inch minimum mesh and purse seines may fish continuously until further notice. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.*

*\*Area 8A (excluding those waters north of a line projected due west from Kayak Point) – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM Monday October 19 to 9:00 AM Tuesday October 20 and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM October 20. Those waters north of a line projected due west from Kayak Point remain closed to all commercial fishing. Fishery exclusion zones applicable to Area 8A commercial fisheries are described in WAC 220-47-307.*

*\*Areas 10 and 11 – Closed except gillnets using 6-inch minimum mesh may fish from 5:00 PM Monday October 19 to 9:00 AM Tuesday October 20 and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM Tuesday October 20. Fishery exclusion zones applicable to Area 10 and 11 commercial fisheries are described in WAC 220-47-307.*

*\*Area 12 (excluding those waters east of a line projected from Lone Rock to the navigational light off Big Beef Creek thence southerly to the tip of the outermost northern headland of Little Beef Creek) and Area 12B (excluding those waters within 1/4 mile radius of the mouths of the Dosewallips, Duckabush and Hamma Hamma rivers) – Closed except gillnets using 6-inch minimum mesh may fish from 5:00 PM Monday October 19 to 9:00 AM Tuesday October 20 and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM Tuesday October 20. Those waters east of a line projected from Lone Rock to the navigational light off Big Beef Creek thence southerly to the tip of the outermost northern headland of Little Beef Creek and those waters within 1/4 mile radius of the mouths of the Dosewallips, Duckabush, and Hamma Hamma Rivers are closed to all commercial fishing until further notice. Fishery exclusion zones applicable to Area 12 and and 12B commercial fisheries are described in WAC 220-47-307.*

*\*Area 12A (excluding those waters north of a line projected true east from Broad Spit) – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly October 19 through the morning of October 23, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily October 20 through October 22, and from 5:00 AM to 4:00 PM Friday October 23. Those waters north of a line projected true east from Broad Spit are closed to all commercial fishing. Fishery exclusion zones applicable to Area 12A commercial fishing are described in WAC 220-47-307.*



\*Area 12C (excluding those waters south of a line projected from the Cushman Powerhouse to the public boat ramp at Union) – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM Monday October 19 to 9:00 AM Tuesday October 20, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM Tuesday October 20. Those waters south of a line projected from the Cushman Powerhouse to the public boat ramp at Union are closed to all commercial fishing.

\*Area 13A – Closed except gillnets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly October 18 through the morning of October 23, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily, October 19 through October 22 and from 5:00 AM to 4:00 PM October 23. Those portions of Area 13A north of State Route 302, within 1000 feet of the outer oyster stakes off Minter Bay, and south of a line from the south end of the entrance to Horsehead Bay true west to the marker on the Longbranch Peninsula remain closed to all commercial fishing.

Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 7E, 8, 8D, 9, 9A, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12D, 13, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K and all freshwater areas – Closed.

**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.

### REPEALER

The following section of the Washington Administrative Code is repealed effective October 18, 1987.

WAC 220-47-818 PUGET SOUND COMMERCIAL SALMON FISHING RESTRICTIONS Order No. 87-168

**WSR 87-21-059**  
EMERGENCY RULES  
DEPARTMENT OF FISHERIES  
[Order 87-172—Filed October 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 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 closure provides protection for Skagit River coho escapement per management framework agreement.

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 October 16, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

### NEW SECTION

WAC 220-28-701 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Area in accordance with the following restrictions:

\*Areas 4B, 5, and 6C – Effective 12:00 noon October 19 until further notice, closed to all net fishing.

\*Area 13C – Effective until further notice, closed to all commercial fishing.

### REPEALER

The following section of the Washington Administrative Code is repealed immediately.

WAC 220-28-700 Puget Sound Commercial Salmon Fishing Restrictions Order No. 87-144

**WSR 87-21-060**  
EMERGENCY RULES  
DEPARTMENT OF FISHERIES  
[Order 87-173—Filed October 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 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 closure provides protection for Skagit River coho escapement per management framework agreement.

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 October 16, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

#### NEW SECTION

**WAC 220-28-01000C PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial, ceremonial, or subsistence purposes taken from the following Puget Sound Salmon Management and Catch Reporting Area in accordance with the following restrictions:

\*Areas 5 and 6C - Effective 12:00 noon October 19 until further notice, closed to all troll fishing.

**WSR 87-21-061**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 87-174—Filed October 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 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 salmon are available, and this regulation is adopted at the recommendation of the Columbia River Compact.

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

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

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

APPROVED AND ADOPTED October 16, 1987.

By Edward P. Manary  
for Joseph R. Blum  
Director

#### NEW SECTION

**WAC 220-32-03000M COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE.** (1) Notwithstanding the provisions of WAC 220-32-030 and WAC 220-32-031, it is unlawful for a person to take or possess salmon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E, except:

(a) downstream and westerly of a line from green flashing light number 49 on the Washington shore to a fishing boundary marker on the east bank of the Sandy River on the Oregon shore:

6:00 p.m. October 18 to 6:00 p.m. October 21, 1987.

6:00 p.m. October 25 to 6:00 p.m. October 28, 1987.

6:00 p.m. November 1 to 6:00 p.m. November 4, 1987.

6:00 p.m. November 8 to 6:00 p.m. November 11, 1987.

(b) upstream and easterly of a line from green flashing light number 49 on the Washington shore to a fishing boundary marker on the east bank of the Sandy River on the Oregon shore:

6:00 p.m. October 18 to 6:00 p.m. October 22, 1987.

6:00 p.m. October 25 to 6:00 p.m. October 29, 1987.

6:00 p.m. November 1 to 6:00 p.m. November 5, 1987.

6:00 p.m. November 8 to 6:00 p.m. November 12, 1987.

(2) It is unlawful to fish for salmon with monofilament gill-net webbing or to have on the boat monofilament gill-net webbing while fishing for salmon in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E.

(3) Notwithstanding the provisions of WAC 220-32-036 the closed river mouth areas within Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E are:

(a) All tributaries flowing into the Columbia River.

(b) Cowlitz River - those waters between points one mile below and one-half mile above the mouth of the Cowlitz River and lying within one-quarter mile of the Washington shore.

(c) Kalama River - those waters between points one mile downstream and one-half mile upstream of the mouth of the Kalama River and extending completely across the Columbia River, excepting those waters west of a line projected from Coffin Rock Light No. 42 in Oregon to the Kalama Range Light No. 47A on the Washington shore.

(d) Lewis River - those waters near the mouth of the Lewis River lying easterly of lines projected from flashing green light "79" to Warrior Rock Light thence to a fishing boundary marker on Bachelor Island 162 degrees true from Warrior Rock Light.

(e) *Elokomin River* – those waters of *Elokomin Slough, Steamboat Slough and the Columbia River* lying inside, northerly and easterly of a straight line, from flashing green light "35" located on *Price Island* to flashing green light "39" located on *Hunting Island*.

(f) *Abernathy Creek* – those waters near the mouth of *Abernathy Creek* between a point one-half mile upstream to a point 1,300 yards downstream from *Abernathy Creek* at the flashing white 4-second light No. 81 and extending to midstream of the *Columbia River*.

(g) *Grays River* – those waters of *Grays Bay and the Columbia River* lying north of a line projected east from *Rocky Point Light* (flashing white 4-second).

(h) *Washougal River* – those waters of the *Columbia River Slough* lying upstream from a line projected true north from the most western tip of *Lady Island* to the mainland.

(i) *Sandy River* – those waters of the *Columbia River* lying within one-quarter mile from shore between a point one mile below the mouth of the *Sandy River* and a point at the upper easterly bank at the mouth of the *Sandy River*.

**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.

### REPEALER

The following section of the *Washington Administrative Code* is repealed:

WAC 220-32-03000L *COLUMBIA RIVER SALMON SEASONS BELOW BONNEVILLE*. (87-154)

**WSR 87-21-062**

**PROPOSED RULES**

**DEPARTMENT OF TRANSPORTATION**

[Filed October 19, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Transportation intends to adopt, amend, or repeal rules concerning chapter 468-12 WAC, Transportation Commission and Transportation Department State Environmental Policy Act rules, adoption of amended sections to chapter 468-12 WAC;

that the agency will at 10:00 a.m., Thursday, December 3, 1987, in the Board Room, 1D9, Transportation Building, Olympia, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 43.12C.120 [43.21C.120] and chapter 197-11 WAC.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 25, 1987.

Dated: October 12, 1987

By: A. D. Andreas  
Deputy Secretary

### STATEMENT OF PURPOSE

Title: Chapter 468-12 WAC.

Description of Purpose: Adoption of amended rules to chapter 468-12 WAC.

Statutory Authority: RCW 43.21C.120 and chapter 197-11 WAC.

Summary of Rule: Amends two sections by adding a notice of administrative review procedure and removing the notice of action for administrative appeal currently being used.

Reason for Rule: To implement Department of Transportation environmental appeal procedures that are more comprehensive and efficient.

Agency Proposing Rule: Washington State Department of Transportation.

Department Personnel Responsible for Drafting and Implementation: Mr. C. L. Slemmer, Project Development Engineer, Room 2C4, Transportation Building, Olympia, WA 98504, (206) 753-6135.

Agency Comments or Recommendations: None.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: No.

### AMENDATORY SECTION (Amending Order 90, filed 9/14/84)

WAC 468-12-510 PUBLIC NOTICE PROCEDURES. (1) The department shall inform the public of actions requiring notice and invitation to comment under WAC 197-11-502 and 197-11-510 in the following manner:

(a) For a determination of nonsignificance (DNS) or a mitigated DNS, issued under WAC 197-11-340(2) and 197-11-350 and requiring public notice under WAC 197-11-502 (3)(b); by (i) sending a copy of the DNS and the letter of transmittal sent to the department of ecology pursuant to WAC 197-11-508, to a newspaper of general circulation in the county, city, or general area where the proposed action is located; and (ii) sending a copy of the DNS to any agencies with jurisdiction, affected Indian tribes, and (any other agencies, members of the public, and organizations who have commented on the proposed action in writing to the department) each local agency or political subdivision whose public services would be changed as a result of implementation of the proposal; and (ii) any other agency, organization, or member of the public who has made a specific request for information on the proposed action in writing to the department. Each person requesting information shall submit such request individually in writing by mail.

(b) For a determination of significance (DS) issued under WAC 197-11-360 and requiring public notice under WAC 197-11-502 (4)(a); by (i) publishing notice in a newspaper of general circulation in the county, city, or general area where the proposed action is located; (ii) sending a copy of the DS to any agencies with jurisdiction, affected Indian tribes, and any other agencies, members of the public, and organizations who have commented on the proposed action in writing to the department or expressed in writing to the department an interest in the proposed action; and (iii) using one or more of the other methods specified in WAC 197-11-510 (1)(a), (d), (e), and (f), as selected by the department;

(c) For a draft EIS issued under WAC 197-11-455 and requiring public notice under WAC 197-11-455(5) and for a public hearing held under WAC 197-11-535 and requiring public notice under WAC 197-11-502(6); by (i) publishing notice in a newspaper of general circulation in the county, city, or general area where the proposed action is located; (ii) sending notice of the availability of the draft EIS or the notice of the hearing to any agencies with jurisdiction, affected Indian tribes, and any other agencies, members of the public, and organizations who have commented on the proposed action in writing to the department or expressed in writing to the department an interest in the proposed action; and (iii) using one or more of the other methods

specified in WAC 197-11-510 (1)(a), (d), (e), and (f), as selected by the department;

(d) For a final EIS issued under WAC 197-11-460 the document shall be sent to (i) the department of ecology (two copies), (ii) all agencies with jurisdiction, (iii) all agencies who commented on the draft EIS, and (iv) anyone requesting a copy of the final EIS. (As determined by the department a fee may be charged for the final EIS in accordance with WAC 197-11-504((-));

(e) For a notice of administrative review issued and requiring public notice pursuant to WAC 468-12-680:

(i) By publishing notice on the same day of each week for two consecutive weeks in a legal newspaper of general circulation in the area where the proposed action is located;

(ii) By filing notice of such action with the department of ecology in Olympia prior to the date of the last newspaper publication, and by one of the following methods which shall be accomplished prior to the date of the last newspaper publication:

(A) Mailing to the latest recorded real property owners, as shown by the records of the county treasurer, who share a common boundary line with the property upon which the project is proposed through United States mail, first class, postage prepaid; or

(B) Posting of the notice in a conspicuous manner on the property upon which the project is to be constructed;

(iii) The form of such notice of administrative review shall be substantially as follows:

**NOTICE OF ADMINISTRATIVE REVIEW  
WASHINGTON STATE DEPARTMENT OF  
TRANSPORTATION**

**NOTICE IS GIVEN UNDER SEPA, CHAPTER 43.21C RCW, WAC 197-11-680, 468-12-680, AND 468-12-510, THAT THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION TOOK THE ACTION DESCRIBED IN 2. BELOW ON .....**

**1. ANY ACTION TO SET ASIDE, ENJOIN, REVIEW, OR OTHERWISE CHALLENGE SUCH ACTION ON THE GROUNDS OF NONCOMPLIANCE WITH THE PROVISIONS OF CHAPTER 43.21C RCW (STATE ENVIRONMENTAL POLICY ACT) SHALL BE COMMENCED BY ADMINISTRATIVE REVIEW, ON OR BEFORE ..... A PARTY DESIRING JUDICIAL REVIEW OF THE DECISION RESULTING FROM SUCH ADMINISTRATIVE REVIEW SHALL COMMENCE SUCH APPEAL WITHIN: (A) NINETY DAYS OF THE ISSUANCE OF THIS NOTICE OF ACTION OR (B) THIRTY DAYS AFTER SERVICE OF THE FINAL DECISION OF THE DEPARTMENT, WHICHEVER IS LATER.**

**2. DESCRIPTION OF AGENCY ACTION:** .....

**3. DESCRIPTION OF PROPOSAL:** .....

**4. LOCATION OF PROPOSAL:** .....

**5. TYPE OF ENVIRONMENTAL REVIEW UNDER SEPA:** .....

**6. DOCUMENTS MAY BE EXAMINED DURING REGULAR BUSINESS HOURS AT:** .....

**7. THIS NOTICE IS FILED BY ..... P.E.  
PROJECT DEVELOPMENT ENGINEER**

**DATE:** .....

**THIS DETERMINATION MAY BE APPEALED IN WRITING TO: PROJECT DEVELOPMENT ENGINEER; TRANSPORTATION BUILDING, MAILSTOP KF-01; OLYMPIA, WA 98504 NO LATER THAN .....**

**YOU SHOULD BE PREPARED TO MAKE SPECIFIC FACTUAL OBJECTIONS. CONTACT LOCATION DESIGN ENGINEER; TRANSPORTATION BUILDING; MAILSTOP KF-01; OLYMPIA, WA 98504; PHONE (206) 753-6141 TO READ OR ASK ABOUT THE PROCEDURES FOR SEPA APPEALS.**

(2) If the department selects WAC 197-11-510 (1)(a), posting the property, as a public notice procedure, it shall do so by posting notices at major road and pedestrian intersections along the project.

(3) SEPA notices may be combined with other department notices.

**AMENDATORY SECTION (Amending Order 90, filed 9/14/84)**

**WAC 468-12-680 ADMINISTRATIVE ((APPEALS)) REVIEW.** (1) The administrative ((appeals)) review process described in this section shall apply only to actions of the department ((for which notice of action is filed pursuant to RCW 43.21C.080. The department shall file a notice of action for all actions requiring preparation of an EIS. The department may, at its discretion, file a notice of action for any other action)) where the department publishes a notice of administrative review and where no public hearing pursuant to either chapter 47.52 or 43.21C RCW has been provided. The notice of administrative review shall describe the action to be taken and the environmental document upon which the action is based and prescribe the availability of this administrative review process to challenge the action and its environmental documents. The notice of administrative review shall be published pursuant to WAC 197-11-510. All actions of the department not subject to the administrative review process defined herein, shall be subject to applicable judicial review. The department may file a notice of action as provided for in RCW 43.21C.080 for such actions.

(2) Any person aggrieved by the department's determination to proceed with ((such)) an action which is subject to administrative review as provided in subsection (1) of this section without preparation of an EIS or with preparation of an EIS alleged to be inadequate shall appeal such determination administratively before seeking judicial review thereof. Appeals of procedural and substantive determinations shall be combined (for example, an appeal of the adequacy of an EIS or the necessity of preparing an EIS must be combined with an appeal of the department's decision on the proposed action).

(3) For any action subject to the administrative review process, any determination ((of)) by the department (a) that it will proceed with ((am)) the action without preparation of an EIS, (b) that it will proceed with ((am)) the action after preparation of an EIS, or (c) that ((am)) the EIS prepared by the department is adequate, shall become final unless the aggrieved party serves on the project development engineer of the department a written request for ((hearing thereon)) administrative review within thirty days of the date of the filing of the department's notice of ((action pursuant to RCW 43.21C.080)) administrative review as authorized by RCW 43.21C.075. Upon receipt of such a request, the department shall afford an aggrieved party a hearing in accordance with chapter 34.04 RCW and chapter 468-10 WAC relating to contested cases. In reaching a decision based upon such a hearing, procedural determinations made by the responsible official shall be entitled to substantial weight.

(4) If a party wishes to obtain judicial review of the administrative ((appeal)) review decision concerning that party, the aggrieved party shall first submit a notice of intent to do so with the responsible official of the department within the time period for commencing a judicial appeal as provided in subsection (5) of this section.

(5) As provided in RCW 43.21C.075 and WAC 197-11-680, a party desiring judicial review of the administrative ((appeal)) review decision concerning that party shall commence such appeal within (a) ninety days of the issuance of notice of ((action)) administrative review by the department pursuant to RCW 43.21C.080, or (b) thirty days after service of the final decision of the department as provided in RCW 34.04.130, whichever is later.

**AMENDATORY SECTION (Amending Order 90, filed 9/14/84)**

**WAC 468-12-800 CATEGORICAL EXEMPTIONS.** The following activities of the department are within the categorical exemptions contained in the indicated subsections of WAC 197-11-800:

(1) The repair, maintenance, or minor alteration of existing private or public structures, facilities or equipment, as provided in WAC 197-11-800(3), including but not limited to:

- (a) Burning of weeds or brush within right of way limits;
- (b) Preparation, storage, and application of sand and de-icing chemicals;
- (c) Disposal and/or treatment of sewage generated on transportation department property in accordance with state and local regulations;
- (d) Right of way mowings;
- (e) Snow removal and avalanche control;
- (f) Erosion control measures;

(g) Stormwater disposal procedures not involving significant changes in existing drainage patterns and quantities outside of transportation right of way;

(h) Street, road, rail, and airport cleaning and sweeping;

(i) Litter pickup and disposal;

(j) Removal and disposal of debris;

(k) Application of right of way fertilizer;

(l) Planting, thinning, and removal of roadside, raiiside, or airport vegetation as required for landscaping and maintenance purposes;

(m) Dead animal removal and disposal;

(n) Pavement burning;

(o) Maintenance and fencing of game crossings;

(p) Pit and sundry site reclamation;

(q) Waste oil disposal;

(r) Maintenance of chemical toilets;

(s) Control and disposal of roadway spills;

(t) The periodic application of approved pesticides to transportation rights of way to maintain design conditions as provided in WAC 197-11-800(24);

(u) All repair, maintenance, or minor alteration of existing transportation pavement, drainage facilities, rails, earthwork, bridges, tunnels, guardrails, railroad protective devices, signs, paths, trails, buildings, toll booths, radio and telephone equipment, air quality equipment, rest area facilities, storage facilities, pit sites, airports, and other physical features and structures within the jurisdiction of the transportation department.

(2) Adoptions or approvals of utility, transportation, and solid waste disposal rates, as provided in WAC 197-11-800(15), including, but not limited to the establishment of or changes in toll rates.

(3) Off premise signs that require a permit from the department pursuant to RCW 47.42.120.

(4) Information collection and research, as provided by WAC 197-11-800(18), including but not limited to the development, adoption, and revision of transportation plans and six-year construction programs, and any other studies, plans, and programs which lead to proposals which have not yet been approved, adopted, or funded, and which do not commit the transportation department to proceed with the proposals contained therein.

## WSR 87-21-063

### PROPOSED RULES

#### DEPARTMENT OF LICENSING

[Filed October 19, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the state of Washington Department of Licensing intends to adopt, amend, or repeal rules concerning:

- |     |                |  |
|-----|----------------|--|
| Amd | WAC 308-48-200 | Report of apprenticeship termination, transfer and credit.           |
| Amd | WAC 308-48-550 | Continuing education reporting requirement.                          |
| Amd | WAC 308-48-590 | Qualification for board approval of continuing education activities; |

that the agency will at 9:30 a.m., Thursday, December 3, 1987, in the Driver License Examining Conference Room, 4507 Woodview Drive S.E., Lacey, WA 98503, 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 18.39.120 and 18.39.175.

The specific statute these rules are intended to implement is RCW 18.39.120 and 18.39.175.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 1, 1987.

Dated: October 15, 1987

By: Robert Van Schoorl  
Assistant Director

### STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Funeral Directors and Embalmers.

Title: WAC 308-48-200 Report of apprenticeship termination, transfer and credit; 308-48-550 Continuing education reporting requirement; and 308-48-590 Qualification for board approval of continuing education activities.

Description of Purpose: To amend rules relating to continuing education and apprenticeship termination, transfer and credit.

Statutory Authority: RCW 18.39.120 and 18.39.175.

Summary of Rules: WAC 308-48-200, to correct rule as per code reviser's note; 308-48-500, revises the form for reporting continuing education hours; and 308-48-590, to correct rule as per code reviser's note.

Responsible Personnel: In addition to the Board of Funeral Directors and Embalmers, the following Professional Programs Management staff has knowledge of and responsibility for drafting, implementing and enforcing these rules: Delores E. Spice, Program Manager, Department of Licensing, P.O. Box 9012, Olympia, WA 98504-8001, phone (206) 753-3199 comm or 234-3199 scan.

Proponents: Washington State Board of Funeral Directors and Embalmers.

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 not provided in that these rules do not impact small businesses as that term is defined in RCW 19.85.020.

### AMENDATORY SECTION (Amending Order PL 419, filed 1/26/83)

WAC 308-48-200 REPORT OF APPRENTICESHIP TERMINATION, TRANSFER AND CREDIT. (1) The responsibility for notifying the director, department of licensing of apprenticeship registration and termination rests with the employing funeral director or embalmer pursuant to RCW 18.39.120. In order to protect the status of the apprentice in cases where the employing licensee fails to initiate the required report of termination or registration, the affected apprentice should initiate and ensure submission of same. Such report must be submitted within thirty days of the termination or registration of the apprentice's employment, setting forth the information required for apprenticeship credit. The report shall be certified by signature of the supervising employer.

(2) A transfer of apprenticeship report shall be submitted by the apprentice or his new employer to the director, department of licensing, within thirty days of his hiring by a new supervising employer. Such report is to be signed by the apprentice and his new supervising employer. No apprenticeship credit shall be allowed for period worked between the time of transfer and the reporting of same unless such report is submitted within the required thirty days of such transfer. No credit for apprenticeship shall be allowed for any period during which the apprentice is not duly registered pursuant to RCW 18.39.120, except as provided for in WAC 308-48-120. In the event an apprentice's supervising employer dies or is otherwise incapable of certifying apprenticeship credit, such credit may be given by certification of the apprentice of credit due or by certification by another licensee who has knowledge of the work performed and the credit due: Provided, That in either such case, documentation or reasonable proof of such credit ((~~due~~)) may be required by the director.

**AMENDATORY SECTION** (Amending Order PL 504, filed 12/19/84)

WAC 308-48-550 CONTINUING EDUCATION REPORTING REQUIREMENT. (1) The licensee or registrant shall ~~((provide a statement on forms which may be provided by the department of licensing of completion of continuing education requirements. The statement shall contain the following information:~~

- ~~(a) Sponsoring organization;~~
- ~~(b) Location of course;~~
- ~~(c) Course title;~~
- ~~(d) Subject matter;~~
- ~~(e) Dates attended;~~
- ~~(f) Credit hours claimed;~~

~~Such statement shall contain a sworn statement certifying that the report is true and accurate:)) submit an affidavit certifying compliance with the continuing education requirement on the form provided by the Board. The ((statement)) affidavit shall be submitted with license or registration renewal fee every two years.~~

(2) A material misstatement of information on the continuing education report shall be grounds for disciplinary action, including nonrenewal, suspension or revocation of license or registration.

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

**AMENDATORY SECTION** (Amending Order PL 550, filed 9/6/85)

WAC 308-48-590 QUALIFICATION FOR BOARD APPROVAL OF CONTINUING EDUCATION ACTIVITIES. (1) In order for a continuing education activity to qualify for board approval, the following qualifications must be met:

- (a) The activity must contribute directly to the professional competency of the licensee or registrant;
- (b) The activity must relate to the practice of mortuary science or, for a registrant, be a course required for initial licensure;
- (c) The activity must be conducted by individuals who are considered by the board to be knowledgeable in the subject matter of the program by virtue of education, training, or experience.

(2) The board may approve as continuing education activities courses, lectures, seminars, correspondence or homestudy programs, or other instructional programs which meet the above qualifications and which the board determines ~~((determined))~~ would be beneficial in improving the knowledge or service capability of licensees and registered apprentices.

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

**WSR 87-21-064**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
 [Filed October 19, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the state of Washington Department of Licensing intends to adopt, amend, or repeal rules concerning vehicle licenses, amendatory sections WAC 308-96A-046, 308-96A-310 and 308-96A-325; and new sections WAC 308-96A-056, 308-96A-061, 308-96A-062 and 308-96A-175;

that the agency will at 9:00 a.m., Monday, November 30, 1987, in the Second Floor Conference Room, Highways-Licenses Building, 12th and Franklin, Olympia, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 46.01.110 and 46.16.276.

The specific statute WAC 308-96A-046 is intended to implement is section 1, chapter 98, Laws of 1987, and RCW 73.04.110, as amended by section 2, chapter 98, Laws of 1987. The specific statute WAC 308-96A-056 is intended to implement is chapter 44, Laws of 1987. The specific statute WAC 308-96A-061 and 308-96A-062 are intended to implement is chapter 237, Laws of 1987. The specific statute WAC 308-96A-175 is intended to implement is section 2, chapter 175, Laws of 1987. The specific statute WAC 308-96A-310 and 308-96A-325 are intended to implement is RCW 46.16.381.

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

Dated: October 19, 1987

By: Sandra Brooks  
 Administrator

**STATEMENT OF PURPOSE**

Name of Agency: Washington State Department of Licensing.

Purpose: To set forth procedures and requirements pertaining to application for, eligibility for, issuance of, replacement of, and transfer of various special license plates.

Statutory Authority: RCW 46.01.110 and 46.16.276.

Summary of the Rules: WAC 308-96A-046 Veteran's free license; 308-96A-056 Pearl Harbor survivor license plates; 308-96A-061 Honorary consular official special license plate application procedures; 308-96A-062 Transfer of destruction of honorary consular official special license plates; 308-96A-175 Ride-sharing vehicles; and 308-96A-310 Application—Disabled person parking card, decal, plate.

Reason Proposed: To implement statutes pertaining to various special license plates and to enable the Department of Licensing to better protect the public health, safety and welfare.

Responsible Departmental Personnel: In addition to the director of the Department of Licensing, the following individuals have knowledge of and responsibility for drafting, implementing, enforcing and repealing these rules: David T. Kirk, Assistant Director, Vehicle Services, Second Floor, Highways-Licenses Building, 12th and Franklin, Olympia, Washington 98504, phone (206) 753-6914 comm or 234-6914 scan; and Sandra Brooks, Administrator, Title and Registration Control, Second Floor, Highways-Licenses Building, 12th and Franklin, Olympia, Washington 98504, phone (206) 753-6920 comm or 234-6920 scan.

Proponents: State of Washington Department of Licensing.

Federal Law or Federal or State Court Requirements: Not necessitated as the result of federal or state court requirements.

Small Business Economic Impact Statement: Not required for this statement.

AMENDATORY SECTION (Amending Order TL-RG-14, filed 7/17/85)

WAC 308-96A-046 VETERAN'S FREE LICENSE. (1) Any ~~((qualified))~~ disabled American veteran, former prisoner of war, or the surviving spouse of a deceased former prisoner of war who ~~((submits satisfactory proof of a service connected disability rating from the Veterans Administration))~~ qualifies under Chapter 73.04 RCW is entitled to receive regular or special license plates ~~((issued by the department of licensing))~~ and is exempt from paying ~~((the))~~ any annual licensing fees or excise tax ~~((for one personal use vehicle))~~.

Permanent registration and permanent license plate tabs will be issued to qualified ~~((disabled American veterans and former prisoners of war))~~ persons for use on one personal use passenger vehicle ~~((exempt licensing fees. Provided, That,))~~ which includes motor homes and trucks rated at less than twelve thousand pounds gross weight. Emission inspection ~~((is))~~ are required each year in the designated inspection areas ~~((;)).~~ For personalized license plates the annual renewal fees ~~((is))~~ are required ~~((each year, and))~~. Propane powered vehicles are subject to annual propane fees.

(2) For a disabled American veteran, ~~((E))~~ confirmation of eligibility from the Veterans Administration or the military service from which the veteran was discharged must ~~((be sent to the department of licensing with))~~ accompany the initial application. The confirmation of eligibility shall be certification of a service-connected disability rating and certification of one or more of the following conditions of eligibility:

- (a) Has lost the use of both hands or one foot;
- (b) Has become blind in both eyes as the result of military service;

or  
(c) Is rated by the Veterans Administration or the military service from which the veteran was discharged and is receiving service-connected compensation at the one hundred percent rate that is expected to exist for more than one year. Verification of vision ~~((correctable to less than 20/200))~~ acuity may be provided by an ~~((ophthalmologist))~~ ophthalmologist or optometrist. Verification that the disabled veteran is receiving compensation at the one hundred percent rate, which may include unemployability expected to exist for more than one year, must be ~~((received from))~~ provided by the Veterans Administration or the military service from which the veteran was discharged.

(3) For a former prisoner of war, certification of the following fact from the Veteran's Administration or the military service from which the veteran was discharged must accompany the initial application: That the person was captured and incarcerated for more than twenty-nine days by an enemy of the United States during a period of war with the United States.

(4) The surviving spouse of a deceased former prisoner of war may be issued a regular or special prisoner of war license plate even if the deceased had not been issued a plate pursuant to chapter 73.04 RCW. In addition to confirming eligibility for the deceased, the spouse must furnish the following:

- (a) A certified copy of the death certificate;
- (b) A copy of the marriage certificate;
- (c) A copy of documentation satisfactory to the department which verifies that the surviving spouse was married to the deceased former prisoner of war during the period of incarceration

~~((<sup>2</sup>Exempt annual licensing fees<sup>n</sup> means waiver of excise tax, basic fee, gross weight fee, special fee and permit fee only)).~~

~~((2))~~ (5) ~~((H))~~ When the special license plate or free ~~((veterans))~~ license is ~~((switched from one vehicle))~~ transferred to another ~~((;))~~ vehicle, a replacement plate fee, full license and excise fees for twelve months will be ~~((required))~~ collected on the vehicle from which exemption is being removed. A new license expiration date ~~((is to))~~ will be established beginning with the first day of the month in which the exemption is ~~((switched to another vehicle))~~ transferred. The disabled veteran, former prisoner of war or surviving spouse must notify the department of the transfer and pay the transfer fees in effect. ~~((H, however, the vehicle from which the exemption is being removed, is turned in to a dealer for resale, fees need not be collected until the vehicle is sold to a new owner. The registration period will begin on the first day of the month in which application for the new owner is submitted.))~~

~~((3))~~ (6) The disabled veteran, former prisoner of war or surviving spouse must be a registered or coregistered owner or lessee of ~~((a))~~ the vehicle for which ~~((veterans))~~ licensure is granted.

~~((4))~~ (7) ~~((H))~~ When a vehicle ~~((which was issued))~~ with a free veterans license is sold, the special license plate must be removed and full excise and license fees for twelve months must be paid by the ~~((purchaser))~~ new registered owner at time of title transfer.

NEW SECTION

WAC 308-96A-056 PEARL HARBOR SURVIVOR LICENSE PLATES. Any Washington resident who served in the United States Armed Forces and is a survivor of the attack on Pearl Harbor as defined in Chapter 44, Laws of 1987, may receive a set of special license plates designed by the department to indicate that the recipient is a survivor of the Japanese attack on Pearl Harbor.

(1) Applications for the special license plates shall be upon forms provided by the department. Supplemental qualifying documentation shall include:

- (a) A certification of eligibility from Washington State Chapter of the Pearl Harbor Survivors Association;
- (b) A current vehicle registration for the vehicle for which the special license plates are issued;
- (c) An Armed Forces document showing date of induction and date of honorable discharge.

(2) An applicant must be a registered owner, co-owner or lessee, or co-lessee of the vehicle for which the special license plates are issued.

NEW SECTION

WAC 308-96A-061 HONORARY CONSULAR OFFICIAL SPECIAL LICENSE PLATES APPLICATION PROCEDURES.

(1) Applications for Honorary Consular Official special license plates shall be made in writing on a form provided by the Department of Licensing, and shall be accompanied by the following:

(a) A copy of an exequatur issued by the department of state of the United States of America verifying that the applicant is duly licensed and an honorary consul or official representative of any foreign government.

(b) A copy of documents establishing that the vehicle is owned or leased by the person requesting the special plates. Acceptable documents include, but are not limited to, the current certificate of title or registration.

(c) Other such documentation that the department may reasonably require.

(d) Payment of regular license fees and excise tax.

(2) The application shall be signed by the registered owner of the vehicle.

(3) The department may reject or refuse any application which does not conform to the provisions of Chapter 237, Laws of 1987, and rules and regulations of the department.

NEW SECTION

WAC 308-96A-062 TRANSFER OR DESTRUCTION OF HONORARY CONSULAR OFFICIAL SPECIAL LICENSE PLATES. Whenever the owner or lessee transfers or assigns interest or title in the motor vehicle to which the honorary consular official special license plates were issued, the plates shall be removed. The removed plates may either be immediately forwarded to the director to be destroyed, or may be transferred to another vehicle owned by the previous holder of the plates. Immediately upon transfer of the plates to another vehicle the holder of the plates shall complete and submit to the department a notification form provided by the department and payment of a \$5.00 transfer fee plus any other applicable fees and excise tax.

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

NEW SECTION

WAC 308-96A-175 RIDE-SHARING VEHICLES (1) Any van which is used regularly as a ride-sharing vehicle pursuant to Chapter 46.74 RCW may be issued a special license plate designating "VAN POOL" by satisfying the provisions of Section 2, Chapter 175, Laws of 1987. Any person or governmental agency desiring the special license plate shall make application on a form provided by the department and pay all initial licensing fees and the special license plate fee.

(2) A van owned, rented or leased by a governmental agency will be issued a special license plate in the "VAN POOL" configuration for the van described on the application if the van is regularly used as a ride-sharing vehicle. The license plate may not be transferred to any other vehicle without prior application for exemption on the other van and payment of a five dollar transfer fee.

(3) When the special "VAN POOL" license plate is removed or transferred to another vehicle a replacement plate fee, and excise tax



prorated on the remaining months for which the van is licensed shall be collected on the vehicle from which exemption is being removed. If the transfer is being made within thirty-six consecutive months from initial registration, the full use tax originally exempted shall be payable. An application for exemption for the vehicle on which the special license plate is to be transferred must be filed pursuant to subsection (1) above with payment of a five dollar transfer fee.

(4) When a ride-sharing tax exempt vehicle is sold or transferred to another person who will continue to regularly use the van as a ride-sharing vehicle, the new owner shall make application for exemption and pay the license transfer fee and the special license plate fee. The special license plate previously issued may remain with the van.

**AMENDATORY SECTION** (Amending Order TL-RG 6, filed 8/15/84)

**WAC 308-96A-310 APPLICATION—DISABLED PERSON PARKING PRIVILEGES.** Application must be made on forms provided by the department and signed by the (~~(applicant)~~) disabled person. If the applicant is physically unable to sign, the application may be signed by a family member, stating (~~(their)~~) his or her relationship to the applicant. If sign(~~(ing)~~) ed by mark (X), signatures of two witnesses are required.

A statement from a physician is required to certify the applicant's disability(~~(:);~~), except(~~(-amputees)~~) loss of both hands or lower limbs may be visually verified by the licensing agent. If the disability is temporary, the physician must indicate the expected length of disability.

Special license plates may be issued for a vehicle(~~(s)~~) registered to the applicant. If the vehicle is not registered to the applicant, a special decal may be issued: Provided, That (~~(an affidavit)~~) a statement is submitted (~~(certifying)~~) to verify (a) the relationship of the registered owner to the applicant and (~~(b)~~) that the vehicle is used (primarily for the) as the primary source of transportation (of) for the applicant.

**AMENDATORY SECTION** (Amending Order TL/RG-34, filed 5/28/87)

**WAC 308-96A-325 LOSS OF (~~(PERMIT)~~) DISABLED PERSON PARKING CARD, DECAL, PLATE.** Replacement of a disabled person special parking (~~(permit)~~) privilege special card, decal or license plate will be issued upon receipt of a signed (~~(notarized statement)~~) request from the applicant (~~(certifying)~~) stating that the permit, decal or license plate has been lost, stolen, destroyed or mutilated. If the applicant is physically unable to sign, the statement may be signed by a family member or legal guardian or, in the case of a license plate, by the registered owner of the vehicle.

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

**WSR 87-21-065**  
**EMERGENCY RULES**  
**DEPARTMENT OF LICENSING**  
[Order PM 687—Filed October 19, 1987]

I, Robert Van Schoorl, assistant director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to dispensing opticians' examination appeal procedures, new section WAC 308-26-025.

I, Robert Van Schoorl, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is that it is necessary to have examination appeal procedures continued in effect for the dispensing opticians' examination.

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

This rule is promulgated under the general rule-making authority of the director of the Department of Licensing as authorized in RCW 43.24.060.

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 October 16, 1987.

By Robert Van Schoorl  
Assistant Director

Business and Professions Administration

**NEW SECTION**

**WAC 308-26-025 EXAMINATION APPEAL PROCEDURES.** (1) Any candidate who takes the state examination for licensure and does not pass may request informal review by the dispensing optician examining committee of his or her examination results. This request must be in writing and must be received by the department within thirty (30) days of the postmark of notification of the examination results. The committee will not set aside its prior determination unless the candidate shows conclusive evidence of error in examination content or procedure, or bias, prejudice, or discrimination in the examination process. The committee will not consider any challenges to examination scores unless the total revised score could result in issuance of a license.

(2) The procedure for filing an informal review is as follows:

(a) Contact the Department of Licensing office in Olympia for an appointment to appear personally to review incorrect answers on the written portion of failed examination, and score sheets on the failed practical portion of the examination.

(b) The candidate will be provided a form to complete in the Department of Licensing office in Olympia in defense of examination answers.

(c) The candidate must specifically identify the challenged portion(s) of the examination and must state the specific reason or reasons why the candidate feels the results of the examination should be changed.

(d) The candidate will be identified only by candidate number for the purpose of this review. Letters of reference or requests for special consideration will not be read or considered by the examining committee.

(e) The candidate may not bring in notes or texts for use while completing the informal review form.

(f) The candidate will not be allowed to take any notes or materials from the office upon leaving.

(g) The examining committee will schedule a closed session meeting to review the examinations, score sheets and forms completed by the candidate for the purpose of informal review.

(h) The candidate will be notified in writing of the results.

(3) Any candidate who is not satisfied with the result of the informal examination review may submit a written request for a formal hearing to be held before the dispensing optician examining committee pursuant to the



administrative procedures act. Such written request for hearing must be received by the Department of Licensing within twenty (20) days of the postmark of the result of the committee's informal review of the examination results. The written request must specifically identify the challenged portion(s) of the examination and must state the specific reason(s) why the candidate feels the results of the examination should be changed. The examining committee will not set aside its prior determination unless the candidate shows conclusive evidence of error in examination content or procedure, or bias, prejudice, or discrimination in the examination process. The committee will not consider any challenges to examination scores unless the total revised score could result in issuance of a license.

(4) Before the hearing is scheduled either party may request a prehearing conference before an administrative law judge to consider the following:

(a) The simplification of issues;

(b) Amendments to the candidate's notice identifying the challenged portion(s) of the examination and the statement of the specific reason(s) why the candidate feels the results of the examination should be changed;

(c) The possibility of obtaining stipulations, admission of facts and documents;

(d) The limitation of the number of expert witnesses;

(e) A schedule for completion of all discovery; and,

(f) Such other matters as may aid in the disposition of the proceeding.

(5) In the event there is a prehearing conference, the administrative law judge shall enter an order which sets forth the actions taken at the conference, the amendments allowed to the pleading and the agreements made by the parties of their qualified representatives as to any of the matters considered, including the settlement or simplification of issues. The prehearing order limits the issues for hearing to those not disposed of by admissions or agreements. Such order shall control the subsequent course of the proceeding unless modified for good cause by subsequent prehearing order.

(6) Candidates will receive at least twenty (20) days notice of the time and place of the formal hearing. The hearing will be restricted to the specific portion(s) of the examination the candidate has identified as the bases for his or her challenge of the examination results unless amended by a prehearing order. The issues raised by the applicant at the formal hearing shall be limited to those issues raised by the applicant for consideration at the informal review unless amended by a prehearing order.

**WSR 87-21-066**  
**ADOPTED RULES**  
**DEPARTMENT OF WILDLIFE**  
**(Wildlife Commission)**  
 [Order 301—Filed October 19, 1987]

Be it resolved by the State Wildlife Commission, acting at the Sheraton-Renton Inn, 800 Rainier Avenue

South, Renton, WA 98055, that it does adopt the annexed rules relating to amendment to 1987 hunting seasons and rules, adopting WAC 232-28-21301.

This action is taken pursuant to Notice No. WSR 87-18-077 filed with the code reviser on September 2, 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 77.12.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 9, 1987.

By Dr. James M. Walton  
 Chairman, Wildlife Commission

**NEW SECTION**

WAC 232-28-21301 AMENDMENT TO 1987 HUNTING SEASONS AND RULES. Notwithstanding the provisions of WAC 232-28-213 and WAC 232-28-214, the 1987 Hunting Seasons and Rules are hereby amended to include the following:

(1) Modern Firearm Deer Seasons, Late Buck Season, November 19-22, includes the closure of Unit 522 (Loo-wit).

(2) Muzzleloader Late Elk Season in Unit 184 (Joseph) is either sex.

(3) Rabbit seasons for Snowshoe and Washington Hare, Cottontail Rabbit, White-tailed Jackrabbit, September 1-February 29, 1988 is open statewide, except closed in Unit 522 (Loo-wit).

(4) Elk Area 053 (Randle) is hereby described as that part of Lewis County within the following described boundary: Beginning at State Highway 12 and the Cispus Road in the town of Randle; thence easterly along Highway 12 to the Bennett Road approximately one (1) mile east of Cora Bridge; thence westerly on Bennett and C Line Roads to the Cispus Road; thence northerly on said road to the town of Randle and the point of beginning.

(5) Hunting Firearm Restriction Areas include Unit 554 (Yale) in Cowlitz County.

**WSR 87-21-067**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 87-175—Filed October 19, 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 closure provides protection for Skagit River coho escapement per management framework agreement. Area 13C restrictions no longer required.

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 October 19, 1987.

By Gene DiDonato  
for Joseph R. Blum  
Director

NEW SECTION

WAC 220-28-702 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS Effective immediately it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Area in accordance with the following restrictions:

\*Areas 4B, 5, and 6C - Effective 12:00 noon October 19 until further notice, closed to all net fishing.

REPEALER

The following section of the Washington Administrative Code is repealed immediately.

WAC 220-28-701 Puget Sound Commercial Salmon Fishing Restrictions Order No. 87-172

**WSR 87-21-068**

**ADOPTED RULES**

**URBAN ARTERIAL BOARD**

[Order 87-01, Resolution No. 955—Filed October 19, 1987]

Be it resolved by the Urban Arterial Board, acting at Olympia, Washington, that it does adopt the annexed rules relating to:

- New WAC 479-13-025 Six year financial plan.
- New WAC 479-13-035 Value engineering study requirements.
- New WAC 479-13-070 Procedures for two phase projects.
- New WAC 479-20-011 Reimbursable costs for engineering.
- New WAC 479-20-037 Procedure to request increase in trust funds.
- Amd WAC 479-20-010 Reimbursable arterial project costs.
- Amd WAC 479-20-033 Procedure for requesting an increase in authorized amount of urban arterial trust funds.
- Amd WAC 479-20-036 Consideration of requests for an increase in authorized amount of urban arterial trust funds.

Amd WAC 479-13-060 Accelerated development urban arterial projects.

This action is taken pursuant to Notice No. WSR 87-18-011 filed with the code reviser on August 24, 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 Urban Arterial Board as authorized in chapter 47.26 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 October 16, 1987.

By Robert A. Plaquet  
Executive Secretary

NEW SECTION

WAC 479-13-025 SIX YEAR FINANCIAL PLAN. At the beginning of each biennium the board shall update their six year financial plan to determine the amount of estimated revenue to be available for new project starts in the ensuing biennium. The estimate of funds for new project starts shall take into consideration programming of funds after July 1, 1987, for projects approved by the board for the preliminary phase where construction funding approval is pending.

NEW SECTION

WAC 479-13-035 VALUE ENGINEERING STUDY REQUIREMENTS. A value engineering (VE) study shall be required on all urban arterial board projects whose total cost exceeds one million dollars as reflected in the six-year program. Upon request from a local agency, the board may grant a variance from this requirement. The board may also require a VE study for a project whose total cost is one million dollars or less upon a determination by the board that a VE study is warranted.

An agency that proposes to obtain a variance from the requirement shall submit justification to the board by the first day of the month preceding the month in which project authorization is proposed unless a later receipt date is specified and permitted, in writing, by the chairman.

The board shall not authorize funds for a project until the VE study has been performed by an interagency study team approved by the board.

The VE study shall be accomplished in accordance with the following requirements:

(1) The team will be jointly selected by the urban arterial board staff and the local agency and approved by the board. The team should consist of five to seven individuals, including a facilitator, with diverse backgrounds and carefully selected to assure a variety of creative input. The team should not include members who have had previous intimate involvement with the project. The local agency will designate the agency official who has

the responsibility for considering and implementing the VE recommendations provided by the study team.

(a) At least one member should be a nonengineer to give greater objectivity to the VE study.

(b) The public works department and/or financial managers of the local agency should have representation on the team.

(c) At least one member must be from an outside governmental agency.

(d) Team members may be suitably qualified individuals from the community.

(e) The facilitator shall be selected from a list provided by the board staff. The facilitator shall be a person who has been formally trained in the value engineering process and whose primary responsibility is to assure completion of the study in a three to five working day time period.

(2) The preliminary and construction prospectus shall include an attachment relating to the implementation of the VE team's recommendation and justification for items not implemented.

## NEW SECTION

**WAC 479-13-070 PROCEDURES FOR TWO PHASE PROJECTS.** After July 1, 1987, preliminary proposals and related construction projects authorized by the board for financial assistance from the account shall be selected for authorization based upon the board's approval of the local agencies project development schedule.

The preliminary and construction prospectus shall specifically address the type of improvement that will correct the deficiencies for which the project was selected.

The board shall evaluate the project scope and may reduce the project scope if, in the board's opinion, the scope exceeds that necessary to improve the deficiencies.

The following factors relative to each project, in addition to other factors required by law, shall be evaluated:

(1) Each project shall be evaluated on the basis of the following factors and any problems noted shall be resolved prior to project authorization:

(a) Availability and source of matching funds;

(b) Engineering capacity. Adequate in-house engineering capacity shall be available to permit each project authorized to be engineered without retarding development of other public works projects or the administering agency shall indicate that consulting engineering services will be obtained without delay;

(c) Right of way. Right of way acquisition required for each project authorized shall be minor in nature, or the administering agency shall provide a definitive plan for acquisition in order that all right of way and right of entry may be obtained prior to placing the project under contract for construction;

(d) Interrelationships with other agencies, railroads, or utilities. Any interrelationships that, on the basis of previous experience may be expected to cause project delays, shall be evaluated and a definitive plan, including concurrence from the involved agency, railroad, or utility, shall be available;

(e) Community reaction. Any community opposition, whether known or expected to materialize, shall be evaluated for its projected effect upon project development;

(f) Other factors. Other factors known to the agency that will affect the agency's ability to place the project under contract for construction within the amount of time requested by the local agency.

(2) The board shall, in each case in which there is doubt concerning the ability of the local agency to place the project under contract for construction within the amount of time requested by the local agency, require preparation and submission of a detailed critical path time schedule.

The board shall review the written reply concerning each proposed project and the testimony by an official of the administering agency, and shall not authorize any project if one or more of the factors listed above are not resolved so that the project cannot, in the board's judgment, be placed under contract for construction within the amount of time approved by the board. Any project proposed to be developed in stages shall be capable of having at least seventy-five percent of the project, when evaluated in dollar terms, under contract for construction within the approved time period.

Each city or county administering a project funded by the board, shall provide project development data on a quarterly basis to the board, in such form as is requested, to permit a continuing review of project progress.

Any preliminary proposal or construction project that is authorized for development shall be subject to immediate cancellation at any time, if actual development in the judgment of the board, falls behind the rate of development required to permit the project to be placed under contract for construction within the amount of time originally requested and approved.

Prospectuses for construction projects that relate to preliminary proposals initially authorized by the board for financial assistance from the account shall be required to be accompanied by the following information demonstrating the readiness of the construction project to be placed under contract for construction.

(a) A certification from the legislative body or other designated responsible official, of the administering agency or agencies, that an environmental impact analysis has been conducted and an environmental impact statement or negative declaration of environmental impact, as appropriate, has been circulated pursuant to chapter 43.21C RCW, and that the results have been utilized in arriving at the decisions reflected in the prospectus for the construction project.

(b) A certification that all right of way required for the project is available or if right of way remains to be acquired that the agency has obtained a possession and use agreement on the parcels in question.

(c) A certification from the legislative body that the project is completely designed and ready to be advertised for bids.

(d) The date the project will be advertised for bids.

(e) Each construction project prospectus shall identify changes between the scope of work of the proposed construction project and the construction work contemplated in the current six-year construction program or the

preliminary project prospectus and provide an explanation and justification for such changes.

(f) The board shall consider adjustments to the amount requested in the six-year program in accordance with the board's rule on increases in trust funds.

(3) Requests for authorization of funds for construction projects in:

(a) Federal urban areas shall be considered in the sequence in which the projects within each functional class of arterial within each region are, as defined by board rules, ready to be placed under contract for construction. In the event that two or more projects in the same functional class within the same region are proposed for funding at the same board meeting, the request for funds shall be considered in the same priority sequence within each functional class and region in which the related preliminary proposals were approved.

If insufficient funds are available in the account to allow the board to fund the construction phase when requested, the board shall notify the agency that notice will be provided when funds are available to again proceed with the request. At that time the agency will re-submit their request and will be given priority within the appropriate region over all other requests for funding submitted after their original request for construction funds.

(b) Rural incorporated cities shall be considered in the sequence in which the projects within each region are, as defined by board rules, ready to be placed under contract for construction. In the event that two or more projects in the same region are proposed for funding at the same board meeting, the request for funds shall be considered in the same priority sequence within region in which the related preliminary proposals were approved.

If insufficient funds are available in the account to allow the board to fund the construction phase when requested, the board shall notify the agency that notice will be provided when funds are available to again proceed with the request. At that time the agency will re-submit their request and will be given priority within the appropriate region over all other requests for funding submitted after their original request for construction funds.

The board, when considering approval of the construction phase of a project that was previously approved for the preliminary engineering phase, shall take into consideration the current balance of available funds in the account and shall not authorize the construction phase if, in the board's opinion the total funding for construction will not be available within the ensuing twelve-month time period.

**AMENDATORY SECTION** (Amending Order 79-01, Resolution Nos. 596, 597, 598, filed 8/1/79)

WAC 479-20-010 REIMBURSABLE ARTERIAL PROJECT COSTS. ~~((Urban arterial))~~ Project costs eligible for reimbursement from the ~~((urban arterial trust))~~ account shall be those proper and allowable costs incurred on a project after the project ~~((was))~~ is authorized by the ~~((urban arterial))~~ board except as provided by the following:

~~((PROVIDED, That))~~ (1) In the case of two-phase project authorizations, approved by the board prior to July 1, 1987, the chairman of the ~~((urban arterial))~~ board may, after the administering agency has completed the environmental impact analysis, authorize right of way acquisition. Reimbursement from the ~~((urban arterial trust))~~ account will be available for eligible right of way costs if and when the construction phase of the project is approved by the ~~((urban arterial))~~ board. For projects approved by the board after July 1, 1987, reimbursement of right of way acquisition costs are eligible within the preliminary phase of the project. In the event the project is not built, those funds expended for right of way shall be refunded to the account.

(2) In the case where an agency is required to perform a value engineering study prior to authorization of the preliminary phase, those costs incurred prior to approval will be eligible for reimbursement if and when the project is approved for funding by the board.

**AMENDATORY SECTION** (Amending Order 81-01, Resolution Nos. 666, 667 and 668, filed 1/29/81)

WAC 479-20-033 PROCEDURE FOR REQUESTING AN INCREASE IN AUTHORIZED AMOUNT OF URBAN ARTERIAL TRUST FUNDS. Projects approved prior to July 1, 1987 for participation of urban arterial trust funds in urban arterial projects may be approved by the urban arterial board in amounts requested in the current separate section of the local government's six year construction program.

These amounts may be modified only as set forth in WAC 479-20-036.

An updated cost estimate on the project shall be submitted to the urban arterial board at the following stages of project development:

(1) At the time the project prospectus for preliminary engineering (phase 1) is submitted further defining the work to be accomplished which was outlined in the six year construction program;

(2) At any time during the preliminary engineering or right of way phase of the project when estimated total project cost is determined to exceed the amount authorized by the urban arterial board more than twenty-five percent, or \$75,000, whichever is the lesser;

(3) At the time the engineer's final estimates become available and the construction prospectus is submitted to the urban arterial board for approval;

(4) At the time contract bids are considered but prior to award of contract;

(5) At the time of contract completion but prior to final settlement on the project between the local government and the urban arterial board.

The submitting local government may request increased participation by urban arterial trust funds above the amount submitted in the agency's current six year construction program or the amount originally authorized by the board, as applicable, at the first, third and fifth stages in the project's development. All such requests shall be evaluated by the board in accordance with board rules.

**AMENDATORY SECTION** (Amending Order 80-01, Resolution No. 643, filed 10/24/80)

WAC 479-20-036 CONSIDERATION OF REQUESTS FOR AN INCREASE IN AUTHORIZED AMOUNT OF URBAN ARTERIAL TRUST FUNDS. For those projects approved prior to July 1, 1987, local agencies may request an increase in the participation of urban arterial trust funds over the amount set forth in the current six year construction program at the preliminary prospectus, construction prospectus or contract completion stage of a project in accordance with the following procedures:

(1) At the preliminary or construction prospectus stage all requests shall be reviewed by the chairman of the board and he shall report his findings to the board for its review, consideration and final action. The board shall not grant a request for increase at these stages if:

(a) The original amount requested and approved by the board was not based upon reasonable engineering estimates;

(b) The requested increase is for funds to pay for an expansion of the scope of the work originally proposed;

(c) After a full investigation, the board determines that the project can be developed within the limits of the funds already approved;

(d) The project can be reduced in scope while retaining a usable and functional segment by:

(i) Reduction in termini of the project in such a manner that the improvement will continue to improve the conditions underlying the project's position of priority and will continue to connect to adjacent traffic facilities capable of handling traffic volumes at the point of intersection; or

(ii) Inclusion within the termini of the project only the following items of cost as required:

(A) Right of way (desirable minimum right of way widths as set forth in the urban arterial board design standards);

(B) Grading and paving;

(C) Structures;

(D) Drainage;

(E) Relocation of existing illumination and traffic control devices;

(e) The granting of the request will in any way adversely affect the construction program previously approved by the board. In deciding on projects in federal urban areas or nonfederal urban areas, the board shall endeavor to leave an amount equal to 10 percent of all approved projects or \$50,000, whichever is less, in reserve in the appropriate account to insure that the board has funds to deal with unanticipated cost overruns at the contract completion stage of those projects.

(2) Requests for increases in urban arterial trust funds submitted to the board at the contract completion stage shall be reviewed by the chairman of the board. The chairman may authorize increases above the amount originally approved by the board not to exceed 10 percent, or \$50,000, whichever is the lesser when:

(a) The additional funds are not requested because of an expansion in the scope of the work originally proposed to the board by the local agency for the project; and

(b) The request is substantiated with reasons for the increase and the chairman determines that the increased funds should not have been anticipated by the local agency at the preliminary or construction prospectus stage of the project.

(3) If the board does not approve the request of a local agency for an increase at the preliminary prospectus, construction prospectus, or contract completion stage, the administering agency may:

(a) Proceed with the project, paying for any additional costs with local or other funds; or

(b) Withdraw the request for urban arterial trust fund participation; or, if applicable

(c) Within the original amount requested, and subject to approval by the chairman of the urban arterial board, reduce the scope of the project while retaining a usable and functional segment through the use of techniques set out in subsection (1)(d) (~~(above)~~) of this section.

**AMENDATORY SECTION** (Amending Order 84-01, Resolution Nos. 818 and 819, filed 5/9/84)

WAC 479-13-060 ACCELERATED DEVELOPMENT URBAN ARTERIAL PROJECTS. Preliminary proposals and related construction projects initially authorized by the urban arterial board after the close of the 1977-1979 biennium and prior to July 1, 1987, for financial assistance from the urban arterial trust account shall be selected for authorization on the basis of the administering agency's projected ability to place the proposed project under contract for construction within eighteen months from the date of initial authorization. The scope of the preliminary or construction prospectus shall specifically address the type of improvement that will correct the deficiencies for which the project was selected. The prospectus shall also address the cumulative effect of other deficiencies considering design standards and project life. The board shall evaluate the project scope and may reduce the project scope if, in the board's opinion, the scope exceeds that necessary to improve the specific deficiencies, applicable design standards, and address unique local considerations. The following factors relative to each project, in addition to other factors required by law, shall be evaluated:

(1) Each project having an estimated total project cost of less than seven hundred fifty thousand dollars shall be evaluated on the basis of the following factors and any problems noted shall be resolved prior to project authorization:

(a) Availability and source of matching funds;

(b) Engineering capacity. Adequate in-house engineering capacity shall be available to permit each project authorized to be engineered without retarding development of other public works projects or the administering agency shall indicate that consulting engineering services will be obtained without delay;

(c) Right of way. Right of way acquisition required for each project authorized shall be minor in nature, or the administering agency shall provide a definitive plan

for acquisition in order that all right of way or right of prior entry may be obtained prior to placing the project under contract for construction;

(d) Interrelationships with other agencies, railroads or utilities. Any interrelationships that, on the basis of previous experience may be expected to cause project delays, shall be evaluated and a definitive plan, including concurrence from the involved agency, railroad or utility, shall be available;

(e) Community reaction. Any community opposition, whether known or expected to materialize, shall be evaluated for its projected effect upon project development;

(f) Other factors. Other factors known to the agency that will affect the agency's ability to place the project under contract for construction within eighteen months from the date of project authorization.

(2) No urban arterial project which exceeds seven hundred fifty thousand dollars in total estimated project cost shall be considered for authorization by the board unless specifically requested by the administering local agency. The administering agency shall address itself to the same factors that are specified in subsection (1) of this section and which demonstrate that the project can be placed under contract for construction within eighteen months from the date of project authorization. The urban arterial board shall, in each case in which there is doubt concerning the ability of the local agency to place the project under contract for construction within eighteen months from the date of authorization, require preparation and submission of a detailed CPM or PERT time schedule reflecting scheduled development of the project.

The urban arterial board shall review the written reply concerning each proposed project and the verbal representations of an official of the administering agency, and shall not authorize any project if one or more of the factors listed above are not resolved so that the project cannot, in the urban arterial board's judgment, be placed under contract for construction within eighteen months from the date of authorization. Any project proposed to be developed in stages shall be capable of having at least seventy-five percent of the project, when evaluated in dollar terms, under contract for construction within the eighteen month period.

Each city or county administering an accelerated development project shall provide project development data on a monthly basis to the urban arterial board in such form as is requested to permit a continuing review of project progress.

Any preliminary proposal or construction project that is authorized for development as an accelerated development project shall be subject to immediate cancellation at any time, if actual development in the judgment of the urban arterial board, falls behind the rate of development required to permit the project to be placed under contract for construction within eighteen months of the date of authorization.

(3) The project agreement for each preliminary proposal project authorized by the urban arterial board shall include a recognition and agreement on the part of the administering local agency or agencies that urban arterial trust funds provided by chapter 83, Laws of

1967 ex. sess., and section 13, chapter 317, Laws of 1977 ex. sess., chapter 5, Laws of 1979, as now or hereafter amended, have reached a status of total obligation and that:

(a) The full, normal ninety percent matching funds from the urban arterial trust account may not be available for all projects; and

(b) The administering local agency or agencies is/are required to plan and design each project in such a manner as to permit its development in phases with the first phase being a usable improvement as approved by the urban arterial board; and

(i) Able to be developed with available urban arterial trust account and local matching funds; or

(ii) That the administering local agency or agencies agree(s) to pay additional project costs with other funds and that such funds will be available for the construction of the project being developed with the available financial assistance from the urban arterial trust account.

(4) Prospectuses for construction projects that relate to preliminary proposals initially authorized by the urban arterial board for financial assistance from the urban arterial trust account shall be required to be accompanied by the following information demonstrating the readiness of the construction project to be placed under contract for construction.

(a) A certification from the legislative body or other designated responsible official, of the administering agency or agencies, that an environmental impact analysis has been conducted and an environmental impact statement or negative declaration of environmental impact, as appropriate, has been circulated pursuant to chapter 43.21C RCW, and that the results have been utilized in arriving at the decisions reflected in the prospectus for the construction project.

(b) A certification from the legislative body that the project is completely designed and ready to be advertised for bids for construction except as provided below:

(i) If the project is not completely designed and ready to be advertised, the legislative body may submit a time schedule detailing all significant items of work remaining to be accomplished, and an explanation of the feasibility of accomplishing such items of work in sufficient time to permit the construction project to be placed under contract for construction within eighteen months from the date of urban arterial board authorization of financial assistance from the urban arterial trust account for the related preliminary proposal.

(ii) If any right of way remains to be acquired, a statement of the extent of the time period to be allowed for right of way negotiations and a firm date, not more than fifteen months from the date of urban arterial board authorization of the preliminary proposal, by which condemnation authorization will be considered and approved by the legislative body. If more than fifteen months have elapsed since date of authorization of the related preliminary proposal by the urban arterial board, a condemnation ordinance must have been approved and passed by the legislative body of jurisdiction prior to submission of the prospectus for the construction project.

(c) The date when the project will be advertised for bids for construction.

(d) Each construction project prospectus shall identify changes between the scope of work of the proposed construction project and the construction work contemplated in the current six-year construction program and the preliminary project prospectus and provide an explanation and justification for such changes.

(e) The amount of urban arterial trust funds authorized in total for the preliminary proposal and the construction project shall normally be the amount requested for the total project in the current six-year construction program.

(f) Requests for authorization of urban arterial trust funds for construction projects in:

(i) Federal urban areas shall be considered in the sequence in which the construction projects within each functional class of arterial within each region are, as defined by urban arterial board rules, ready to be placed under contract for construction. In the event that two or more projects in the same functional class of arterial within the same region are proposed for construction project funding at the same urban arterial board meeting, the request for urban arterial trust funds for the construction projects shall be considered in the priority sequence within functional class of arterial within region in which the related preliminary proposals were approved.

(ii) Rural incorporated cities shall be considered in the sequence in which the construction projects within each region are, as defined by urban arterial board rules, ready to be placed under contract for construction. In the event that two or more projects in the same region are proposed for construction project funding at the same urban arterial board meeting, the request for urban arterial trust funds for the construction projects shall be considered in the priority sequence within region in which the related preliminary proposals were approved.

A specific, maximum amount of urban arterial trust funds for each construction project shall be authorized by the urban arterial board and shall be added to any remaining authorization of urban arterial trust funds for the preliminary proposal to establish the total authorized amount of urban arterial trust funds for each total project.

(g) The ten percent, not to exceed fifty thousand dollars, increase in urban arterial trust funds authorized to be approved by the chairman by WAC 479-20-036 may be approved, for those projects for which financial assistance from the urban arterial trust account is provided in two phases, only after the construction proposal has been approved by the urban arterial board.

#### NEW SECTION

WAC 479-20-011 REIMBURSABLE COSTS FOR ENGINEERING. After July 1, 1987, preliminary and construction engineering costs eligible for reimbursement from the account shall be limited to twenty-five percent of the approved contract bid amount including adjustments for construction overruns or underruns.

#### NEW SECTION

WAC 479-20-037 PROCEDURE TO REQUEST INCREASE IN TRUST FUNDS. The amount of funds approved by the board after July 1, 1987, will be based upon the amount requested in the current separate section of the local agency's six-year construction program.

Local agencies may request an increase in the participation of funds over the amount set forth in the six-year construction program at the preliminary prospectus, construction prospectus, bid opening or contract completion stage of a project in accordance with the following procedures:

(1) At the preliminary or construction prospectus stage all requests shall be reviewed by the chairman of the board and he shall report his findings to the board for its review, consideration and final action. The board shall not grant a request for increase at these stages if:

(a) The requested increase is to pay for an expansion of the scope of the work originally proposed; or

(b) The granting of the request will in any way adversely affect authorized funds previously approved by the board including the reserve for the following:

(i) Increases at bid opening that will not exceed ten percent of the engineers estimate.

(ii) Increases for construction overruns at the amount equal to the account matching ratio multiplied by the sum of ten percent of the estimated contract amount up to one million dollars and five percent of the amount in excess of one million dollars for those projects which have been approved for the construction phase.

(2) Request for increases at bid opening shall not exceed ten percent of the engineers estimate submitted to the board at the time the construction phase was approved. Requests for increases at this stage will take priority over preliminary and construction phase approvals. Such requests shall be reviewed by the chairman and will not be approved if:

(a) The requested increase is to pay for an expansion of the scope of the work originally proposed; or

(b) If the request is not substantiated and the chairman determines that the increased funds should have been anticipated by the local agency at the construction prospectus stage of the project.

(3) Requests for increases in funds submitted to the board at the contract completion stage shall not exceed the account matching ratio multiplied by the sum of ten percent of the original contract amount up to one million dollars and five percent of the amount in excess of one million dollars. Requests for increases at this stage will take priority over preliminary and construction phase approvals. Such requests shall be reviewed by the chairman and will not be approved if:

(a) The requested increase is to pay for an expansion of the scope of the work originally proposed; or

(b) If the request is not substantiated and the chairman determines that the increased funds should have been anticipated by the local agency at the preliminary or construction prospectus stage of the project.



(4) If the chairman or the board, as the case may be, does not approve the request of a local agency for an increase at the preliminary prospectus, construction prospectus, bid opening or contract completion stage, the administering agency may:

(a) Proceed with the project, paying for any additional costs with local or other funds; or

(b) Withdraw the request for participation; or, if applicable

(c) Within the original amount requested, and subject to approval by the chairman of the board, reduce the scope of the project while retaining a usable and functional improvement.

### WSR 87-21-069

#### ADOPTED RULES

#### STATE EMPLOYEES INSURANCE BOARD

[Resolution No. 87-6—Filed October 19, 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 repeal of WAC 182-12-126; new section WAC 182-12-127; and amending WAC 182-08-060.

This action is taken pursuant to Notice No. WSR 87-19-031 filed with the code reviser on September 11, 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 RCW 41.05.010 and 41.05.025.

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

APPROVED AND ADOPTED October 16, 1987.

By C. H. Shay  
Assistant Benefits Manager

#### REPEALER

The following section of Washington Administrative Code is repealed:

WAC 182-12-126 Extension of retiree dependents' eligibility.

#### NEW SECTION

WAC 182-12-127 EXTENSION OF RETIREE DEPENDENTS' ELIGIBILITY. In accordance with federal law, the Consolidated Omnibus Budget Reconciliation Act (COBRA), covered dependents of retirees not otherwise enrolled in SEIB employer-funded coverage may continue their SEIB retiree medical and dental coverage by self-payment of premium according to the following guidelines:

(1) In addition to coverage extended to surviving dependents under WAC 182-12-122, enrolled dependents of retirees may continue their coverage for up to thirty-six months following the month in which one of the following qualifying events occur: (a) The retiree becomes divorced, or (b) a child ceases to be a dependent child under the requirements of the plan.

(2) 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 election of these options.

(3) Coverage continued under this section shall be secondary to any other employer group coverage the person may have.

(4) Continued coverage will be terminated when (a) the plan terminates, (b) premium is not paid within the grace period stated in subsection (7) of this section, or (c) the person becomes covered in SEIB employer-funded coverage.

#### (5) NOTICE REQUIREMENTS:

(a) At the time their coverage commences under the retiree plan, the employer shall provide to each new retiree written notice of the option to continue coverage as stated in this section.

(b) It is the retiree's or dependent's responsibility to notify the employer of the retiree's death, divorce or of a child ceasing to be an eligible dependent within sixty days of the qualifying event.

(c) When the employer learns of any qualifying event the employer must notify the retiree (or surviving dependent) of the rights of this section within fourteen days of the receipt of this information.

(6) ELECTION TO CONTINUE COVERAGE: Enrolled persons must make their election to continue coverage within a period of sixty days following a qualifying event or following the date notice is received from the employer, whichever is later.

(7) PREMIUM REQUIREMENTS: Payment of premium for continued coverage must be made within forty-five days of the date of election. Premium must be paid retroactive to the 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.

(8) CONVERSION OPTION: Within a period of thirty-one days following the expiration of a person's continued coverage, the person may purchase an individual conversion policy.

#### AMENDATORY SECTION (Amending Order 7228, filed 12/8/76)

WAC 182-08-060 APPROVAL OF HEALTH MAINTENANCE ORGANIZATION ((OR PAN-EL)) PLANS. In the absence of any federal or state statute to the contrary, the board may approve one ((individual practice and one group practice and one health maintenance operator or panel plan,)) or more state certified health maintenance organizations within a service area, during a contract term. Where more than one ((health care service contractor)) such organization seeks approval within the same service area, the board shall approve ((the health care service contractor)) those which will best serve the total needs and have the ability



to service the proposed benefits with a direct ratio of benefits to premium advantage.

**WSR 87-21-070**

**NOTICE OF PUBLIC MEETINGS  
EDMONDS COMMUNITY COLLEGE**

[Memorandum—October 19, 1987]

October 19, 1987  
Monday, 5:00 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 87-21-071**

**PROPOSED RULES  
THE EVERGREEN STATE COLLEGE**

[Filed October 19, 1987]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that The Evergreen State College intends to adopt, amend, or repeal rules concerning:

Rep	ch. 174-12 WAC	Equal opportunity and affirmative action.
Rep	ch. 174-104 WAC	Regular and special meetings of board of trustees.
Rep	ch. 174-109 WAC	Affirmative action policy.
Rep	ch. 174-148 WAC	Equal opportunity policy and procedures—AA.
Rep	WAC 174-112-010	to 174-112-030 Staff educational benefits.
Rep	WAC 174-108-010	to 174-108-08001 Governance and decision making at TESC.
Rep	ch. 174-124 WAC	Social contract.
Rep	WAC 174-112-070	to 174-112-090 Release of personnel information;

that the institution will at 1:30 p.m., Wednesday, December 9, 1987, in The Evergreen State College, Room 3112, 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 28B.40.120(12), as amended by section 95, chapter 370, Laws of 1985.

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution before December 9, 1987.

Dated: October 19, 1987

By: Shawn Newman  
College Legal Counsel

**STATEMENT OF PURPOSE**

Title, Description of the Rules, Purpose and any Other Information Which may be of Assistance in Identifying the Rule or its Purpose: Chapter 174-12 WAC,

Equal opportunity and affirmative action; chapter 174-104 WAC, Regular and special meetings of board of trustees; chapter 174-109 WAC, Affirmative action policy; chapter 174-148 WAC, Equal opportunity policy and procedures—AA; WAC 174-112-010 to 174-112-030 Staff educational benefits; WAC 174-108-010 to 174-108-08001 Governance and decision making at TESC; chapter 174-124 WAC, Social contract; and WAC 174-112-070 to 174-112-090 Release of personnel information.

Statutory Authority and Specific Statute the Rule is Intended to Implement: RCW 28B.40.120(12), as amended by section 95, chapter 370, Laws of 1985.

Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule: Shawn Newman, College Legal Counsel, The Evergreen State College, Lib 3103, Olympia, WA 98505, 866-6000 x6106.

Name of the Person or Organization, Whether Private, Public, or Governmental Proposing the Rule: Shawn Newman.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement, and Fiscal Matters Pertaining to the Rule: This is viewed as a housekeeping measure to repeal rules which are inconsistent with state law, case law and/or current college policy.

Whether the Rule is Necessary as a Result of Federal Law or Federal or State Court Action: Not applicable.

Small Business Economic Impact Statement: Not applicable.

**REPEALER**

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

(1) Ch. 174-12 EQUAL OPPORTUNITY POLICY AND PROCEDURES—AFFIRMATIVE ACTION PROGRAMS.

(2) Ch. 174-104 REGULAR AND SPECIAL MEETINGS OF THE BOARD OF TRUSTEES.

(3) WAC 174-108-010 INTRODUCTION—GUIDELINES TO GOVERNANCE AND DECISION MAKING.

(4) WAC 174-108-020 THE LEGAL NATURE AND STATUS OF THE EVERGREEN STATE COLLEGE.

(5) WAC 174-108-030 INFORMATION, COMMUNICATIONS AND RECORDKEEPING.

(6) WAC 174-108-041 EVERGREEN COUNCIL AND DTFS.

(7) WAC 174-108-051 ADMINISTRATIVE EVALUATION.

(8) WAC 174-108-06001 MEDIATION AND ADJUDICATION OF DISPUTES, GRIEVANCES AND APPEALS.

(9) WAC 174-108-06003 INFORMAL MEDIATION PROCEDURES.

(10) WAC 174-108-06005 FORMAL HEARING PROCEDURES.

(11) WAC 174-108-06007 GUIDELINES FOR THE OPERATION OF THE FORMAL HEARING BOARD.

(12) WAC 174-108-06009 PROCEDURE OF HEARING AND DELIBERATIONS.

(13) WAC 174-108-06011 FURTHER GRIEVANCE PROCEDURES.

(14) WAC 174-108-07001 EVALUATION OF GOVERNANCE.

(15) WAC 174-108-08001 CONCLUSION.

(16) Ch. 174-109 AFFIRMATIVE ACTION POLICY.

(17) WAC 174-112-010 POLICY.

(18) WAC 174-112-020 CREDIT PROGRAMS.

(19) WAC 174-112-030 NONCREDIT PROGRAMS.

(20) WAC 174-112-070 RELEASE OF PERSONNEL INFORMATION—GENERAL POLICY.

(21) WAC 174-112-080 RELEASE OF PERSONNEL INFORMATION—PRACTICES AND PROCEDURES.

(22) WAC 174-112-090 RELEASE OF PERSONNEL INFORMATION—INFORMATION ON RACE, CREED, AND POLITICS.

(23) Ch. 174-124 SOCIAL CONTRACT AMONG THE MEMBERS OF THE COMMUNITY OF THE EVERGREEN STATE COLLEGE—COMMUNITY CODE OF CONDUCT.

(24) Ch. 174-148 EQUAL OPPORTUNITY POLICY AND PROCEDURES—AFFIRMATIVE ACTION PROGRAM.

### WSR 87-21-072

#### PROPOSED RULES

#### DEPARTMENT OF ECOLOGY

[Filed October 20, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Department of Ecology intends to adopt, amend, or repeal rules concerning solid fuel burning device standards, chapter 173-433 WAC. This regulation establishes emission standards, certification standards and procedures, curtailment rules, and fuel restrictions for solid fuel burning devices such as woodstoves, fireplace inserts, and built-in masonry fireplaces;

that the agency will at 7:30 p.m., Tuesday, November 24, 1987, in the Spokane County Health District Building, Room 140, West 1101 College, Spokane, WA 99201, and at 7:30 p.m., Tuesday, December 1, 1987, in the North Seattle Community College, Room RC 1132, 9600 College Way North, Seattle, WA 98103, conduct public hearings on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 16, 1987.

The authority under which these rules are proposed is chapters 70.94 and 43.21A RCW.

The specific statute these rules are intended to implement is chapter 70.94 RCW, as amended by SHB 16, 50th legislature, 1987 regular session.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 7, 1987.

Dated: October 19, 1987

By: Phillip C. Johnson  
Deputy Director

#### STATEMENT OF PURPOSE

Title: Solid fuel burning device standards, chapter 173-433 WAC.

Description of Purpose: To establish emission standards, certification standards and procedures, curtailment rules, and fuel restrictions for solid fuel burning devices.

Agency Personnel Responsible for Drafting: Alan T. Butler, Air Quality Engineer, (206) 867-7103; Implementation and Enforcement: Stu Clark, Air Program Manager, (206) 459-6256.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: No.

Small Business Economic Impact Statement: The proposed change will impose some new requirements, approximately two years in advance of federal regulation that will require essentially the same changes.

The Regulatory Fairness Act, chapter 19.85 RCW, requires that rules which have an economic impact on more than 20% of all industries or more than 10% of all the businesses in any one industry be reviewed and altered wherever possible to minimize their impact upon small businesses.

The regulatory proposal cited above has been reviewed in light of this requirement. The proposed regulation will impact the solid fuel burning device (woodstove, fireplace insert, built-in fireplace) industry in the following ways:

The emission standards section requires that all new solid fuel burning devices sold in the state after July 1, 1988, be either certified woodstoves, or exempted under the regulation. EPA is proposing very similar rules to be fully phased in by July 1, 1990 (40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters). While the Washington state proposed emission standards are essentially the same as those currently in effect in Oregon, the impact on the solid fuel burning device industry will be felt sooner than if we do nothing.

Solid fuel burning device manufacturers, dealers, and retailers may be impacted negatively in the short term. This is especially true if, contrary to the advice of their trade organizations, they have been manufacturing or ordering noncomplying woodstoves since the House Bill requiring the proposed regulation was passed.

The long-term impacts upon the industry will be positive, as citizens replace their old technology stoves with the newer, advanced technology, complying woodstoves. Stove dealers on the regulation advisory committee have estimated that approximately 10,000 stoves per year will be sold, some of them as a direct result of this regulation.

Certain service industries which work in residential areas will be impacted positively, with less time lost due to illness, as the residential area air quality is improved due to a gradual reduction in solid fuel burning device emissions.

The conclusion to be drawn from these observations is that this regulatory proposal will impose no net negative impacts which would not have been incurred due to the adoption of the federal regulation cited above.

#### CHAPTER 173-433 WAC

#### SOLID FUEL BURNING DEVICE STANDARDS

#### NEW SECTION

WAC 173-433-010 PURPOSE. This chapter promulgated under Chapter 70.94 RCW establishes emission standards, certification standards and procedures, curtailment rules, and fuel restrictions for solid fuel burning devices.

**NEW SECTION**

WAC 173-433-020 **APPLICABILITY.** The provisions of this chapter apply to all areas of the State of Washington.

**NEW SECTION**

WAC 173-433-030 **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 fuel burning devices as defined below:

- (1) "Accredited" means a woodstove testing laboratory holds a valid certificate of accreditation issued by the Oregon Department of Environmental Quality.
- (2) "Adequate source of heat" means the ability to maintain 70 degrees Fahrenheit at a point three feet above the floor in all normally inhabited areas of a dwelling.
- (3) "Catalyst-equipped" means a woodstove with a catalytic combustor that is an integral component of the design and manufacture of the woodstove.
- (4) "Certified" means that a woodstove meets emission performance standards when tested by an accredited independent laboratory according to WAC 173-433-100(6).
- (5) "Coalstove" means an enclosed, coal burning appliance capable of and intended for space heating, domestic water heating, or indoor cooking, which has all of the following characteristics:
  - (a) An opening for loading coal which is located near the top or side of the appliance,
  - (b) An opening for emptying ash which is located near the bottom or the side of the appliance;
  - (c) A system which admits air primarily up and through the fuel bed;
  - (d) A grate or other similar device for shaking or disturbing the fuel bed;
  - (e) Installation instructions which state that the use of wood in the stove except for coal ignition is prohibited by law; and
  - (f) The model is listed by a nationally recognized safety testing laboratory for use of coal only, except for coal ignition purposes.
- (6) "Cookstove" means an appliance designed with the primary function of cooking food and containing an integrally built-in oven, with an internal temperature indicator and oven rack, around which the fire is vented, as well as a shaker grate ashpan and an ash cleanout below the firebox. Any device with a fan or heat channels used to dissipate heat into the room shall not be considered a cookstove.
- (7) "Consumer" means a person who buys a solid fuel burning device for personal use.
- (8) "Dealer" means a person other than a manufacturer or a retailer who is engaged in selling solid fuel burning devices to retailers or others for resale.
- (9) "DEQ" means Oregon Department of Environmental Quality.
- (10) "EPA" means United States Environmental Protection Agency.
- (11) "Fireplace" means a permanently installed masonry fireplace or a factory-built solid fuel burning device designed to be used with an air-to-fuel ratio greater than or equal to 30 and without features to control the inlet air-to-fuel ratio other than doors or windows such as may be incorporated into the fireplace design for reasons of safety, building code requirements, or aesthetics.
- (12) "Heat output" means the heat output in British thermal units per hour (Btu/hr) during one run, measured under test conditions prescribed by WAC 173-433-100(6).
- (13) "Impaired air quality" means a condition declared by the department or an air authority whenever:
  - (a) Meteorological conditions are conducive to an accumulation of air contamination concurrent with:
    - (i) Total suspended particulate at an ambient level of 125 micrograms per cubic meter measured on a 24-hour average; or
    - (ii) Particulate that is 10 micron and smaller in diameter (PM10) at an ambient level of 90 micrograms per cubic meter measured on a 24-hour average; or
    - (iii) Carbon monoxide at an ambient level of 8 parts of contaminant per million parts of air by volume (ppm) measured on an 8-hour average; or
  - (b) Air quality reaches other limits established by the department or an air authority.
- (14) "Manufacturer" means any person who constructs a solid fuel burning device or parts for a solid fuel burning device.

(15) "New woodstove" means a woodstove that has not been sold at retail, bargained, exchanged, or given away for the first time by the manufacturer, the manufacturer's dealer or agency, or a retailer, and has not been so used as to become what is commonly known as "second hand" within the ordinary meaning of that term.

(16) "Overall efficiency (%)" over the range of heat outputs tested" means the weighted average combustion efficiency (%) measured under test conditions (range of heat outputs) and calculated according to specific procedures prescribed by WAC 173-433-100(6). This definition is applicable to the DEQ stack loss emission measurement methodology. For the calorimeter room emission measurement method, the weighted average overall efficiency is the useful heat output released to the room, divided by the total heat potential of the fuel consumed.

(17) "Retailer" means any person engaged in the sale of solid fuel burning devices directly to consumers. A contractor who sells dwellings with solid fuel burning devices installed or a mail order outlet which sells solid fuel burning devices directly to consumers is considered to be a solid fuel burning device retailer.

(18) "Seasoned wood" means wood of any species that has been sufficiently dried so as to contain 20 percent or less moisture by weight.

(19) "Smoke emission rate (grams/hour) over the range of heat outputs tested" means the weighted average particulate emissions (grams per hour) produced by a woodstove under tested according to WAC 173-433-100(6).

(20) "Solid fuel burning device" (same as solid fuel heating device) means a device that burns wood, coal, or any other nongaseous or nonliquid fuels, and includes but is not limited to woodstoves, coalstoves, cookstoves and fireplaces.

(21) "Weighted average" means the final result of the several woodstove emission tests at different burning rates is calculated from a statistically derived distribution of home heating needs, rather than a simple average of the test runs. (Refer to WAC 173-433-100(6)).

(22) "Woodstove" means a wood fueled appliance other than a cookstove with a closed fire chamber which maintains an air-to-fuel ratio of less than 30 during the burning of 90 percent or more of the fuel mass consumed at the minimum burn rate achievable. Any combination of parts, typically consisting of but not limited to, doors, legs, flue pipe collars, brackets, bolts and other hardware, when manufactured for the purpose of being assembled, with or without additional owner supplied parts, into a woodstove, is considered a woodstove.

**NEW SECTION**

WAC 173-433-100 **EMISSION PERFORMANCE STANDARDS.** (1) Requirements for sale of new solid fuel burning devices in Washington. After July 1, 1988 a person shall not advertise to sell, offer to sell, sell, bargain, exchange, or give away a new woodstove in Washington unless it has been:

(a) Tested to determine its emission performance and heating efficiency in accordance with criteria and procedures specified in WAC 173-433-100(6); certified by the DEQ in accordance with WAC 173-433-100(6); and labeled for emission performance and heating efficiency as specified in WAC 173-433-100(8); or

(b) Tested to determine its emission performance and heating efficiency in accordance with criteria and procedures specified by the EPA in 40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters; certified by the EPA under test conditions no less stringent than those imposed under WAC 173-433-100(6); and labeled for emission performance and heating efficiency as specified in 40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters.

(2) Exemptions.

(a) Solid fuel burning devices that are not suitable for use as heating equipment in or in connection with residences or commercial installations, such as portable camping stoves, are excluded from WAC 173-433-100.

(b) Wood-fired forced air furnaces that primarily heat living space or water through indirect heat transfer using forced air or pressurized water systems are excluded from WAC 173-433-100.

(3) Statewide emission performance standards. An air authority shall not adopt or enforce emission performance standards for solid fuel burning devices that are more stringent than the statewide standard.

(4) Label alteration. A manufacturer, dealer, or retailer shall not alter either the permanent or removable label in any way from the label approved by the DEQ.

(5) Emission performance standards and certification.

(a) A new woodstove with minimum heat output of less than 40,000 Btu/hr advertised for sale, offered for sale, or sold in Washington after July 1, 1988 shall not exceed 9 grams per hour for a non-catalytic woodstove or 4 grams per hour for a catalytic woodstove as weighted average particulate emission standard when tested and measured according to WAC 173-433-100(6).

(b) New woodstoves with minimum heat output equal to or greater than 40,000 Btu/hr advertised for sale, offered for sale, or sold in Washington after July 1, 1988 shall not exceed an average particulate emission standard equal to the sum of 8.0 grams per hour plus 0.2 grams per hour for each thousand Btu/hr heat output when tested and measured according to WAC 173-433-100(6).

(6) Testing criteria and procedures.

(a) To be considered eligible for certification a woodstove must be tested in strict compliance with criteria and procedures contained in the document Oregon Department of Environmental Quality Standard Method for Measuring the Emissions and Efficiencies of Residential Woodstoves dated June 8, 1984, and herein incorporated by reference and on file at the department.

(b) All testing for certification purposes shall be conducted by a stove testing laboratory accredited by the DEQ.

(7) General certification procedures. Any woodstove manufacturer, or dealer, requesting certification of a woodstove shall furnish proof of certification of that design or model of woodstove by the DEQ.

(8) Changes in woodstove design. The certification of a woodstove shall be valid for only the specific model, design, plans and specifications that were originally submitted, tested and approved for certification.

(9) Woodstove alteration. A manufacturer, dealer, or retailer shall not remove or render inoperable any devices or components of any systems installed by the manufacturer of a woodstove for the purpose of controlling air contaminant emissions, other than for replacement or routine maintenance.

(10) Labeling requirements. Woodstoves required to be labeled pursuant to WAC 173-433-100(1) shall have affixed to them:

(a) A permanent label previously approved by the DEQ as to form, content, and location, that shows the test emissions and heating efficiency for the range of heat outputs tested; and

(b) A point-of-sale removable label that verifies certification and shows how that model woodstove emission test results compare with the emission performance standard; and shows the heating efficiency and heat output range of the appliance. The label shall be affixed to the woodstove at the point-of-sale near the front and top of the stove and remain affixed until sold and delivered to the consumer; or

(c) Labeling required by the EPA under 40 CFR 60 Subpart AAA - Standards of Performance for Residential Wood Heaters.

(11) Permanent label.

(a) The permanent label shall contain the following information:

(i) Testing laboratory;

(ii) Date tested;

(iii) Test procedure used;

(iv) Manufacturer of woodstove;

(v) Model;

(vi) Design number;

(vii) The statement: "Performance may vary from test values depending upon actual home operating conditions";

(viii) A graph showing particulate emission rates, in grams per hour and overall efficiency over the range of heat outputs tested.

(ix) The axes of the graph shall be identified as follows: vertical axis, left side: "Smoke - grams/hour", with a scale of 0 to a maximum of 20, bottom to top; vertical axis, right side: "Efficiency - %", with a scale of a minimum of 50 to a maximum of 90, bottom to top; horizontal axis, bottom: "Heat Output - Btu/hour", with a scale from 0 to a maximum of 5,000 Btu/hour higher than the highest tested heat output.

(x) Curves describing emissions and efficiency at various heat outputs shall be printed on the graph as developed by the DEQ.

(b) The label shall be made of metal, and of a thickness sufficient to insure permanence of the label. The label shall be permanently attached to the woodstove such that it is readily visible after installation, and of such a design that it cannot be removed from the woodstove without damage to the label. The label shall be located on any visible exterior surface except that the label shall not be located on the bottom of the woodstove or any interior surface, compartment, or under overlapping covers or doors, or at another interior location. The label shall remain legible for the maximum expected useful life of the woodstove in normal operation.

(c) The permanent label may be combined with another label, such as a safety label, if the design and integrity of the permanent label is not compromised, and when the combination label has been approved by the DEQ.

(12) Removable label.

(a) The point-of-sale removable label, or "Emissions and Efficiency Performance" label, shall contain the following information:

(i) "Smoke (Ave.) \_\_\_\_\_grams/hour", weighted average of tested values.

(ii) "Efficiency (Ave.) \_\_\_\_\_%", weighted average of tested values.

(iii) Summary of the applicable emissions standard.

(iv) Heat output range, tested values.

(v) Manufacturer of woodstove.

(vi) Model of woodstove.

(vii) Design number of model.

(viii) A statement verifying certification.

(ix) The statement "Performance may vary from test values depending upon actual home operating conditions".

(b) The label shall be visibly located on the woodstove when the woodstove is available for inspection by consumers,

(c) This label may not be combined with any other label or with other information.

(d) The label shall be attached to the woodstove in such a way that it can be easily removed by the consumer upon purchase.

#### NEW SECTION

WAC 173-433-110 OPACITY STANDARDS. (1) Phase 1 opacity level. A person shall not cause or allow emission of a smoke plume from any solid fuel burning device to exceed an average of 40 percent opacity for six consecutive minutes in any one hour period.

(2) Phase 2 opacity level. After July 1, 1990 a person shall not cause or allow emission of a smoke plume from any solid fuel burning device to exceed an average of 20 percent opacity for six consecutive minutes in any one hour period.

(3) Statewide opacity standard. An air authority shall not adopt or enforce an opacity level for solid fuel burning devices that is more stringent than the statewide standard.

(4) Test method and procedures. EPA reference method 9 - Visual Determination of the Opacity of Emissions from Stationary Sources shall be used to determine compliance with WAC 173-433-110 (1) and (2).

(5) Enforcement. Smoke visible from a chimney, flue or exhaust duct in excess of the opacity standard shall constitute prima facie evidence of unlawful operation of an applicable solid fuel burning device. This presumption may be refuted by demonstration that the smoke was not caused by an applicable solid fuel burning device. The provisions of this requirement shall:

(a) Be enforceable on a complaint basis.

(b) Not apply during the starting of a new fire for a period not to exceed 20 minutes in any 4 hour period.

#### NEW SECTION

WAC 173-433-120 PROHIBITED FUEL TYPES. A person shall not cause or allow any of the following materials to be burned in a solid fuel burning device:

(1) Garbage;

(2) Treated wood;

(3) Plastic products;

(4) Rubber products;

(5) Animals;

(6) Asphaltic products;

(7) Waste petroleum products;

(8) Paints;

(9) Any substance which normally emits dense smoke or obnoxious odors during combustion;

(10) Coal, except coal with sulfur content less than 1.0 percent by weight sulfur, in a coalstove;

(11) Any manufactured wood-based fuel containing substances or additives not contained in naturally occurring wood; or

(12) Any substance other than properly seasoned firewood.

#### NEW SECTION

WAC 173-433-150 CURTAILMENT. (1) A person in a residence or commercial establishment with an adequate source of heat

other than the burning of solid fuel shall not burn solid fuel in any solid fuel burning device:

- (a) Whenever the department has declared an air pollution episode for the geographical area pursuant to Chapter 173-435 WAC; or
- (b) Whenever the department or an air authority has declared impaired air quality for the geographical area, except when the solid fuel burning device is a woodstove certified under WAC 173-433-100.

(2) A person responsible for a solid fuel burning device already in operation at the time an episode is declared shall extinguish that device by withholding new solid fuel for the duration of the episode. A person responsible for a solid fuel burning device that is not certified under WAC 173-433-100 already in operation at the time impaired air quality is declared shall extinguish that device by withholding new solid fuel for the duration of the impaired air quality. Smoke visible from a chimney, flue or exhaust duct after a time period of three hours has elapsed from the time of declaration of the episode or impaired air quality shall constitute prima facie evidence of unlawful operation of an applicable solid fuel burning device. This presumption may be refuted by demonstration that the smoke was not caused by an applicable solid fuel burning device.

(3) The department, air authorities, health departments, fire departments, or local police forces having jurisdiction in the area may enforce compliance with the above solid fuel burning device curtailment rules after a time period of three hours has elapsed from the time of declaration of the episode or impaired air quality.

**NEW SECTION**

WAC 173-433-200 REGULATORY ACTIONS AND PENALTIES. A person in violation of this chapter may be subject to the provisions of WAC 173-403-170 regulatory actions and WAC 173-403-180 criminal penalties.

**WSR 87-21-073**  
**NOTICE OF PUBLIC MEETINGS**  
**HUMAN RIGHTS COMMISSION**  
 [Memorandum—October 19, 1987]

The Washington State Human Rights Commission will hold its next regular commission meeting in Vancouver on November 17 and 18, 1987. The meeting on November 17 will be held at the Community First Federal Savings, Community Room—Basement, 12th and Washington, Vancouver, from 7:00 p.m. to 11:00 p.m. and will be a training and work session only. The regular business meeting will be held at the same location beginning at 9:30 a.m. on November 18. The main topic of discussion for the November meeting will be employment/age.

**WSR 87-21-074**  
**PROPOSED RULES**  
**BOARD FOR**  
**COMMUNITY COLLEGE EDUCATION**  
 [Filed October 20, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board for Community College Education intends to adopt, amend, or repeal rules concerning the 1988 schedule of regular meetings of the board;

that the agency will at 10:00 a.m., Thursday, December 3, 1987, in Grays Harbor College, Aberdeen, 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 28B.50.070 and 42.30.075.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 3, 1987.

Dated: October 20, 1987

By: Gilbert J. Carbone  
 Assistant Director

**STATEMENT OF PURPOSE**

Title, Description of Purpose, and Statutory Authority: Adoption of rule setting the regular meeting schedule for 1988 pursuant to RCW 28B.50.070 and 42.30.075.

Summary of Rule and Reasons Supporting Proposed Action: As above.

Agency Personnel Responsible for Drafting: Gilbert J. Carbone, Assistant Director; Implementation: Earl Hale, Director; and Enforcement: Same.

Person or Organization Proposing Rule: State Board for Community College Education.

Agency Comments: None.

Federal Law or Federal or State Court Action Necessitating Rule: None.

**AMENDATORY SECTION** (Amending Order 113, Resolution No. 87-1, filed 1/28/87)

WAC 131-08-010 REGULAR MEETINGS OF THE STATE BOARD. The time and place of the regular meetings of the state board for calendar year ((1987)) 1988 are:

<del>January 20-21</del>	<del>Centralia Community College</del>
<del>March 4-5</del>	<del>Tacoma Community College</del>
<del>April 8-9</del>	<del>Lower Columbia Community College</del>
<del>May 13-14</del>	<del>Big Bend Community College</del>
<del>June 17-18</del>	<del>Columbia Basin Community College</del>
<del>September 9-10</del>	<del>South Puget Sound Community College</del>
<del>October 21-22</del>	<del>South Seattle Community College</del>
<del>December 2-3</del>	<del>Grays Harbor Community College)</del>
January 20-21	South Puget Sound Community College, Olympia
February 24-25	South Puget Sound Community College, Olympia
April 6-7	Whatcom Community College, Bellingham
May 11-12	Lower Columbia Community College, Longview
June 15-16	Edmonds Community College, Lynnwood
September 7-8	South Puget Sound Community College, Olympia
October 19-20	Yakima Community College, Yakima
November 30- December 1	Highline Community College, Des Moines

**WSR 87-21-075**  
**PROPOSED RULES**  
**DEPARTMENT OF GENERAL ADMINISTRATION**  
**(Division of Banking)**  
 [Filed October 20, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Division of Banking, Department of General Administration, intends to adopt, amend, or repeal rules concerning adding a new section to chapter 50-12 WAC concerning investments

in corporations, and to correct typographical error in back-reference in WAC 50-12-250.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 24, 1987.

The authority under which these rules are proposed is RCW 30.08.140(7).

The specific statute these rules are intended to implement is RCW 30.08.140.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 24, 1987.

Dated: October 20, 1987

By: Thomas H. Oldfield  
Supervisor

STATEMENT OF PURPOSE

Title: Investments in corporations.

Description of Purpose: To clarify that WAC 50-12-110, 50-12-115 and 50-12-116 do not limit banks' authority to invest in corporations under RCW 30.04. (section 1, chapter 498, Laws of 1987).

Statutory Authority: RCW 30.08.140(7).

Specific Statute Rule is Intended to Implement: This rule is promulgated pursuant to RCW 30.08.140(7) and is intended to administratively implement that statute.

Summary of Rule: To clarify that banks' investments in corporations or entities, with prior approval of the supervisor, is not limited by WAC 50-12-110, 50-12-115 or 50-12-116.

Reasons Supporting Proposed Action: The legislature has authorized the supervisor of banking to adopt the necessary rules to insure that banks invest in securities in a manner consistent with safe and sound operation.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Supervisor of Banking and Deputy Supervisor of Banking.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Division of Banking, governmental.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: Not applicable.

Small Business Economic Impact Statement: No direct impact on small business, except possibly to those small businesses that could receive benefit through the banks purchase of certain investment securities.

NEW SECTION

WAC 50-12-117 INVESTMENTS IN CORPORATIONS. Nothing in WAC 50-12-110, 50-12-115, or 50-12-116 shall limit the authority of a bank or trust company to invest in corporations or entities, with the prior authorization of the supervisor, pursuant to RCW 30.04. (section 1, chapter 498, Laws of 1987).

AMENDATORY SECTION (Amending Order 69, filed September 30, 1987)

WAC 50-12-250 GENERAL LIMITATION—LOANS FULLY SECURED BY READILY MARKETABLE COLLATERAL. (1) Loans or extensions of credit by a state bank to a person outstanding at one time and fully secured by readily marketable collateral having a market value, as determined by reliable and continuously available price quotations, shall not be subject to any limitations based on capital and surplus. However, if the total of such loans and extension of

credit, together with loans made under general limitations pursuant to WAC ((50-12-040)) 50-12-240 exceed forty-five percent, the division of banking will review the credits as a possible concentration, with regard to both risk diversification within the bank's asset structure and diversification or other risk in the marketable collateral securing the loan. This limitation shall be separate and in addition to the general twenty percent limitation set forth in WAC 50-12-240.

(2) Each loan or extension of credit based on the foregoing limitation shall be secured by readily marketable collateral having a current market value of at least one hundred fifteen percent of the amount of the loan or extension of credit at all times.

(3) Financial instruments may be denominated in foreign currencies which are freely convertible to United States dollars. If collateral is denominated and payable in a currency other than that of the loan or extension of credit which it secures, the bank's procedures must require that the collateral be revalued at least monthly, using appropriate foreign exchange rates, in addition to being repriced at current market value.

(4) Each bank must institute adequate procedures to ensure that the collateral value fully secures the outstanding loan at all times. If collateral values fall below one hundred fifteen percent of the outstanding loan, to the extent that the loan is no longer in conformance with this section and exceeds the general twenty percent limitation, the loan must be brought into conformance within five business days, except where judicial proceedings, regulatory actions, or other extraordinary occurrences prevent the bank from taking actions.

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

WSR 87-21-076

EMERGENCY RULES

DEPARTMENT OF NATURAL RESOURCES

[Order 530—Filed October 20, 1987]

I, Brian J. Boyle, Commissioner of Public Lands, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the restriction of access to and all activities on forest lands in Western Washington.

I, Brian J. Boyle, 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 prolonged drought has brought about extreme fire weather conditions which necessitate the closing of forest lands to prevent a wildfire from occurring whereby life or property could be lost. East wind conditions, extremely dry fuels and a continued occurrence of wildfire makes this restriction necessary.

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

This rule is promulgated pursuant to RCW 76.04.015 and 76.04.325 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 20, 1987.

By Brian J. Boyle  
Commissioner of Public Lands

**NEW SECTION**

**WAC 332-26-500 FOREST CLOSURE.** *Effective midnight, Tuesday, October 20, 1987, through midnight, Tuesday, October 27, 1987, access to and all activities on forest land, protected by the Department of Natural Resources in western Washington, are prohibited. All persons are excluded from forest lands, except those persons present in the interest of fire protection.*

**REPEALER**

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

- 1) WAC 332-26-010a *Southwest Region Closures.*
- 2) WAC 332-26-020a *Olympic Region Closures.*
- 3) WAC 332-26-040a *Central Region Closures.*
- 4) WAC 332-26-050a *Northwest Region Closures.*
- 5) WAC 332-26-060a *South Puget Region Closures.*
- 6) WAC 332-26-101i *Outdoor Burning Restrictions.*
- 7) WAC 332-26-102i *Burning Barrel Restrictions.*

**WSR 87-21-077**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed October 20, 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 food assistance programs, new chapter 388-49 WAC, and repealing chapter 388-54 WAC;

that the agency will at 10:00 a.m., Tuesday, December 8, 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 December 9, 1987.

The authority under which these rules are proposed is RCW 74.04.050.

The specific statute these rules are intended to implement is RCW 74.04.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 8, 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 November 24, 1987. The meeting site is in a location which is barrier free.

Dated: October 20, 1987  
 By: Leslie F. James, Director  
 Administrative Services

**STATEMENT OF PURPOSE**

This statement is filed pursuant to RCW 34.04.025. Adopting chapter 388-49 WAC.

Purpose of the Rule or Rule Change: To rewrite food stamp regulations in the new format and approved writing style. Chapter 388-49 WAC replaces chapter 388-54 WAC.

Statutory Authority: RCW 74.04.050.

Summary of the Rule Change: This change is a complete rewrite of the food stamp WAC.

Person or Persons Responsible for Drafting, Implementation and Enforcement of the Rule: Dana Beck, Community Services Program Manager 2, Division of Income Assistance, phone 234-4912 scan.

These rules are because rewrite of the food stamp WAC was a mandate by the secretary.

**Reviser's note:** The material contained in this filing will appear in the 87-22 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

**WSR 87-21-078**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed October 20, 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 nursing home accounting and reimbursement system, amending chapter 388-96 WAC;

that the agency will at 10:00 a.m., Tuesday, December 8, 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 December 9, 1987.

The authority under which these rules are proposed is chapter 476, Laws of 1987.

The specific statute these rules are intended to implement is chapter 476, Laws of 1987.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 8, 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 November 17, 1987. The meeting site is in a location which is barrier free.

Dated: October 20, 1987  
By: Leslie F. James, Director  
Administrative Services

#### STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

The rule amendments summarized here are proposed by the Department of Social and Health Services.

Re: Amending chapter 388-96 WAC, Nursing home accounting and reimbursement system.

Purposes of the Rule Amendments: The following amendments are necessary to comply with SSHB 1006, effective July 26, 1987: WAC 388-96-010(47), to establish definition of nonadministrative wages and benefits per ESHB 1006; 388-96-226, to eliminate shifting out of nursing services cost center, to limit shifting out of food cost center to nursing services cost center, to establish shifting mechanisms for the enhancement cost center; 388-96-229, to establish criteria for recoupment of funds not appropriately spent in the enhancement cost center; 388-96-505, to eliminate reference to patient personal laundry as a nonallowable cost; 388-96-716, to establish the sixth cost center, enhancement cost center, per ESHB 1006; 388-96-719, to clarify the enhancement cost center will not be adjusted for inflation; 388-96-722, to clarify treatment of nursing assistant training hours in calculation of nursing hours lid; 388-96-756, to establish procedures for establishing enhancement cost center rate; 388-96-768, to establish minimum wage requirements; and 388-96-774, to expand criteria for review of requests for staffing increases, to authorize rate adjustments for receivership of nursing homes by department. The following amendments are necessary to clarify statutory requirements found in chapter 74.46 RCW: WAC 388-96-010(14), to expand change of ownership definition; 388-96-204, to eliminate some conditions requiring audit, to establish mechanism for partial audit of cost reports; 388-96-228, to establish criteria for calculation of cost savings on closing cost reports; 388-96-384, to establish criteria for liquidation of trust fund upon sale or transfer of ownership of facility; 388-96-502, to include general management services and administrator compensation over lids as services not reimbursable under this chapter; 388-96-533, to establish maximum licensed administrator compensation for calendar year 1987; 388-96-534, to eliminate option to certify "no change" on joint cost allocation disclosure submissions; 388-96-710, to clarify distinction between initial prospective rate and prospective rate; 388-96-745, to update construction cost lids per the Marshall Swift valuation service; 388-96-763, to establish minimum criteria for exceptional care rates; and 388-96-904, to update terminology due to department reorganization.

Summaries of the Rule Amendments: WAC 388-96-010(14), a transfer of stock will constitute a change of ownership if the majority of controlling officers and directors of the corporation change; 388-96-010(47), non-administrative wages and benefits are those paid to staff other than the administrator, assistant administrator, and administrator-in-training; 388-96-204, eliminate requirements to audit entire cost report and to complete audits within one year after notification of intent to audit by the department. Eliminates requirements to audit new contractors for the first two full calendar years. Eliminates amount of audit adjustments or costs beyond industry standard as criteria to determine need for audit; 388-96-221, if no audit is completed for any calendar year cost report, the preliminary settlement becomes the final settlement. This amendment sets procedures for calculating a final settlement from the preliminary settlement report and relevant desk review; 388-96-226, no shifting is allowed from the nursing services cost center at settlement, and savings in the food cost center may only be shifted to cover deficits in nursing services. Funds spent appropriately in the enhancement cost center may be shifted to nursing services and administration and operations at settlement; 388-96-228, for closing cost reports, gain or loss on sale of assets will not be used in calculating cost savings; 388-96-229, sets procedure to recoup funds reimbursed in the enhancement cost center not appropriately spent; 388-96-384, sets procedures to be followed by contractor prior to sale or other transfer of ownership to liquidate trust funds; 388-96-502, overhead and indirect costs associated with nonreimbursable management fees and administrator compensation are nonallowable; 388-96-505, personal laundry services are now a reimbursable cost and reference to these costs as nonallowable has been deleted; 388-96-533, maximum licensed administrator compensation has been adjusted to include inflation granted by the legislature in 1987; 388-96-534, sets requirement that a complete joint cost allocation disclosure be submitted to the department each year, even if there is no change in allocation methodology; 388-96-710, defines an initial rate to be in effect for new contractors until a cost report of at least six months in any calendar year can be submitted; 388-96-716, lists the new cost center, enhancement cost center; 388-96-719, the enhancement cost center will be used for upfront funding of legislatively authorized enhancements and will not be adjusted for inflation; 388-96-722, nursing assistant training hours will not be included in the test for excess nursing hours; 388-96-745, maximum construction cost per bed have been updated to correspond to recent Marshall Swift tables; 388-96-756, defines costs included in the enhancement cost center and mechanism for establishing this cost area rate; 388-96-763, individual rates may be established for recipients requiring exceptionally heavy care if the cost of such care exceeds the contractor's current reimbursement rate; 388-96-768, sets minimum wage for nonadministrative employees at \$4.76/hour beginning January 1, 1988, and \$5.15/hour beginning January 1, 1989; 388-96-774, expands the criteria the department will consider when a contractor requests a rate adjustment to fund increased staffing. Allows for



rate adjustment when the department places a nursing home in receivership; and 388-96-904, replaces reference to Bureau of Nursing Home Affairs (BNHA) with Residential Rates and Licensure Services (RRLS).

Rule Changes are Generally Necessary: To comply with the provisions of chapter 74.46 RCW.

Statutory Authority: Chapter 476, Laws of 1987.

Person Responsible for Drafting, Implementing and Enforcing the Changes: Kathy Marshall, Manager of the Residential Rates Program, Aging and Adult Services Administration, Department of Social and Health Services, mailstop HB-11, (206) 753-3477, scan 234-3477.

Rules are Necessary: To comply with legislation referenced above and are not necessary as a result of federal or [no further information supplied by agency].

The above-described new rule and amendments are expected to have no significant financial impact in cost of compliance to nursing homes whether classified as small businesses or not and, therefore, a small business impact statement is not required.

**Reviser's note:** The material contained in this filing will appear in the 87-22 issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

## WSR 87-21-079

### ADOPTED RULES

#### HIGHER EDUCATION COORDINATING BOARD

[Order 5-87, Resolution No. 87-60—Filed October 21, 1987]

Be it resolved by the Higher Education Coordinating Board, acting at the Doubletree Inn at Southcenter, Seattle, Washington, that it does adopt the annexed rules relating to residency status for higher education.

This action is taken pursuant to Notice No. WSR 87-18-054 filed with the code reviser on September 1, 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 28B.15 RCW, as amended by section 4, chapter 37, Laws of 1982 1st ex. sess., and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 16, 1987.

By A. Robert Thoeny  
Executive Director

#### CHAPTER 250-18 WAC RESIDENCY STATUS FOR HIGHER EDUCATION

250-18-010	Purpose and Applicability
250-18-015	Definitions
250-18-020	Student Classification
250-18-025	Classification Procedure
250-18-030	Establishment of Domicile

250-18-035	Evidence of Financial Independence
250-18-040	Evidence of Financial Dependency
250-18-045	Administration of Residency Status
250-18-050	Appeals Process
250-18-055	Recovery of Fees for Improper Classification of Residency
250-18-060	Exemptions from Nonresident Status

#### AMENDATORY SECTION (Amending Order 3-87, filed 7/29/87)

WAC 250-18-020 STUDENT CLASSIFICATION. (1) For a student to be classified as a "resident" for tuition and fee purposes, he or she shall:

(a)(i) Have established a bona fide domicile in the state of Washington primarily for purposes other than educational for the period of one year immediately prior to commencement of the first day of the semester or quarter for which he or she has registered at any institution; and

(ii) Be financially independent; or

(b) Be a dependent student, one or both of whose parents or legal guardians have maintained a bona fide domicile in the state of Washington for at least one year immediately prior to commencement of the semester or quarter for which the student has registered at any institution; or

(c) Be a student who was classified as a resident, based upon domicile, by an institution on or before May 31, 1982, who was enrolled at a state institution during any term of the 1982-83 academic year, so long as such student's enrollment (excepting summer sessions) is continuous; or

(d) Any student who has spent at least seventy-five percent of both his or her junior and senior years in high school in this state, whose parents or legal guardians have been domiciled in the state for a period of at least one year within the five-year period before the student graduates from high school, and who enrolls in a public institution of higher education within six months of leaving high school, for as long as the student remains continuously enrolled for three quarters or two semesters in any calendar year.

(2) A student shall be classified as a "nonresident" for tuition and fee purposes if he or she:

(a) Will be financially dependent for the current year or was financially dependent for the calendar year prior to the year in which application is made and who does not have a parent or legally appointed guardian who has maintained a bona fide domicile in the state of Washington for one year immediately prior to the commencement of the semester or quarter for which the student has registered at an institution;

(b) Attends an institution with financial assistance provided by another state or governmental unit or agency thereof wherein residency in that state is a continuing qualification for such financial assistance, such nonresidency continuing for one year after the completion of the quarter or semester for which financial assistance is provided. Such financial assistance relates to that which is provided by another state, governmental unit or agency thereof for direct or indirect educational purposes and

does not include retirements, pensions, or other noneducational related income. A student loan guaranteed by another state or governmental unit or agency thereof on the basis of eligibility as a resident of that state is included within the term "financial assistance;"

(c) Is not a citizen of the United States of America, unless such person holds permanent or temporary resident immigration status, "refugee - parolee," or "conditional entrant" status or is not otherwise permanently residing in the United States under color of law and further meets and complies with all applicable requirements of WAC 250-18-030 and 250-18-035;

(d) Is not otherwise qualified as a "resident" under subsection (1)(c) of this section.

(3) A person does not lose a domicile in the state of Washington by reason of residency in any state or country while a member of the civil or military service of this state or of the United States, nor while engaged in the navigation of the the waters of this state or of the United States or of the high seas if that person returns to the state of Washington within one year of discharge from said service with the intent to be domiciled in the state of Washington.

(4) Any resident dependent student who remains in this state when such student's parents or legal guardians, having theretofore, been domiciled in this state for a period of one year immediately prior to commencement of the first day of the semester or quarter for which the student has registered at any institution, move from this state, shall be entitled to continued classification as a resident student so long as such student is continuously enrolled during the academic year.

**AMENDATORY SECTION** (Amending Order 3-87, filed 7/29/87)

WAC 250-18-060 EXEMPTIONS FROM NON-RESIDENT STATUS. In accordance with RCW 28B-15.014, certain nonresidents shall be exempted from paying the nonresident tuition and fee differential. Exemption from the nonresident tuition and fee differential shall apply only during the term(s) such persons shall hold such appointments or be so employed. To be eligible for such an exemption, a nonresident student must provide documented evidence that he or she does reside in the state of Washington, and:

(1) Holds a graduate service appointment designated as such by an institution involving not less than twenty hours per week;

(2) Is employed for an academic department in support of the instructional or research programs involving not less than twenty hours per week;

(3) Is a faculty member, classified staff member, or administratively exempt employee holding not less than a half-time appointment, or the spouse or dependent child of such a person;

(4) Is an active duty military personnel stationed in the state of Washington or the spouse or dependent child of such person; or

(5) Is an immigrant having refugee classification from the U.S. Immigration and Naturalization Service or the spouse or dependent child of such refugee, if the refugee (a) is on parole status, or (b) has received an immigrant

visa, or (c) has applied for United States citizenship((; or))

~~(((6) Any student who has spent at least seventy-five percent of both his or her junior and senior years in high school in this state, whose parents or legal guardians have been domiciled in the state for a period of at least one year within the five-year period before the student graduates from high school, and who enrolls in a public institution of higher education within six months of leaving high school, for as long as the student remains continuously enrolled for three quarters or two semesters in any calendar year)).~~

**WSR 87-21-080**

**ADOPTED RULES**

**WESTERN WASHINGTON UNIVERSITY**

[Resolution No. 87-02—Filed October 21, 1987]

Be it resolved by the board of trustees of Western Washington University, acting at Bellingham, Washington, that it does adopt the annexed rules relating to skateboards, chapter 516-15 WAC.

This action is taken pursuant to Notice No. WSR 87-15-091 [87-15-090] filed with the code reviser on July 21, 1987. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 28B.19.050(2).

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

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 October 9, 1987.

By Wendy Bohlke  
Assistant Attorney General

**NEW SECTION**

WAC 516-15-010 DEFINITIONS. As used in this chapter, the following word means:

"Skateboard." A toy consisting of an oblong or rectangular board, made of wood, plastic, metal or components thereof, with a pair of small wheels at each end, ridden, as down an incline, usually in a standing position. It may or may not be motorized.

**[NEW SECTION]**

WAC 516-15-020 PURPOSE. The purpose of these regulations is:

(1) To protect and control pedestrian traffic and traffic of persons using skateboards.

(2) To protect from physical damage and more than ordinary wear the wooden and concrete benches, brick and paved walkways, stairs, steps, loading ramps, plazas, and ramps for the disabled, caused by use of skateboards on such areas.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 516-15-030 AUTHORITY.** The Board of Trustees of Western Washington University is granted authority under Title 28B RCW to exercise full control of the university and its property of various kinds, and is authorized to promulgate rules and regulations to carry out its duties. The administration of these regulations is the responsibility of the president and the vice president for business and financial affairs. Enforcement is the responsibility of the director of public safety and, if the alleged violator is a student, additionally, the vice president and dean for student affairs.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

[NEW SECTION]

**WAC 516-15-040 REGULATION OF SKATEBOARDS.** Skateboards may not be used on the campus except in areas as may be designated for such use by the vice president for business and financial affairs.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

[NEW SECTION]

**WAC 516-15-050 ENFORCEMENT.** A skateboard user who refuses to abide by these regulations will be asked to leave the campus. Refusal to obey will subject the person to being cited for trespass under the provisions of Chapter 9A.52 RCW.

If the user is a student, the student will be asked to remove the skateboard from use on campus. If the student refuses, a proceeding may be initiated under Chapter 516-22 WAC, the Student Rights and Responsibilities Code.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**WSR 87-21-081**  
**PROPOSED RULES**  
**DEPARTMENT OF ECOLOGY**  
[Filed October 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning:

Amd WAC 173-19-320 Okanogan County.  
Amd WAC 173-18-280 Okanogan County.  
Amd WAC 173-22-0648 Okanogan County;

that the agency will at 2:00 p.m., Tuesday, November 24, 1987, in Room 273, Abbott Raphael Hall, St.

Martin's College Campus, Lacey, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 5, 1988, at 2:00 p.m.

The authority under which these rules are proposed is RCW 90.58.120 and 90.58.200.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 1, 1987.

Dated: October 21, 1987

By: Phillip C. Johnson  
Deputy Director, Programs

**STATEMENT OF PURPOSE**

Title: Amending WAC 173-18-280 Okanogan County; 173-19-320 Okanogan County; and 173-22-0648 Okanogan County.

Description of Purpose: Adoption of a revised shorelines jurisdiction list for streams in Okanogan County and accordingly adoption of a revised master program or the revised designation map.

Statutory Authority: RCW 90.58.120 and 90.58.200.

Summary of Rule: A revision to the Okanogan County master program deleting Wolf Creek or adopt text and maps identifying Wolf Creek as being within the jurisdiction of the Shoreline Management Act.

Reasons Supporting Proposed Action: This creek was formerly designated as being within shoreline jurisdiction. This designation was questioned and analysis at that time indicated that the flow was below 20 cfs mean annual flow. During review of a recent proposed master program amendment the question of jurisdiction of Wolf Creek was raised again and reanalysis indicates that the previous conclusion was in error and that Wolf Creek is above 20 cfs mean annual flow a determination will be made on the proper status of the stream under the act.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Thomas Mark, WDOE, Mailstop PV-11, Olympia, WA 98504, (206) 459-6767.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendation Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: Not applicable.

Small Business Economic Impact Statement: Not applicable.

AMENDATORY SECTION (Amending Order DE 87-33, filed 9/29/87 [10/2/87])

**WAC 173-19-320 OKANOGAN COUNTY.** Okanogan County master program approved December 16, 1975. Revision approved March 9, 1976. Revision approved September 29, 1987. Revision approved January 5, 1988.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**AMENDATORY SECTION** (Amending Order DE 87-35, filed 10/2/87)

WAC 173-18-280 OKANOGAN COUNTY. Streams

Stream Name	Quadrangle Name and Size	Legal Description
(16) <u>Wolf Creek</u>	<u>Concrete AMS Thompson Ridge 7 1/2 Winthrop 7 1/2</u>	<u>From the Okanogan National Forest boundary (Sec. 6, T34N, R21E) downstream to mouth at Methow River (Sec 32, T35N, R21E).</u>

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

**AMENDATORY SECTION** (Amending Order DE 87-35, filed 10/2/87)

WAC 173-22-0648 OKANOGAN COUNTY. Okanogan County designation maps approved June 30, 1972. Revision approved August 28, 1973. Revision approved September 20, 1977. Revision approved September 29, 1987. Revision approved January 5, 1988.

**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 87-21-082  
PROPOSED RULES  
DEPARTMENT OF LICENSING  
(Securities Division)  
[Filed October 21, 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 regulation of franchises under the Washington Franchise Investment Protection Act, chapter 19.100 RCW, amending WAC 460-80-315, Content and form of offering circular;

that the agency will at 10:00 a.m., Wednesday, November 25, 1987, in the Securities Division Conference Room, 1300 Quince Street, Olympia, WA 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 11, 1987.

The authority under which these rules are proposed is RCW 19.100.250.

The specific statute these rules are intended to implement is RCW 19.100.030, 19.100.040 and 19.100.080.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 25, 1987.

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

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact Jack L. Beyers, Administrator of Securities, whose address is shown below.

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

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

Jack L. Beyers  
Securities Administrator  
P.O. Box 648  
Olympia, Washington 98504  
(206) 753-6928

Dated: October 20, 1987  
By: Theresa Anna Aragon  
Director

**STATEMENT OF PURPOSE**

Name of Agency: Department of Licensing Securities Division.

General Purpose: To adopt recent changes in the Uniform Franchise Offering Circular (UFOC) promulgated by the North American Securities Association. On November 21, 1986, the North American Securities Administrators Association amended the UFOC to liberalize the guidelines for earning claims by franchisors and to require franchisors to disclose franchisees who recently left the franchise system. On June 9, 1987, the Federal Trade Commission approved these UFOC changes, which must be adopted by December 31, 1988, to avoid preemption by FTC rules.

Description and Summary of the Rule: Sets forth the uniform disclosure format for franchise offerings utilized across the United States; subsection (19) is amended to define and guide the disclosure of earnings claims by franchisors; and subsection (20) concerning information regarding franchisees of the franchisor, requires disclosure of the name, address, and telephone of every franchisee in this state who has terminated the franchise relationship.

Statutory Authority: RCW 19.100.250.

Specific Statutes Rule is Intended to Implement: RCW 19.100.030, 19.100.040 and 19.100.080 as a part of chapter 19.100 RCW.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for implementation: Ken Mark, Assistant Director, Business License Services, 405 Black Lake Boulevard, Olympia, Washington 98502, (206) 753-1749; enforcement: Jack L. Beyers, Securities Administrator, 1300 Quince Street S.E. or P.O. Box 648, Olympia, Washington 98504, (206) 753-6928; and drafting: Michael E. Stevenson, Securities Examiner, 1300 Quince Street S.E. or P.O. Box 648, (206) 753-6928.

Name of Organization Proposing Rules: Department of Licensing Securities Division.

Reasons Supporting the Proposed Rules: To keep WAC 460-80-315 current with the Uniform Offering Circular promulgated by the North American Securities Administrators Association. If these amendments are not made prior to December 31, 1988, FTC rules will preempt WAC 460-80-315.

**Department Comments:** To keep current the disclosure requirements of chapter 19.100 RCW.

**Federal Law:** These amendments are necessary to avoid preemption by FTC franchise rules. The FTC has given the states until December 31, 1988, to adopt the amendments.

**Small Business Impact Statement:** Has not been prepared because the department does not believe that any economic impact is involved on more than twenty percent of all industries or more than ten percent of any one industry. Any impact that the rules may have upon small business is intended to fall equally on all businesses.

Comments regarding any possible economic impact on small business should be directed to Jack L. Beyers, Administrator of Securities at the address or telephone number above.

**AMENDATORY SECTION** (Amending Order SDO-38-80, filed 3/19/80)

**WAC 460-80-315 CONTENT AND FORM OF OFFERING CIRCULAR.** The information required to be set forth in the offering circular shall be presented in the following sequence:

**COVER PAGE.** The outside front cover of the offering circular shall contain the following information:

The title in boldface type: **FRANCHISE OFFERING CIRCULAR FOR PROSPECTIVE FRANCHISEES REQUIRED BY THE STATE OF WASHINGTON.**

The name, type of business organization, principal business address and telephone number of the franchisor.

If different than above, the name, principal business address and telephone number of the subfranchisor or franchise broker offering in this state the herein described franchise.

A sample of the primary business trademark, logotype, trade name or commercial label or symbol used by the franchisor for marketing its products or services and under which the franchisee will conduct its business. (Place in upper left-hand corner of the cover page.)

A brief description of the franchise to be offered.

A summary of items (5) and (7) of the offering circular, to-wit: Franchisee's initial franchise fee or other payment and franchisee's initial investment, respectively.

Effective date: (Leave blank until notified of effectiveness by securities division.)

The following statement in boldface type:

**THIS OFFERING CIRCULAR IS PROVIDED FOR YOUR OWN PROTECTION AND CONTAINS A SUMMARY ONLY OF CERTAIN MATERIAL PROVISIONS OF THE FRANCHISE AGREEMENT. THIS OFFERING CIRCULAR AND ALL CONTRACTS AND AGREEMENTS SHOULD BE READ CAREFULLY IN THEIR ENTIRETY FOR AN UNDERSTANDING OF ALL RIGHTS AND OBLIGATIONS OF BOTH THE FRANCHISOR AND THE FRANCHISEE.**

A FEDERAL TRADE COMMISSION RULE MAKES IT UNLAWFUL TO OFFER OR SELL ANY FRANCHISE WITHOUT FIRST PROVIDING THIS OFFERING CIRCULAR TO THE PROSPECTIVE FRANCHISEE AT THE EARLIER OF (1) THE FIRST PERSONAL MEETING, OR (2) TEN BUSINESS DAYS BEFORE THE SIGNING OF ANY FRANCHISE OR RELATED AGREEMENT, OR (3) TEN BUSINESS DAYS BEFORE ANY PAYMENT. THE PROSPECTIVE FRANCHISEE MUST ALSO RECEIVE A FRANCHISE AGREEMENT CONTAINING ALL MATERIAL TERMS AT LEAST FIVE BUSINESS DAYS PRIOR TO THE SIGNING OF THE FRANCHISE AGREEMENT.

IF THIS OFFERING CIRCULAR IS NOT DELIVERED ON TIME, OR IF IT CONTAINS A FALSE, INCOMPLETE, INACCURATE OR MISLEADING STATEMENT A VIOLATION OF FEDERAL AND STATE LAW MAY HAVE OCCURRED AND SHOULD BE REPORTED TO THE FEDERAL TRADE COMMISSION, WASHINGTON, D.C. 20580 AND WASHINGTON STATE DEPARTMENT OF LICENSING, SECURITIES DIVISION, P.O. BOX 648, OLYMPIA, WASHINGTON 98504.

The name and address of the franchisor's registered agent in this state authorized to receive service of process.

The name and address of the subfranchisor's or franchise broker's registered agent in this state authorized to receive service of process.

**TABLE OF CONTENTS:** Include a table of contents based on the requirements of this offering circular.

**BODY OF OFFERING CIRCULAR:** The offering circular shall contain the following information clearly and concisely stated in narrative form:

(1) The franchisor and any predecessors: Set forth in summary form: (The disclosure regarding predecessors need only cover the 15 year period immediately preceding the close of franchisor's most recent fiscal year.)

(a) The name of the franchisor and any predecessors thereto.

(b) The name under which the franchisor is currently doing or intends to do business.

(c) The franchisor's principal business address and the business address or addresses of any predecessors thereto.

(d) The business form of the franchisor whether corporate, partnership or otherwise.

(e) A description of the franchisor's business and the franchises to be offered in this state.

(f) The prior business experience of the franchisor and any predecessors thereto including:

(i) The length of time the franchisor has conducted a business of the type to be operated by the franchisee;

(ii) The length of time each predecessor conducted a business of the type to be operated by the franchisee;

(iii) The length of time the franchisor has offered franchises for such business;

(iv) The length of time each predecessor offered franchises for such business;

(v) Whether the franchisor has offered franchises in other lines of business, including:

(A) A description of such other lines of business;

(B) The number of franchises sold in each other line of business;

(C) The length of time the franchisor has offered each such franchise; and

(vi) Whether each predecessor offered franchises in other lines of business, including:

(A) A description of such other lines of business;

(B) The number of franchises sold in each other line of business; and

(C) The length of time each predecessor offered each such franchise.

(2) Identity and business experience of persons affiliated with the franchisor; franchise brokers: List by name and position held the directors, trustees and/or general partners, as the case may be, the principal officers (including the chief executive and chief operating officer, financial, franchise marketing, training and service officers) and other executives or subfranchisors who will have management responsibility in connection with the operation of the franchisor's business relating to the franchises offered by this offering circular and all franchise brokers. With regard to each person listed, state his principal occupations and employers during the past five years.

(3) Litigation: State whether the franchisor, any person or franchise broker identified in (2) above:

(a) Has any administrative, criminal or material civil action (or a significant number of civil actions irrespective of materiality) pending against them alleging a violation of any franchise law, fraud, embezzlement, fraudulent conversion, restraint of trade, unfair or deceptive practices, misappropriation of property or comparable allegations. If so, set forth the name of the person, the court or other forum, nature, and current status of any such pending action. Franchisor may include a summary opinion of counsel as to any such action, but only if a consent to use of such summary opinion is included as part of this offering circular.

(b) Has during the 10 year period immediately preceding the date of the offering circular been convicted of a felony or plead nolo contendere to a felony charge or been held liable in a civil action by final judgment or been the subject of a material complaint or other legal proceeding if such felony, civil action, complaint or other legal proceeding involved violation of any franchise law, fraud, embezzlement, fraudulent conversion, restraint of trade, unfair or deceptive practices, misappropriation of property or comparable allegations. If so, set forth the name of the person convicted, the court and date of conviction or person against whom judgment was entered, penalty or damages assessed in connection therewith and/or terms of settlement.

(c) Is subject to any currently effective injunctive or restrictive order or decree relating to the franchise or under any federal, state or Canadian franchise, securities, antitrust, trade regulation or trade practice law as a result of a concluded or pending action or proceeding brought by a public agency. If so, set forth the name of the person so subject, the public agency and court, a summary of the allegations or facts found by the agency or court and the date, nature, terms and conditions of the order or decree.

(4) **Bankruptcy:** State whether the franchisor or any predecessor, officer or general partner of the franchisor has during the 15 year period immediately preceding the date of the offering circular been adjudged bankrupt or reorganized due to insolvency or was a principal officer of any company or a general partner in any partnership that was adjudged bankrupt or reorganized due to insolvency during or within one year after the period that such officer or general partner of the franchisor held such position in such company or partnership, or whether any such bankruptcy or reorganization proceeding has been commenced. If so, set forth the name of the person or company adjudged bankrupt or reorganized or named in any such proceeding and the date thereof and any material facts or circumstances.

(5) **Franchisee's initial franchise fee or other initial payment:** Describe in detail the following:

(a) The initial franchise fee or other initial payment for the franchise, if any, charged upon the signing of the franchise agreement, and whether payable in lump sum or installments. Set forth the manner in which the franchisor will use or apply such franchise fee or initial payment. State whether such fee or payment is refundable, and if so, under what conditions.

(b) If an identical initial franchise fee or other initial payment is not charged in connection with each franchise agreement, state the method or formula by which such fee or payment is determined.

(6) **Other fees:** Describe in detail other recurring or isolated fees or payments, including but not limited to royalties, service fees, training fees, lease payments and advertising fees and charges that the franchisee is required to pay to the franchisor or persons affiliated with the franchisor or which the franchisor or such affiliated person imposes or collects in whole or in part on behalf of a third party. Include, if applicable, the formula used to compute such other fees and payments. State whether any such fee or payment is refundable, and if so, under what conditions.

(7) **Franchisee's initial investment:** Describe in detail the following expenditures (which may be estimated or described by a low-high range, if not known exactly), stating for each to whom the payments are to be made, when such payments are to be determined, whether any payment is refundable, and if so, under what conditions and, if any part of the franchisee's initial investment in the franchise will or may be financed, an estimate of the loan repayments, including interest:

(i) Real property, whether or not financed by contract, installment, purchase or lease. If neither estimate nor describable by a low-high range, describe the variable requirements, such as property, location and building size which make the real property expenditure neither estimable nor describable by a low-high range.

(ii) Equipment, fixtures, other fixed assets, construction, remodeling, leasehold improvements and decorating costs, whether or not financed by contract, installment purchases, lease or otherwise.

(iii) Inventory required to commence operations.

(iv) Security deposits, other prepaid expenses and working capital required to commence operation.

(v) Any other payments which the franchisee will be required to make in order to commence operations.

**Note:** The following statement shall be inserted in the offering circular at this point:

**THERE ARE NO OTHER DIRECT OR INDIRECT PAYMENTS IN CONJUNCTION WITH THE PURCHASE OF THE FRANCHISE.**

(8) **Obligations of franchisee to purchase or lease from designated sources:** State any obligations of the franchisee or subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to purchase or lease from the franchisor or his designees, goods, services, supplies, fixtures, equipment, inventory or real estate relating to the establishment or operation of the franchise business. Regarding such obligations, state the following:

(a) The goods, services, supplies, fixtures, equipment, inventory or real estate required to be purchased or leased from the franchisor or its designees.

(b) Whether, and if so, the precise basis by which, the franchisor, its parent or persons affiliated with the franchisor will or may derive income based on or as a result of any such required purchases or leases.

(c) To the extent known or estimable by the franchisor, the magnitude of such required purchases and leases in relation to all purchases and leases by the franchisee of goods and services which the franchisee will make or enter into (1) in the establishment and (2) in the operation of the franchise business.

(9) **Obligations of franchisee to purchase or lease in accordance with specifications or from approved suppliers:** State any obligations of the

franchisee or subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to purchase or lease in accordance with specifications issued by the franchisor, or from suppliers approved by the franchisor, goods, services, supplies, fixtures, equipment, inventory or real estate relating to the establishment or operation of the franchise business. Regarding such obligations, state the following:

(a) The goods, services, supplies, fixtures, equipment, inventory or real estate required to be purchased or leased in accordance with specifications or from suppliers approved by the franchisor.

(b) The manner in which the franchisor issues and modifies specifications or grants and revokes approval to suppliers.

(c) Whether, and for what categories of goods and services, the franchisor or persons affiliated with the franchisor are approved suppliers or the only approved suppliers.

(d) Whether, and if so, the precise basis by which, the franchisor, its parent or persons affiliated with the franchisor may derive income from it or from other approved suppliers, if this is the case.

(10) **Financing arrangements:** State the terms and conditions of any financing arrangements offered directly or indirectly by the franchisor, its agent or affiliated company, including:

(a) A description of any waiver of defenses or similar provisions in any note, contract or other instrument to be executed by the franchisee or subfranchisor.

(b) A statement of any past or present practice or of any intent of the franchisor to sell, assign, or discount to a third party, in whole or in part, any note, contract or other instrument executed by the franchisee or subfranchisor.

(c) A description of any payments received by the franchisor from any person for the placement of financing with such person.

(11) **Obligations of the franchisor; other supervision, assistance or services:** Where applicable, describe the following:

(a) The obligations to be met by the franchisor prior to the opening of the franchise business, citing by section and page the provisions of the franchise or related agreement requiring performance.

(b) Other supervision, assistance or services to be provided by the franchisor prior to the opening of the franchise business although franchisor is not bound by the franchise or any related agreement to provide the same. As part of this disclosure franchisor must disclose that he is not so bound.

(c) The obligations to be met by the franchisor during the operation of the franchise business, including, without limitation, the assistance to the franchisee in the operation of his business. Cite by section and page the provisions of the franchise or related agreement requiring performance.

(d) Other supervision, assistance or services to be provided by the franchisor during the operation of the franchise business although franchisor is not bound by the franchise or any related agreement to provide the same. As part of this disclosure franchisor must disclose that it is not so bound.

(e) The methods used by the franchisor to select the location for the franchisee's business.

(f) The typical length of time between the signing of the franchise agreement or the first payment of any consideration for the franchise and the opening of the franchisee's business.

(g) The training program of the franchisor, including:

(i) The location, duration and content of the training program;

(ii) When the training program is to be conducted;

(iii) The experience that the instructors have had with the franchisor;

(iv) Any charges to be made to the franchisee and the extent to which the franchisee will be responsible for travel and living expenses of the person(s) who enroll in the training program;

(v) If the training program is not mandatory, the percentage of new franchisees that enrolled in the training program during the 12 months immediately preceding the date of the offering circular; and

(vi) Whether any additional training programs and/or refresher courses are available to the franchisee and whether the franchisee will be required to attend the same.

(12) **Exclusive area or territory:** Describe any exclusive area or territory granted the franchisee and with respect to such area or territory state whether:

(a) The franchisor has established or may establish another franchisee who will also be permitted to use the franchisor's trade name or trademark.

(b) The franchisor has established or may establish a company-owned outlet using the franchisor's trade name or trademark.

(c) The franchisor or its parent or affiliate has established or may establish other franchisees or company-owned outlets selling or leasing similar products or services under a different trade name or trademark.

(d) Continuation of the franchisee's area or territorial exclusivity is dependent upon achievement of a certain sales volume, market penetration or other contingency and under what circumstances the franchisee's area or territory may be altered.

(13) Trademarks, service marks, trade names, logotypes, and commercial symbols: Describe any trademarks, service marks, trade names, logotypes or other commercial symbols to be licensed to the franchisee including the following:

(a) Whether the trademark, service mark, trade name, logotype or other commercial symbol is registered with the United States Patent Office and, if so, for each such registration state the registration date and number and whether or not the registration is on the principal or supplemental register.

(b) Whether the trademark, service mark, trade name, logotype and other commercial symbol are registered in this state or the state in which the franchise business is to be located and the dates of such registrations.

(c) A description of any presently effective determinations of the patent office, the trademark administrator of this state or any court, any pending interference, opposition or cancellation proceeding and any pending material litigation involving such trademarks, service marks, trade names, logotypes or other commercial symbols and which is relevant to their use in this state or the state in which the franchise business is to be located.

(d) A description of any agreements currently in effect which significantly limit the rights of the franchisor to use or license the use of such trademarks, service marks, trade names, logotypes or other commercial symbols in any manner material to the franchisee.

(e) Whether the franchisor is obligated by the franchise agreement or otherwise to protect any or all rights which the franchisee has to use such trademarks, service marks, trade names, logotypes or other commercial symbols and to protect the franchisee against claims of infringement or unfair competition with respect to the same.

(f) Whether there are any infringing uses actually known to the franchisor which could materially affect the franchisee's use of such trademarks, service marks, trade names, logotypes or other commercial symbols in this state or state in which the franchise business is to be located.

(14) Patents and copyrights: If the franchisor owns any rights in or to any patents or copyrights which are material to the franchise, describe such patents and copyrights, their relationship to the franchise and the terms and conditions under which the franchisee may use them, including their duration, whether the franchisor can and intends to renew any copyrights, and, to the extent relevant, the information required by Section 15 above with respect to such patents and copyrights.

(15) Obligation of the franchisee to participate in the actual operation of the franchise business: State fully the obligation of the franchisee or the subfranchisor, whether arising by terms of the franchise agreement or other device or practice, to participate personally in the direct operation of the franchise business or whether the franchisor recommends participation in the same.

(16) Restrictions on goods and services offered by franchisee: State any restriction or condition imposed by the franchisor, whether by terms of the franchise agreement or by other device or practice of the franchisor, whereby the franchisee is restricted as to the goods or services they may offer for sale, or limited in the customers to whom they may sell such goods or services.

(17) Renewal, termination, repurchase, modification and assignment of the franchise agreement and related information: With respect to the franchise and any related agreements state the following:

(a) The term and whether such term is affected by any agreement (including leases or subleases) other than the one from which such term arises.

(b) The conditions under which the franchisee may renew or extend.

(c) The conditions under which the franchisee may refuse to renew or extend.

(d) The conditions under which the franchisee may terminate.

(e) The conditions under which the franchisor may terminate.

(f) The obligations (including lease or sublease obligations) of the franchisee after termination of the franchise by the franchisor and the obligations of the franchisee (including lease or sublease obligations) after termination of the franchise by the franchisee or the expiration of the franchise.

(g) The franchisee's interest upon termination or refusal to renew or extend the franchise by the franchisor or by the franchisee.

(h) The conditions under which the franchisor may repurchase, whether by right of first refusal or at the opinion of the franchisor. If the franchisor has the option to repurchase the franchise, state whether there will be an independent appraisal of the franchise, whether the repurchase price will be determined by a predetermined formula and whether there will be a recognition of goodwill or other intangibles associated therewith in the repurchase price to be given the franchisee.

(i) The conditions under which the franchisee or its owners may sell or assign all or an interest in the ownership of the franchise or of the franchisee or in the assets of the franchise business.

(j) The conditions under which the franchisor may sell or assign in whole or in part.

(k) The conditions under which the franchisee may modify.

(l) The conditions under which the franchisor may modify.

(m) The rights of the franchisee's heirs or personal representative upon the death or incapacity of the franchisee.

(n) The provisions of any covenant not to compete.

(18) Arrangements with public figures: State the following:

(a) Any compensation or other benefit given or promised to a public figure arising, in whole or in part, from:

(i) The use of the public figure in the name or symbol of the franchise, or

(ii) The endorsement or recommendation of the franchise by the public figure in advertisements.

(b) Any right the franchisee may have to use the name of a public figure in his promotional efforts or advertising and any charges to be made to the franchisee in connection with such usage.

(c) The extent to which such public figure is involved in the actual management or control of the franchisor.

(d) The total involvement of the public figure in the franchise operation.

~~((19) (Alternative 1) Actual, average, projected or forecasted franchise sales, profits or earnings:~~

~~(a) If the franchisor discloses to prospective franchisees the actual or average sales, profits or earnings of franchisees, an exact copy of the same shall be included in or as an exhibit to the offering circular. Such actual or average sales, profits or earnings shall contain the following legend in not less than 10-point boldface type: THESE SALES, PROFITS OR EARNINGS ARE (AVERAGES) OF (A) SPECIFIC FRANCHISE(S) AND SHOULD NOT BE CONSIDERED AS THE ACTUAL OR POTENTIAL SALES, PROFITS OR EARNINGS THAT WILL BE REALIZED BY ANY OTHER FRANCHISE. THE FRANCHISOR DOES NOT REPRESENT THAT ANY FRANCHISEE CAN EXPECT TO ATTAIN THESE SALES, PROFITS OR EARNINGS.~~

~~(b) Where projected or forecasted franchise sales, profits or earnings are proposed to be used, an exact copy of the same shall be included in or as an exhibit to the offering circular. Such projected or forecasted sales, profits or earnings shall contain the following legend in not less than 10-point boldface type: THESE PROJECTIONS (FORECASTS) OF SALES, PROFITS OR EARNINGS ARE MERELY ESTIMATES AND SHOULD NOT BE CONSIDERED AS THE ACTUAL OR POTENTIAL SALES, PROFITS OR EARNINGS THAT WILL BE REALIZED BY ANY SPECIFIC FRANCHISEE. THE FRANCHISOR DOES NOT REPRESENT THAT ANY FRANCHISEE CAN EXPECT TO ATTAIN THESE SALES, PROFITS OR EARNINGS.~~

~~(c) With regard to items (a) and (b) above:~~

~~(i) The basis and assumptions for such actual, average, projected or forecasted sales, profits or earnings must be disclosed in detail;~~

~~(ii) All actual, average, projected or forecasted sales, profits or earnings must be for or based upon a substantial number of franchises in a concurrent equal period of time. PROVIDED, HOWEVER, That any such representation is accompanied by a clear and conspicuous disclosure of the percentage of the total number of franchisees who have achieved such results. AND FURTHER PROVIDED, That if the sales, profits or earnings represented, projected or forecasted from were not made in the franchisor's fiscal year immediately preceding the date of the representation, the time period in which they were made must be clearly disclosed in immediate conjunction with such representation and with the same conspicuousness;~~

~~(iii) All actual, average, projected or forecasted sales, profits or earnings must be prepared in accordance with generally accepted accounting principles and the amounts represented may not be in excess of sales, profits or earnings actually achieved by existing franchisees;~~

~~(iv) If franchisees have not been in operation long enough to indicate what sales, profits or earnings may result, then the use of actual average, projected or forecasted sales, profits or earnings is prohibited;~~



(v) Franchise locations upon which actual, average, projected or forecasted sales, profits or earnings are based must be identified by address, number of years of operation, whether substantially similar to the franchises offered, whether owner managed, whether such franchises received any services not generally available to other franchises and whether such sales, profits or earnings have been audited;

(vi) All projections or forecasts of sales, profits or earnings shall include a statement of the extent to which such projections or forecasts relate to:

(A) Franchises of a type substantially similar to the franchises being offered by this offering circular operating in the state where the franchise is to be located;

(B) Franchises of a substantially similar type throughout the United States;

(vii) All projections and forecasts of sales, profits or earnings must include a break-even point insofar as sales and expenses and also must disclose other relevant financial ratios; and

(viii) Franchisor shall include a statement that substantiation of all actual, average, projected or forecasted sales, profits or earnings will be made available to prospective franchisees upon reasonable demand; or

(19) (Alternative 2) Actual, average, projected or forecasted franchise sales, profits or earnings:

(a) The franchisor shall in narrative form identify the type of statement (e.g., "statement of actual sales and earnings" or "statement of projected earnings") and disclose, in detail, the basis and assumptions upon which such statement is based, which generally shall include, but not be limited to, an analysis of the following factors:

(i) Identification of the source(s) of the data, such as franchise outlets, company owned or operated outlets or a combination thereof and the period of time covered by the data;

(ii) The number, geographic location, type of location and time in operation of the outlets included in the data;

(iii) Whether substantially the same services were offered by the franchisor to outlets upon which the data is based;

(iv) Whether the outlets offered substantially the same products or services to the public;

(v) The percentage of franchised outlets that were in operation for an identified twelve month period which have, to the franchisor's knowledge, actually attained or surpassed sales, earnings or profit levels indicated in the statement;

(vi) An estimate of break-even sales volume and the percentage of franchised outlets that were in operation for an identified twelve month period which have, to the franchisor's knowledge, actually attained or surpassed such sales level. In the alternative, a high, medium or low range of sales and the percentage of franchised outlets that were in operation for an identified twelve month period which have, to the franchisor's knowledge, actually attained or surpassed such sales levels;

(vii) Whether the data was received from outlets using a uniform accounting method or system;

(viii) Whether the statement was prepared on a basis consistent with generally accepted accounting principals;

(b) The franchisor shall include a narrative explaining the relevancy of the statement to the franchise to be offered in order that the statement is neither misleading nor confusing to the prospective franchisee;

(c) The franchisor shall affix either legend (i) or (ii) to the statement in not less than 10-point boldface type:

(i) "Such actual sales, income, gross or net profits are of (specific franchise(s)) (company owned or operated units) and should not be considered as the actual or probable sales, income, gross or net profits that will be realized by any franchisee. The franchisor does not represent that any franchisee can expect to attain such sales, income, gross or net profits."

(ii) "These (projections) (forecasts) of sales, income, gross or net profits are merely estimates and should not be considered as the actual or probable sales, income, gross or net profits that will be realized by any franchisee. The franchisor does not represent that any franchisee can expect to attain such sales, income, gross or net profits."

(d) The franchisor shall indicate in the statement that substantiation of the data used in preparing the statement will be made available to the prospective franchisee, upon reasonable demand: **PROVIDED, HOWEVER, That this shall not be construed to require disclosure of the identity of a specific franchisee or to require the release of data without the consent of the specific franchisee, except to the agency with which the filing is made.))** (19)(a) An earnings claim made in connection with an offer of a franchise must be included in full in the offering circular and must have a reasonable basis at the time it is

made. If no earnings claim is made, Item 19 of the offering circular shall contain the following negative disclosure:

Franchisor does not furnish or authorize its salespersons to furnish any oral or written information concerning the actual or potential sales, costs, income or profits of (name of franchise). Actual results vary from unit to unit and franchisor cannot estimate the results of any particular franchise.

(b) An earnings claim shall include a description of its factual basis and the material assumptions underlying its preparation and presentation.

**NOTE #1** Definition: "Earnings claim" means information given to a prospective franchisee by, on behalf of or at the direction of the franchisor or its agent, from which a specific level or range of actual or potential sales, costs, income or profit from franchised or nonfranchised units may be easily ascertained.

A chart, table or mathematical calculation presented to demonstrate possible results based upon a combination of variables (such as multiples of price and quantity to reflect gross sales) is an earnings claim subject to this item.

An earnings claim limited solely to the actual operating results of a specific unit being offered for sale need not comply with this item if it is given only to potential purchasers of that unit and is accompanied by the name and last known address of each owner of the unit during the prior three years.

**NOTE #2** Supplemental earnings claim. If a franchisor has made an earnings claim in accordance with this subsection, the franchisor may deliver to a prospective franchisee a supplemental earnings claim directed to a particular location or circumstance, apart from the offering circular. The supplemental earnings claim must be in writing, explain the departure from the earnings claim in the offering circular, be prepared in accordance with this subsection, and be left with the prospective franchisee.

**NOTE #3** Scope of requirement. An earnings claim is not required in connection with the offer of franchises; if made, however, its presentation must conform with this subsection. If an earnings claim is not made, then negative disclosure prescribed by this subsection must be used.

**NOTE #4** Claims regarding future performance. A statement or prediction of future performance that is prepared as a forecast or projection in accordance with the Statement on Standards for Accountants' Services on Prospective Financial Information (or its successor) issued by the American Institute of Certified Public Accountants, Inc., is presumed to have a reasonable basis.

**NOTE #5** Burden of proof. The burden is upon the franchisor to show that it had a reasonable basis for its earnings claim.

**NOTE #6** Factual basis: The factual basis of an earnings claim includes significant matters upon which a franchisee's future results are expected to depend, including, for example, economic or market conditions, and which are basic to a franchisee's operation and encompass matters affecting, among other things, franchisee's sales, the cost of goods or services sold and operating expenses.

In the absence of an adequate operating experience of its own, a franchisor may base an earnings claim upon the results of operations of a substantially similar business of a person affiliated with the franchisor, or franchisees of that person; provided that disclosure is made of any material differences in the economic or market conditions known to, or reasonably ascertainable by, the franchisor.

**NOTE #7** Basic disclosures. The earnings claim must state:

(i) Material assumptions, other than matters of common knowledge, underlying the claim;

(ii) A concise summary of the basis for the claim including a statement of whether the claim is based upon actual experience of franchised units and, if so, the percentage of franchised outlets in operation for the period covered by the earnings claim that have actually attained or surpassed the stated results;

(iii) A conspicuous admonition that a new franchisee's individual financial results are likely to differ from the results stated in the earnings claim; and

(iv) A statement that substantiation of the data used in preparing the earnings claim will be made available to the prospective franchisee on reasonable request.

(20) Information regarding franchises of the franchisor: State the following as of the close of franchisor's most recent fiscal year:

(a) The total number of franchises, exclusive of company owned or operated distribution outlets, of a type substantially similar to those offered herein and of that number, the number of such franchises which were operational as of the date of this offering circular.



(b) The number of franchises in this state, exclusive of a company owned or operated distribution outlets, of a type substantially similar to those offered herein and of that number, the number of such franchises which were operational as of the date of this offering circular.

(c) The total number of franchises substantially similar to those offered herein for which a business is not yet operational although a franchise agreement has been signed.

(d) The number of franchises in this state substantially similar to those offered herein for which a business is not yet operational although a franchise agreement has been signed.

(e) The names, addresses and telephone numbers of all franchises under franchise agreements with the franchisor or its subfranchisor which are located in the state where the proposed franchise is to be located. To the extent that there are fewer than 10 such franchises located in said state, the list shall include at least the 10 such franchises which are most proximate to the location of the proposed franchise; and if fewer than 10 such franchises exist, the list shall identify all such franchises and include a statement to that effect.

In lieu of the above disclosure, the franchisor may attach to the offering circular a list of the names, addresses and telephone numbers of all its franchises under franchise agreements with the franchisor or its subfranchisors.

(f) An estimate of the total number of franchises to be sold or granted during the one year period following the date of the offering circular.

(g) An estimate of the number of franchises to be sold or granted in this state during the one year period following the date of the offering circular.

(h) State the number of franchises in each of the following categories which within the three-year period immediately preceding the close of franchisor's most recent fiscal year have:

(i) Been cancelled or terminated by the franchisor for:

(A) Failure to comply with quality control standards; and

(B) Other reasons;

(ii) Not been renewed by the franchisor;

(iii) Been reacquired through purchase by the franchisor; and

(iv) Been otherwise required by the franchisor.

(i) ~~(A statement of business failures of franchisees, resales to the franchisor, sales of the franchise to others, and transfers in the state of Washington during the two year period preceding the date of the statement))~~ The name and last known address and telephone number of every franchisee in this state under a franchise agreement with the franchisor or its subfranchisor whose franchise has, within the twelve-month period immediately preceding the effective date of this offering circular, been terminated, canceled, not renewed, or who has, during the same time period, otherwise voluntarily or involuntarily ceased to do business pursuant to the franchise agreement.

(21) Financial statements: Financial statements shall be prepared in accordance with generally accepted accounting principles. Such financial statements shall be audited by an independent certified public accountant. Unaudited statements may be used for interim periods.

(a) The financial statements required to be filed by a franchisor shall include a balance sheet as of a date within 90 days prior to the date of the application and profit and loss statements for each of the three fiscal years preceding the date of the balance sheet and for the period, if any, between the close of the last of such fiscal years and the date of the balance sheet. The balance sheet as of a date within 90 days prior to the date of the application need not be audited. However, if this balance sheet is not audited, there shall be filed in addition an audited balance sheet as of the end of the franchisor's last fiscal year unless such last fiscal year ended within 90 days of the date of the application in which case there shall be filed an audited balance sheet as of the end of the franchisor's next preceding fiscal year. The profit and loss statements shall be audited up to the date of the last audited balance sheet filed, if any.

(b) Controlling company statements: In lieu of the disclosure required by item (21)(a), complete financial statements of a company controlling the franchisor may be filed, but only if the unaudited financial statements of the franchisor are filed and the controlling company absolutely and unconditionally guarantees to assume the duties and obligations of the franchisor under the franchise agreement should the franchisor become unable to perform its duties and obligations.

(c) Consolidated and separate statements:

(i) Where a franchisor owns, directly or beneficially, a controlling financial interest in any other corporation, the financial statements required to be filed should normally reflect on a consolidated basis the financial condition of the franchisor and each of its subsidiaries.

(ii) A separate financial statement will normally be required for each substantial franchisor or subfranchisor related entity.

(iii) A company controlling 80% or more of a franchisor shall normally be required to file its financial statements.

(iv) Consolidated and separate financial statements shall be prepared in accordance with generally accepted accounting principles.

(22) Contracts: Attach a copy of all franchise and other contracts or agreements proposed for use in this state, including, without limitation, all lease agreements, option agreements, and purchase agreements.

(23) Acknowledgment of receipt by prospective franchisee: The last page of each offering circular shall contain a detachable document acknowledging receipt of the offering circular by the prospective franchisee.

### WSR 87-21-083

#### PROPOSED RULES

#### DEPARTMENT OF LICENSING

#### (Securities Division)

[Filed October 21, 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 application, repealing WAC 460-82-100;

that the agency will at 10:00 a.m., Wednesday, November 25, 1987, in the Conference Room, 1st Floor, 1300 Quince Street S.E., Olympia, WA 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 10, 1987.

The authority under which these rules are proposed is RCW 19.100.140 and [19.100].250.

The specific statute these rules are intended to implement is RCW 19.100.140.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 25, 1987.

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

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact Jack L. Beyers, Administrator of Securities, whose address is shown below.

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

Correspondence relating to this notice and the proposed rule shall be addressed to:

Jack L. Beyers  
Securities Administrator  
P.O. Box 648  
Olympia, WA 98504

Dated: October 20, 1987

By: Theresa Anna Aragon  
Director

## STATEMENT OF PURPOSE

Name of Agency: Department of Licensing Securities Division.

General Purpose of Rule: To repeal WAC 460-82-100, which is an application form for franchise brokers and selling agents.

Description and Summary of the Rule: Sets forth the language of the franchise broker and selling agent application form.

Statutory Authority: RCW 19.100.250.

Specific Statute Rule is Intended to Implement: RCW 19.100.140.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for implementation: Ken Mark, Assistant Director, Business License Services, Black Lake Plaza, Building 2, Olympia, Washington 98504, (206) 753-1749; enforcement: Jack Beyers, Administrator, Securities Division, 1300 Quince Street, P.O. Box 648, Olympia, Washington 98504, (206) 753-6928; and drafting: Nelda J. Shannon, Securities Examiner, 1300 Quince Street, P.O. Box 648, Olympia, Washington 98504, (206) 753-6928.

Name of Organization Proposing Rules: Department of Licensing Securities Division.

Reasons Supporting the Proposed Rule: From time to time it is necessary to make changes in the Securities Division's application forms. With the application presently promulgated in rule form, any alteration of the form, no matter how minor, must be done via the rule-making process. RCW 19.100.140 merely requires the director to prescribe the application form, the statute does not require that the form be prescribed by rule. Repeal of the rule would allow necessary changes to the application form on a more timely basis. Also, staff time that would be expended on compliance with rule-making procedures could instead be devoted to other tasks. The franchise broker/selling agent application form is currently the only application used by the division which is set forth in rule form.

Department Comments: This rule is intended to facilitate needed changes in an application form by removing the necessity of complying with rule-making procedures every time the form is amended. Repeal of WAC 460-82-100 should have no effect on the general public since the application form is readily furnished to the public at no charge by the division.

Federal or State Laws: Not necessary to comply with any federal law or federal or state court decisions.

Small Business Impact Statement: Has not been prepared because the department does not believe that any economic impact is involved on more than twenty percent of all industries or more than ten percent of any one industry. Any impact that these rules may have upon small business is intended to fall equally on all businesses.

Comments regarding any possible economic impact on small business should be directed to Jack L. Beyers, Securities Administrator, at the address or telephone number above.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 460-82-100 APPLICATION.

**WSR 87-21-084**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**  
 [Filed October 21, 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 the regulation and registration of securities under the Securities Act of Washington, chapter 21.20 RCW, as follows:

Amd	WAC 460-16A-050	Opinion of counsel.
Amd	WAC 460-16A-105	Amount of promotional shares.
Amd	WAC 460-16A-106	Cheap stock.
Amd	WAC 460-16A-108	Inapplicability of restrictions on amount of cheap and promotional shares.
Amd	WAC 460-16A-109	Hi-tech exemption from cheap stock rule.
Amd	WAC 460-16A-110	Rights of promotional shares.
Amd	WAC 460-16A-126	Annual revision of offering circular.
New	WAC 460-16A-101	Application to promotional shares.
New	WAC 460-16A-102	Definitions applicable to promotional shares.
New	WAC 460-16A-103	Amount of promotional shares.
New	WAC 460-16A-104	Escrow of promotional shares.
Rep	WAC 460-16A-100	Number of outstanding options.
Rep	WAC 460-16A-107	Amount of cheap stock.
Rep	WAC 460-16A-130	Escrow.
Rep	WAC 460-16A-135	Operation of escrow.
Rep	WAC 460-16A-140	Consent to transfer escrowed shares.
Rep	WAC 460-16A-145	Restrictions on dividends/distribution for promotional shares;

that the agency will at 10:00 a.m., Wednesday, December 9, 1987, in the Securities Division, Department of Licensing Conference Room, 1300 Quince Street S.E., Olympia, WA 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 30, 1987.

The authority under which WAC 460-16A-050, 460-16A-100, 460-16A-107, 460-16A-108, 460-16A-109, 460-16A-110, 460-16A-126, 460-16A-130, 460-16A-135, 460-16A-140 and 460-16A-145 are proposed is RCW 21.20.450. The authority under which WAC 460-16A-101, 460-16A-102, 460-16A-103, 460-16A-104, 460-16A-105 and 460-16A-106 are proposed is RCW 21.20.250 and 21.20.450.

The specific statute WAC 460-16A-050 is intended to implement is RCW 21.20.210(13) and chapter 21.20 RCW. The specific statute WAC 460-16A-101, 460-16A-102, 460-16A-103, 460-16A-104 and 460-16A-105 are intended to implement is RCW 21.20.250, 21.20.280 and chapter 21.20 RCW. The specific statute WAC 460-16A-106 is intended to implement is RCW 21.20.250 and chapter 21.20 RCW. The specific statute WAC 460-16A-108, 460-16A-109 and 460-16A-126

are intended to implement is chapter 21.20 RCW. The specific statute WAC 460-16A-110 is intended to implement is RCW 21.20.280 and chapter 21.20 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 9, 1987.

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

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact Jack L. Beyers, Administrator of Securities, whose address is shown below.

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

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

Jack L. Beyers  
Securities Administrator  
P.O. Box 648  
Olympia, Washington 98504  
(206) 753-6928

Dated: October 20, 1987  
By: Theresa Anna Aragon  
Director

#### STATEMENT OF PURPOSE

Name of Agency: Department of Licensing.

General Purpose: The proposed changes affect the general rules of chapter 460-16A WAC, which apply to the registration of securities. Except the amendments to WAC 460-16A-050 and 460-16A-126, the proposed rules are intended to replace the existing promotional and cheap stock rules. The proposed rules substantially adopt the statement of policy regarding promotional shares published on September 3, 1987, by the North American Securities Administrators Association (NASAA). The amendments to WAC 460-16A-050 and 460-16A-126 are housekeeping changes.

Statutory Authority and Implementation: Same as above.

Summary of Rules and Reasons for Proposed Action: WAC 460-16A-050 is expanded to include threatened litigation. The change conforms the rule with current practice regarding opinions of counsel; 460-16A-100 is repealed. Regulation of options is included in the proposed sections 460-[no further information supplied by agency]; 460-16A-101 sets out the general policy of regulating promoters' shares in registering corporate offerings; 460-16A-102 defines promotional shares and other terms as used in WAC 460-16A-101 through 460-16A-106. This rule substantially adopts NASAA statement of policy; 460-16A-103 sets limits on promotional shares in connection with corporate equity offering. This proposal increases amount of promotional

shares allowed to promoters; 460-16A-104 requires the escrow of all promotional shares in excess of twenty-five percent. This rule substantially adopts NASAA statement of policy; 460-16A-105 provides for the release of promotional shares based on earnings and other considerations. This rule substantially adopts the NASAA statement of policy; 460-16A-106 provides for transfer of escrowed promotional shares on certain conditions. This rule substantially adopts the NASAA statement of policy; 460-16A-107 is repealed. This rule is supplemented by proposed WAC 460-16A-103; 460-16A-108 continues the exception of wide underwritings from the promotional share rules. The amendment conforms the existing rule to the proposed promotional share rules; 460-16A-109 continues exception of high technology companies from the promotional share rules. This amendment conforms the existing rule to the proposed promotional share rules; 460-16A-110 is amended to delete reference to WAC 460-16A-130 which is proposed to be repealed; 460-16A-126 is amended to require only a material change; 460-16A-130, 460-16A-135, 460-16A-140 and 460-16A-145 are repealed. These rules are now included in WAC 460-16A-101 through 460-16A-106.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for implementation: Ken Mark, Assistant Director, Business License Services, 405 Black Lake Boulevard, Olympia, Washington 98502, (206) 753-1749; enforcement: Jack L. Beyers, Securities Administrator, 1300 Quince Street S.E. or P.O. Box 648, Olympia, Washington 98504, (206) 753-6928; and drafting: Michael E. Stevenson, Securities Examiner, 1300 Quince Street S.E. or P.O. Box 648, Olympia, Washington 98504, (206) 753-6928.

Name of Organization Proposing Rules: Department of Licensing Securities Division.

Agency Comments: Adoption of the NASAA promotional share rules will make division's promotional share rules more uniform with the rules of other jurisdictions.

Federal or State Law: Not necessary to comply with any federal law or federal or state court decisions.

Small Business Impact Statement: Has not been prepared because the department does not believe that any economic impact is involved on more than twenty percent of all industries or more than ten percent of any one industry. Any impact that the rules may have upon small business is intended to fall equally on all businesses.

Comments regarding any possible economic impact on small business should be directed to Jack L. Beyers, Administrator of Securities, at the address or telephone number above.

**AMENDATORY SECTION** (Amending Order 304, filed 2/28/75, effective 4/1/75)

WAC 460-16A-050 OPINION OF COUNSEL. There shall be submitted a signed or conformed copy of an attorney's opinion as to:

- (1) The legality of form and status of existence of the registrant;
- (2) Status of litigation in which the registrant is involved or of which the attorney has actual notice that may be pending or threatened.

**NEW SECTION**

WAC 460-16A-101 APPLICATION TO PROMOTIONAL SHARES. The director has determined it to be in the public interest and consistent with the goals of investor protection in public offerings of corporate equity securities to provide rules to ensure that the potential rewards to public investors and to promoters bear a reasonable relationship to the respective risks assumed. The standards contained in WAC 460-16A-101 through 460-16A-106 apply to applications for registration by coordination or qualification of equity securities to be issued by corporations. Nothing contained in these rules shall prevent the securities administrator from considering variations in the application of any, or all, of the standards when such variations are justified in light of all the facts and circumstances surrounding a particular public offering.

**NEW SECTION**

WAC 460-16A-102 DEFINITIONS APPLICABLE TO PROMOTIONAL SHARES. As used in WAC 460-16A-101 through 460-16A-106, the terms listed below shall have the following meanings:

(1) An "affiliate" means a person that directly or indirectly through one or more intermediaries, controls or is controlled by, or is under common control with, the person specified herein.

(2) The term "control" means the direct or indirect possession of the power to direct or cause the direction of the management and policies of a person, whether through the ownership of voting securities, by contract, or otherwise.

(3) The term "earnings per share" means after-tax earnings per share as computed according to generally accepted accounting principles before extraordinary items.

(4) "Equity security" means any common stock or similar security; or any instrument convertible, with or without consideration, into such a security, or carrying a warrant, option or right to subscribe to or purchase such a security; or any such warrant, option or right.

(5) "Person" means any individual, corporation, partnership, trust or other legal entity, or any unincorporated association or organization and includes the following: (a) Any relative, spouse, or relative of the spouse of the specified person; (b) any trust or estate in which the specified person or any of the persons specified in (a) of this subsection collectively own five percent or more of the total beneficial interest or of which any of such persons serve as trustee, executor, or in any similar capacity; and (c) any corporation or other organization (other than the issuer corporation) in which the specified person or any of the persons specified in (a) of this subsection are the beneficial owners collectively of five percent or more of any class of equity securities or five percent or more of the equity interest.

(6) The term "promoter" means: (a) Any person who, acting alone or in conjunction with one or more persons, directly or indirectly, takes the initiative in founding and organizing the business or enterprise of a corporation; (b) any person who, in connection with the founding or organizing of the business or enterprise of a corporation, directly or indirectly, receives in consideration of services or property or both services and property, five percent or more of any class of equity security of the corporation or five percent or more of the proceeds from the sale of any class of equity security of the corporation: PROVIDED, HOWEVER, That a person who receives such securities or proceeds solely as underwriting commissions shall not be deemed a promoter within the meaning of this clause if such person does not otherwise take part in founding and organizing the enterprise; (c) any person who is an officer, director, or who beneficially owns, directly or indirectly, more than five percent of any class of equity security of corporation, excluding any unaffiliated institutional investor that purchased its shares more than one year prior to the filing date of the proposed offering; (d) any person who is an affiliate of a person specified under (a), (b), or (c) of this subsection.

(7) The term "promotional or development stage corporation" means a corporation which has no public market for its shares and has no significant earnings.

(8) "Promotional shares" are equity securities which were, or are to be, issued to promoters for a consideration of less than eighty-five percent of the proposed public offering price. Such securities which were, or are to be, issued for services rendered, patents, copyrights or other intangibles are presumed to be promotional shares unless the value of such intangibles has been established to the satisfaction of the administrator. (See Note #1)

Example: Calculation of number of promotional shares

	Shares	Total Price per Share
Shares held by promoters	100	\$ 1.00
Public offering price per share		10.00
<b>Total paid by promoter</b>		<b>\$100</b>
Public offering price per share x .85 =		\$10 x .85 = 11.17
		Fully Paid Shares
Shares held by promoters		100
Fully paid shares		- 12*
Number of promotional shares (Subject to escrow)		<u>88</u>

\*Rounded

Note #1. In determining the consideration paid or the value of property under subsection (8) of this section, the administrator may disallow as consideration any property, including patents, copyrights, or goodwill, unless and to the extent that the value is established to the administrator's satisfaction. Consideration for shares of stock may include the market value of such assets if the market value can be determined by recognized standards of valuation acceptable to the administrator, and may also include out-of-pocket development or marketing expenses (excluding promoters' salaries) paid by promoters to the extent such expenses are not reimbursed by the corporation.

(9) "Public market" is meant to exclude thin markets which do not result in reliable prices. If doubt is raised as to the reliability of the market for an applicant's shares, the administrator may consider the market history, the public trading volume, the spread between the bid and asked prices, the number of market makers, public float, the pricing formula, and other relevant factors.

(10) "Significant earnings" shall be deemed to exist if the corporation's earnings record over the last five years (or the shorter period of its existence) demonstrates that it would have met either of the earnings tests set forth in WAC 460-16A-105(1) based upon its shares outstanding immediately before the proposed public offering capitalized at the proposed public offering price. However, such earnings tests shall not be deemed exclusive for the determination of significant earnings.

(11) An "unaffiliated institutional investor" means any unaffiliated bank; investment company registered under the Investment Company Act of 1940 or a business development company as defined in section 2(a)(48) of the Investment Company Act of 1940; small business investment company licensed by the United States Small Business Administration under section 301 of the Small Business Investment Act of 1958; employee benefit plan within the meaning of Title I of the Employee Retirement Income Security Act of 1974; insurance company; private business development company as defined in section 202(a)(22) of the Investment Advisors Act of 1940 or comparable business entity engaged as a substantial part of its business in the purchase and sale of securities and which owns less than twenty percent of the securities to be outstanding at the completion of the proposed public offering.

**NEW SECTION**

WAC 460-16A-103 AMOUNT OF PROMOTIONAL SHARES. The maximum number of promotional shares shall not exceed seventy-five percent of the outstanding shares of the corporation after the completion of the offering.

**NEW SECTION**

WAC 460-16A-104 ESCROW OF PROMOTIONAL SHARES. The administrator shall require as a condition of registration by coordination or qualification that all promotional shares in excess of twenty-five percent of the shares to be outstanding upon completion of the offering be deposited in escrow absent adequate justification that escrow of such shares is not in the public interest and not necessary for the protection of investors. If such shares were issued by a promotional or development stage corporation and it is no longer in such a stage, then the escrow provisions of this section shall not apply. Notwithstanding the above, if a corporation issues any equity securities at less than eighty-five percent of the fair market value on the date of

issuance, such shares may be deemed to be promotional shares and subject to the escrow provisions.

**AMENDATORY SECTION** (Amending Order 304, filed 2/28/75, effective 4/1/75)

**WAC 460-16A-105 ((AMOUNT OF PROMOTIONAL SHARES)) RELEASE PROVISIONS.** ((In connection with the financing of an unseasoned corporation, a number of promotional shares (considered in conjunction with any selling expenses paid to promoters) may be issued which is not unreasonable. A number of promotional shares which does not exceed 25 percent of all of the common shares issued and proposed to be issued by the corporation is presumptively reasonable. However, additional promotional shares may be authorized in the light of the services rendered and other consideration given to the corporation by the promoters, the nature and circumstances of the business enterprise being promoted, and the identity of the investors. Normally, no promotional shares may be issued in connection with the financing of a seasoned corporation.)) (1) Promotional shares which are to be escrowed shall remain in escrow until the administrator approves their release. Each promoter's shares shall be released from escrow upon the achievement by the corporation of any of the following tests:

(a) After two consecutive fiscal years from the date of effectiveness, during which the corporation has minimum annual earnings per share equal to five percent of the public offering price. (See Note #2)

(b) After five fiscal years from the date of effectiveness, the average earnings per share are equal to five percent or more of the public offering price. (See Note #2)

**Note #2.** A request to the administrator for termination of an escrow based on satisfaction of any of the tests set forth in subsection (1)(a) or (b) of this section shall be accompanied by an earnings per share calculation audited and reported on by an independent certified public accountant.

(2) In the case of oil and gas exploration companies, the administrator may allow a test for release from escrow based upon the achievement of new proved developed reserves in lieu of the tests set forth in subsection (1) of this section.

(3) Shares may be released from escrow by the administrator if the public offering is terminated and no securities were sold pursuant thereto.

**AMENDATORY SECTION** (Amending Order 304, filed 2/28/75, effective 4/1/75)

**WAC 460-16A-106 ((CHEAP STOCK)) TERMS OF ESCROW.** ((Any securities sold or issued within five years prior to the public offering date to persons for consideration lower than the proposed net public offering price of such securities, including options and warrants exercised, in the absence of any public market for such securities or any substantial change in the earnings or financial position of the issuer, shall be presumed to be "cheap stock.") (1) The shares in escrow may be transferred by will or pursuant to the laws of descent and distribution or through appropriate legal proceedings without the consent of the administrator, but in all cases the shares shall remain in escrow and subject to the terms of the escrow agreement. In addition, upon the death of a promoter, such promoter's escrowed shares may be hypothecated, subject to all of the terms of the escrow agreement, to the extent necessary to pay the expenses of the estate; otherwise, the escrowed shares may not be pledged to secure a debt. The securities in escrow may be transferred by gift to family members, provided the shares remain subject to the terms of the escrow agreement.

(2) The shares required to be held in escrow as a condition to registration by coordination or qualification of a public offering shall not have any right, title, interest, or participation in the assets of the corporation in the event of dissolution, liquidation, merger, consolidation, reorganization, sale of assets, exchange or any other transaction or proceeding which contemplates or results in the distribution of the assets of the corporation, until the holders of all shares not escrowed have received, or had irrevocably set aside for them, an amount equal to the purchase price per share in the public offering, adjusted for stock splits and stock dividends. Subsequently, the holders of the escrowed shares shall be entitled to receive an amount per share equal to the amount per share received by or set aside for the holders of the nonescrowed shares plus any dividends and interest set aside for the escrowed shares (to the extent any such cash dividends plus interest are not necessary to meet the corporation's obligation of payment to

holders of shares not escrowed), and thereafter all shares shall participate on a pro rata basis. However, a merger, consolidation, or reorganization may proceed on terms and conditions different than those stated above if a majority of shares held by persons other than promoters approve the terms and conditions by vote at a meeting held for such purpose.

(3) Shares held in escrow shall continue to have all voting rights to which those shares are entitled. Any dividends paid on such shares shall be paid to the escrow agent and held pursuant to the terms of the escrow agreement. The escrow agent shall treat such dividends as assets available for distribution as provided under subsection (2) of this section. The escrow agent shall place any cash dividends in an interest-bearing account. The cash dividends and any interest earned thereon will be disbursed when the shares are released from the escrow.

All certificates representing stock dividends and shares resulting from stock splits of escrowed shares shall be delivered to the escrow agent to be held pursuant to the escrow agreement.

(4) A summary of the terms of the escrow shall be included in the prospectus or offering circular and, during the term of the escrow agreement and until the release of all shares from escrow, in subsequent prospectuses or circulars, annual reports to shareholders, proxy statements, or other disclosure materials used by shareholders or investors in making decisions with respect to the corporation.

(5) The escrow agent must be satisfactory to the administrator and may not be affiliated with any promoter of the corporation. The company shall not bear any of the escrow agent's fees or expenses associated with the escrow.

**AMENDATORY SECTION** (Amending Order SDO-115-82, filed 10/5/82)

**WAC 460-16A-108 INAPPLICABILITY OF RESTRICTIONS ON AMOUNTS OF ((CHEAP AND)) PROMOTIONAL SHARES.** The restrictions and requirements on the amounts of ((cheap and)) promotional shares contained in WAC ((460-16A-107)) 460-16A-101 through 460-16A-106 shall not apply with respect to offerings as to which each of the following conditions is met:

(1) The offering shall be firmly underwritten by a syndicate of not less than fifteen investment banking firms, each of which firmly agrees to purchase for resale in the offering at least \$100,000 of securities; and

(2) The amount in the offering firmly underwritten by such syndicate of investment banking firms shall aggregate not less than \$4,000,000; and

(3) The offering price per share in said offering shall not be less than five dollars per share.

**AMENDATORY SECTION** (Amending Order SDO-39-84, filed 3/21/84)

**WAC 460-16A-109 HI-TECH EXEMPTION FROM ((CHEAP STOCK)) PROMOTIONAL SHARES RULES.** (1) "Hi-tech companies" do not have to comply with the provisions of WAC ((460-16A-106, 460-16A-107)) 460-16A-101 through 460-16A-106, and 460-46A-050.

(2) For the purposes of this section "Hi-tech company" means a company that is primarily engaged in the development or production, for commercial marketing, of a new product or products that involve new technology. The principal product or products must be developed at least to the stage of having a working prototype or example and shall include computer software and products of genetic engineering.

**AMENDATORY SECTION** (Amending Order 304, filed 2/28/75, effective 4/1/75)

**WAC 460-16A-110 RIGHTS OF PROMOTIONAL SHARES.** Promotional shares shall be equity securities without preference as to dividends, assets, or voting rights and shall have no greater rights per share than the securities issued for cash or its equivalent. ((Normally promotional shares should be subject to escrow as provided by WAC 460-16A-130 of these rules.))

**AMENDATORY SECTION** (Amending Order 304, filed 2/28/75, effective 4/1/75)

**WAC 460-16A-126 ANNUAL REVISION OF OFFERING CIRCULAR.** The prospectus or offering circular shall be amended whenever there ((are)) is a material change((s)) which would affect

the offering and in no event shall it be revised less often than every twelve months.

Dated: October 20, 1987  
By: Theresa Anna Aragon  
Director

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 460-16A-100 NUMBER OF OUTSTANDING OPTIONS.
- WAC 460-16A-107 AMOUNT OF CHEAP STOCK.
- WAC 460-16A-130 ESCROW.
- WAC 460-16A-135 OPERATION OF ESCROW.
- WAC 460-16A-140 CONSENT TO TRANSFER ESCROWED SHARES.
- WAC 460-16A-145 RESTRICTIONS ON DIVIDENDS/DISTRIBUTION FOR PROMOTIONAL SHARES.

**WSR 87-21-085**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**  
 [Filed October 21, 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 blue chip exemption, amending WAC 460-42A-080;

that the agency will at 10:00 a.m., Wednesday, November 25, 1987, in the Conference Room, 1st Floor, 1300 Quince Street S.E., Olympia, WA 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 10, 1987.

The authority under which these rules are proposed is RCW 21.20.310(8) and [21.20].450.

The specific statute these rules are intended to implement is RCW 21.20.310(8).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 25, 1987.

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

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact Jack L. Beyers, Administrator of Securities, whose address is shown below.

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

Correspondence relating to this notice and the proposed rule shall be addressed to:

Jack L. Beyers  
 Securities Administrator  
 P.O. Box 648  
 Olympia, WA 98504

**STATEMENT OF PURPOSE**

Name of Agency: Department of Licensing Securities Division.

General Purpose of Rule: WAC 460-42A-080 was promulgated pursuant to RCW 21.20.310(8), the statutory exemption from registration for investment grade securities. The statute allows the director of the Department of Licensing to set forth criteria in rule form which issuers of securities must meet in order to claim the exemption. This amendment is necessary to correct an ambiguity in the portion of the rule which defines the term "liquid assets."

Description and Summary of the Rule: Sets forth the criteria for investment grade securities as required by RCW 21.20.310(8).

Statutory Authority: RCW 21.20.450.

Specific Statutes Rule is Intended to Implement: RCW 21.20.310(8) as well as chapter 21.20 RCW.

Responsible Department Personnel: In addition to the director of the Department of Licensing, the following agency personnel have responsibility for implementation: Ken Mark, Assistant Director, Business License Services, Black Lake Plaza, Building 2, Olympia, Washington 98504, (206) 753-1749; enforcement: Jack Beyers, Administrator, Securities Division, 1300 Quince Street, P.O. Box 648, Olympia, Washington 98504, (206) 753-6928; and drafting: Nelda J. Shannon, Securities Examiner, 1300 Quince Street, P.O. Box 648, Olympia, Washington 98504, (206) 753-6928.

Name of Organization Proposing Rules: Department of Licensing Securities Division.

Reasons Supporting the Proposed Rule: WAC 460-42A-080 was based upon a model rule promulgated by the North American Securities Administrators Association. This amendment to the rule will bring Washington's definition of "liquid assets" into line with the definition set forth in the model rule.

Department Comments: This amendment is intended to further implement the exemption provisions of chapter 21.20 RCW.

Federal or State Laws: Not necessary to comply with any federal law or federal or state court decisions.

Small Business Impact Statement: Has not been prepared because the department does not believe that any economic impact is involved on more than twenty percent of all industries or more than ten percent of any one industry. Any impact that these rules may have upon small business is intended to fall equally on all businesses.

Comments regarding any possible economic impact on small business should be directed to Jack L. Beyers, Securities Administrator, at the address or telephone number above.

AMENDATORY SECTION (Amending Order SDO-100-82, filed 8/27/82)

WAC 460-42A-080 BLUE CHIP EXEMPTION. (1) Any security that meets all of the following conditions is exempted under RCW 21.20.310(8):

(a) If the issuer is not organized under the laws of the United States or a state, it has appointed a duly authorized agent in the United States for service of process and has set forth the name and address of such agent in its prospectus;

(b) A class of the issuer's securities is required to be and is registered under section 12 of the Securities Exchange Act of 1934, and has been so registered for the three years immediately preceding the offering date;

(c) Neither the issuer nor a significant subsidiary has had a material default during the lesser of the last seven years or the issuer's existence in the payment of (i) principal, interest, dividend, or sinking fund installment on preferred stock or indebtedness for borrowed money, or (ii) rentals under leases with terms of three years or more. A "material default" is a failure to pay, the effect of which is to cause indebtedness to become due prior to its stated maturity or to cause termination or reentry under a lease prior to its stated expiration, if the indebtedness or the rental obligation for the unexpired term exceeds five percent of the issuer's (and its consolidated subsidiaries) total assets, or if the arrearage in required dividend payments on preferred stock is not cured within thirty days;

(d) The issuer has had annual consolidated net income (before extraordinary items and the cumulative effect of accounting changes) as follows: (i) At least one million dollars in four of its last five fiscal years including its last fiscal year, and (ii) if the offering is of interest bearing securities, at least one and one-half times its annual interest expense, calculating net income before deduction for income taxes and depreciation and giving effect to the proposed offering and the intended use of the proceeds, for its last fiscal year. "Last fiscal year" means the most recent year for which audited financial statements are available, provided that such statements cover a fiscal period ended not more than fifteen months from the commencement of the offering.

(e) If the offering is of stock or shares (other than preferred stock or shares), and except as otherwise required by law, the securities have voting rights at least equal to the securities of each of the issuer's outstanding classes of stock or shares (other than preferred stock or shares), with respect to (i) the number of votes per share, and (ii) the right to vote on the same general corporate decisions;

(f) If the offering is of stock or shares (other than preferred stock or shares), the securities are owned beneficially or of record, on any date within six months prior to the commencement of the offering, by at least twelve hundred persons, and on that date there are at least seven hundred fifty thousand of the shares outstanding with an aggregate market value, based on the average bid price, of at least three million seven hundred fifty thousand dollars. In determining the number of persons who are beneficial owners of the stock or shares, the issuer or a broker-dealer may rely in good faith upon written information furnished by record owners;

(g) Provided that, if the securities to be issued are listed, or approved for listing upon notice of issuance, on the New York Stock Exchange, Inc. or the American Stock Exchange, Inc., and the current original listing standards of that exchange are satisfied as of the end of the issuer's most recent fiscal year, the conditions of (c) of this subsection need be met for only five years and the annual net earnings requirement of (d)(i) of this subsection shall be two hundred fifty thousand dollars;

(h) And provided further that, if the issuer of the securities is a finance company with liquid assets of at least one hundred five percent of its liabilities (other than deferred income taxes, deferred investment tax credits, capital stock and surplus) at the end of each of its last five fiscal years, the net income requirement of (d)(ii) of this subsection, but before deduction for interest expense, shall be one and one-fourth times its annual interest expense. "Finance company" means a company engaged primarily in the business of wholesale, retail, installment, mortgage, commercial, industrial or consumer financing, banking or factoring. "Liquid assets" means cash receivables payable on demand or not more than twelve (~~years~~ ~~months~~) years following the close of the company's last fiscal year, and readily marketable securities, in each case less applicable reserves and unearned income.

(2) An issuer meets the conditions of WAC 460-42A-080 (1)(b), (c) and (d) if either the issuer or the issuer and the issuer's predecessor, taken together, meet these conditions and if: (a) the succession was primarily for the purpose of changing the state of incorporation of the predecessor or forming a holding company and the assets and liabilities of the successor at the time of succession were substantially the same as those of the predecessor, or (b) all predecessors met the conditions at the time of succession and the issuer has continued to do so since the succession.

### WSR 87-21-086

#### PROPOSED RULES DEPARTMENT OF LICENSING (Dental Disciplinary Board)

[Filed October 21, 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, WAC 308-37-190;

that the agency will at 1:30 p.m., Saturday, November 14, 1987, in the Best Western Airport Executel, 20717 Pacific Highway South, Seattle, 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) and (12) and 18.130-180 (3) and (13).

The specific statute these rules are intended to implement is RCW 18.32.640, 18.130.050 (1) and (12) and 18.130.180 (3) and (13).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 6, 1987.

This notice is connected to and continues the matter in Notice No. WSR 87-18-063 filed with the code reviser's office on September 2, 1987.

Dated: October 19, 1987

By: Kent M. Nakamura  
Assistant Attorney General

### WSR 87-21-087

#### PROPOSED RULES DEPARTMENT OF LICENSING (Board of Registration for Architects)

[Filed October 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Registration for Architects intends to adopt, amend, or repeal rules concerning registration examination, amending WAC 308-12-031;

that the agency will at 9:30 a.m., Friday, December 4, 1987, in the Apollo 1 Meeting Room, Red Lion Inn, Sea-Tac, 18740 Pacific Highway South, Seattle, WA 98188, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.08.340 and 18.08.360.

The specific statute these rules are intended to implement is RCW 18.08.360.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 20, 1987.

Dated: October 20, 1987

By: James D. Hanson  
Assistant Executive Secretary



STATEMENT OF PURPOSE

Name of Agency: State of Washington Board of Registration for Architects.

Purpose/Summary of Rules: To update the contents of the National Architect Registration Examination and time allowed for the new section of the test. The amendment also provides the board the authority to waive the oral examination for those applicants who have obtained national certification for their completion of the intern development program.

Statutory Authority: RCW 18.08.340 and 18.08.360.

Reasons Proposed: To delete Division F Structural – long span, from the list of subjects contained in the National Architect Registration Examination for 1988; to change the Division D – Structural general, to read "Division D/F – Structural technology – general and long span"; and to provide for a waiver of the oral examination for registration for those applicants who have successfully completed the intern development program.

Responsible Personnel: Members of the board who have knowledge of and responsibility for drafting, implementing and enforcing these rules are the members of the board who include: Edward L. Cushman, Vaughn Lein, Larry Erickson, George H. Nachtsheim, Harriet Sherburne, Roger Rue, and Benjamin Woo.

In addition to the above-mentioned board members, the following personnel of the Department of Licensing have responsibility for implementing and enforcing these rules: Sydney Beckett, Executive Secretary of the Board, and James Hanson, Assistant Executive Secretary of the Board, P.O. Box 9012, Olympia, Washington 98504-8001, phone (206) 753-6967 and scan 234-6967.

AMENDATORY SECTION (Amending Order PL 560, filed 10/17/85)

WAC 308-12-031 REGISTRATION EXAMINATION. The form of the examination required of applicants shall consist of a written and an oral examination. Where RCW ((18.08.160)) 18.08.360 refers to the "entire examination," it means the written examination together with the oral examination. The written examination shall be administered in June of each year at a location(s) the board determines appropriate.

The board adopts the architectural registration examination and grading procedures prepared by the National Council of Architectural Registration Boards as the written portion of the examination.

(1) The written examination: The "architectural registration examination" is divided into nine divisions. The examinees are tested on their ability to exercise value judgments in actual architectural practice situations. The examination covers the following:

TITLE	SUBJECT	HOURS ALLOWED
Division A . . . . .	Predesign . . . . .	3
Division B . . . . .	Site design . . . . .	3 1/2
Division C . . . . .	Building design . . . . .	12
<del>(Division D . . . . .)</del>	<del>Structural-general . . . . .</del>	<del>2 1/2))</del>
<u>Division D/F . . . . .</u>	<u>Structural technology general and long span . . . . .</u>	<u>3</u>
Division E . . . . .	Structural-lateral forces . . . . .	1 1/2
<del>(Division F . . . . .)</del>	<del>Structural-long span . . . . .</del>	<del>1 1/2))</del>
Division G . . . . .	Mechanical, plumbing, electrical and life safety systems . . . . .	2 1/2

TITLE	SUBJECT	HOURS ALLOWED
Division H . . . . .	Materials and methods . . . . .	2 1/2
Division I . . . . .	Construction documents and services . . . . .	3 1/2

(2) To pass the written examination, an applicant must achieve a passing grade on each division.

(3) All nine divisions of the architects registration examination must be taken on the first attempt. On subsequent attempts, examinees may retake any divisions not passed on previous attempts.

(4) The oral examination is given upon the applicant's completion of the written examination.

The purpose of the oral examination is to test in those areas of knowledge and skill not covered in the written examination.

The oral part of the examination shall include a review of the applicant's practical experience, an understanding of the law and the responsibility to safeguard life, health, and property and to promote the public welfare.

The oral examination may be conducted by the full board or by an architect member of the board. The board may waive the full board examination if the examining board member deems the applicant prepared for registration. If such waiver is not granted or if the examining board member fails the applicant, the applicant must then appear for a full board oral examination.

The board may waive the entire oral examination based upon certification by the National Council of Architectural Registration Boards of successful completion of the intern development program. Applicants may submit the "Green Cover" IDP certificate in lieu of the exhibit checklist which is required for the oral examination. This waiver of oral examination does not affect the requirement to summarize the law and rules pertaining to architecture.

If an applicant does not receive a recommendation for registration, the board will advise the applicant of the areas of deficiency and schedule another oral examination.

The examinee will be required to retake the entire examination if all portions of the written and oral examination (is) are not successfully completed as per RCW ((18.08.160)) 18.08.360. The five-year period shall begin to run effective with the date on which the examinee first takes the examination. If the examinee does not successfully pass all portions of the written and oral examination, within five years from the date he or she first took the examination, he or she shall lose credit for all portions of the examination previously passed, and a new five-year period shall begin on the date on which the examinee begins to retake the examination.

WSR 87-21-088

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order PM 658—Filed October 21, 1987]

I, Robert Van Schoorl, assistant director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to employment agencies:

- Amd WAC 308-33-011 Fees.
- Amd WAC 308-33-020 Director's review of fees.
- Amd WAC 308-33-030 Manner of setting forth fees in agency contracts.
- Amd WAC 308-33-060 Informing applicants of agency fee after employment gained.
- Amd WAC 308-33-080 Contract term guidelines.
- Amd WAC 308-33-095 Examinations.
- Rep WAC 308-33-040 Resume selling, generally.
- Rep WAC 308-33-050 Restrictions on agencies selling resumes.

This action is taken pursuant to Notice No. WSR 87-11-061 filed with the code reviser on May 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 19.31.070 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 15, 1987.

By Robert Van Schoorl  
Assistant Director

AMENDATORY SECTION (Amending Order PL 359, filed 1/5/81)

WAC 308-33-011 FEES. (1) The fees which employment agencies may contract to charge applicants shall not be regulated. However, no agency shall use a fee schedule or contract which has not been approved for use by the director as provided for in RCW 19.31.050.

(2) Although fees are not regulated, no employment agency shall require by contract or otherwise that an applicant make payments in any one month period in an amount which exceeds the applicant's ~~((anticipated))~~ gross earnings for that period.

(3) In the event of termination ~~((within sixty days of the start of employment;))~~ an applicant shall be required to pay no more than twenty percent of the gross earnings actually received, or the full placement fee set forth in the contract with the agency, whichever is less, if the applicant was employed for sixty days or less.

If the employment is terminated after sixty days, the applicant shall be obligated for the full placement fee set forth in the contract with the agency.

(4) The applicant may submit payroll information to the agency within seventy days after ~~((employment))~~ reporting to work for reevaluation to reflect a fee based on actual gross earnings for the first sixty days.

AMENDATORY SECTION (Amending Order PL 359, filed 1/5/81)

WAC 308-33-020 DIRECTOR'S REVIEW OF FEES AND CONTRACTS. The contracts and fee schedules will be reviewed by the director ~~((with the assistance of the advisory board every twelfth month after the effective date of this amendatory rule, or sooner if the director determines it))~~ as necessary. Failure to review the fee schedules and contracts, however, shall in no way affect the validity or effectiveness of the existing and director-approved fee schedules and contracts.

AMENDATORY SECTION (Amending Order PL 359, filed 1/5/81)

WAC 308-33-030 MANNER OF SETTING FORTH FEES IN AGENCY CONTRACTS. (1) The fee to be charged an applicant, under usual circumstances, must be set forth in the employment agency contract ~~((only))~~ under the following headings:

- (a) Monthly salary.
- (b) The range of agency's fee expressed in dollars.

(c) Agency's fee as a percentage of the expected monthly compensation.

(2) The agency may list, in addition to the monthly salary and agency fee as a percentage of the expected monthly compensation, the annual salary and agency fee as a percentage of the expected annual compensation.

(3) An agency must set forth additional information concerning its fees within its contract as required by law and the rules in support thereof.

~~((3))~~ (4) Agencies may not indicate, either orally or in writing, that their contract and fee schedules have been "approved" or in any way "recommended" by the state. However, a licensee may indicate that their contracts are "approved for use."

AMENDATORY SECTION (Amending Order PL 118, filed 3/22/72, effective 4/21/72)

WAC 308-33-060 INFORMING APPLICANTS OF AGENCY FEE AFTER EMPLOYMENT GAINED. As soon as practicable after an applicant has accepted employment through the efforts of an employment agency, the applicant shall be notified of the amount of the agency fee in a form containing at least the following information:

- (1) Amount of fee expressed in dollars;
- (2) Expected monthly or annual salary (whichever the fee is based upon); and
- (3) Date applicant ~~((was to start))~~ began or is to begin employment.

AMENDATORY SECTION (Amending Order PL-142, filed 1/24/73)

WAC 308-33-080 CONTRACT TERM GUIDELINES. ~~((The director shall prepare, and make available upon request to all agencies;))~~ Contract terms that ~~((will be approved by him))~~ are acceptable to the director for use in employment agency contracts will be made available upon request.

AMENDATORY SECTION (Amending Order PL 272, filed 7/26/77, effective 9/21/77)

WAC 308-33-095 EXAMINATIONS. (1) Examinations for general managers shall be written and shall consist of ~~((a minimum of forty))~~ multiple choice questions covering the subject matter set forth in section 19.31.100 RCW, as now or hereafter amended.

(2) The minimum passing grade for the examination shall be seventy-five percent.

(3) Examinations will be conducted before the fifteenth of each month at locations specified by the director ~~((on Thursday of the first full week of January, April, July and October)).~~

(4) Applications and fees for examination must be received by the department ~~((thirty days in advance of the scheduled examination date. Applicants making application after the prescribed deadline will be scheduled for the second examination following receipt of the application and fee))~~ by the first of each month to be scheduled for the examination to be held the following month.

(5) Applicants failing examination shall submit a fee on each occasion of application for reexamination.

(6) General managers who have passed the examination and do not remain active in the employment agency business shall, if not so actively engaged for longer than one year, be required to retake and pass the examination prior to being qualified to serve as a general manager.

(7) Examination fees are not refundable.

(8) This section shall take effect June 1, 1987.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 308-33-040 RESUME SELLING—  
GENERALLY.

WAC 308-33-050 RESTRICTIONS ON AGEN-  
CIES SELLING RESUMES.

**WSR 87-21-089**

**ADOPTED RULES**

**HIGHER EDUCATION PERSONNEL BOARD**

[Order 163—Filed October 21, 1987]

Be it resolved by the Higher Education Personnel Board, acting at the Board Room, Bouillon Hall, Central Washington University, Ellensburg, Washington, that it does adopt the annexed rules relating to:

Amd WAC 251-01-110 Director.

Amd WAC 251-14-070 Unfair labor practices—Management—  
Employee organizations.

This action is taken pursuant to Notice Nos. WSR 87-16-093 and 87-18-069 filed with the code reviser on August 5, 1987, and September 2, 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 Higher Education Personnel Board as authorized in RCW 28B.16.100.

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

APPROVED AND ADOPTED October 30, 1987.

By John A. Spitz  
Director

**AMENDATORY SECTION** (Amending Order 147, filed 4/22/86)

WAC 251-01-110 DIRECTOR. The ~~((personnel))~~ director of the higher education personnel board. The director may delegate in writing his/her authority to a higher education personnel board staff member.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-14-070 UNFAIR LABOR PRACTICES—MANAGEMENT—EMPLOYEE ORGANIZATIONS. (1) It shall be an unfair labor practice for an institution:

(a) To interfere with, restrain, or coerce employees in the exercise of their collective bargaining rights guaranteed by the higher education personnel law and the rules adopted thereunder as provided in chapter 251-14 WAC (Collective bargaining) and RCW 28B.16.100.

(b) To control, dominate, or interfere with a bargaining representative.

(c) To discriminate against an employee who has filed an unfair labor practice charge.

(d) To refuse to engage in collective bargaining.

(2) It shall be an unfair labor practice for employee organizations:

(a) To interfere with, restrain, or coerce employees in the exercise of their collective bargaining rights guaranteed by the higher education personnel law and the rules adopted thereunder as provided in chapter 251-14 WAC (Collective bargaining) and RCW 28B.16.100.

(b) To induce an institution to commit an unfair labor practice.

(c) To discriminate against an employee who has filed an unfair labor practice charge.

(d) To refuse to engage in collective bargaining.

**WSR 87-21-090**

**PROPOSED RULES**

**HIGHER EDUCATION PERSONNEL BOARD**

[Filed October 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules concerning:

- New WAC 251-17-010 Examination—Requirement—Responsibilities.
- New WAC 251-17-020 Promotional organization units—Establishment.
- New WAC 251-17-030 Eligible list—Related list.
- New WAC 251-17-040 Noncompetitive service.
- New WAC 251-17-050 Recruitment notice—Publicity—Duration.
- New WAC 251-17-060 Recruitment notices—Required content.
- New WAC 251-17-070 Application materials—Distribution to applicants.
- New WAC 251-17-080 Examinations—Employee release time.
- New WAC 251-17-090 Examination—Eligibility.
- New WAC 251-17-100 Application forms—Acceptance.
- New WAC 251-17-110 Examination administration.
- New WAC 251-17-120 Examinations—Evaluation of.
- New WAC 251-17-130 Application—Disqualification—Rejection.
- New WAC 251-17-140 Applicants—Anonymity.
- New WAC 251-17-150 Veterans preference.
- New WAC 251-17-160 Examination results—Notification—Institutional review.
- New WAC 251-17-170 Examination—Eligibility—Right of appeal.
- New WAC 251-17-180 Examination—Medical.
- New WAC 251-17-190 Examinations—Records requirements.
- New WAC 251-17-200 Modification of minimum qualifications.

Amd	WAC 251-18-180	Eligible lists—Definition—Composition.
Amd	WAC 251-18-200	Eligible lists—Removal of name—Notification.
Amd	WAC 251-18-255	Certification—Specific position requirements.
New	WAC 251-19-010	Returning employee provisions—Layoff.
New	WAC 251-19-020	Returning employee provisions—Reemployment.
New	WAC 251-19-030	Appointment—Provisional.
New	WAC 251-19-040	Appointment—Emergency.
New	WAC 251-19-050	Appointment—Probationary.
New	WAC 251-19-060	Trial service period.
New	WAC 251-19-070	Appointment—Alternate.
New	WAC 251-19-080	Appointment—Permanent status.
New	WAC 251-19-090	Reassignment.
New	WAC 251-19-100	Transfer—Lateral movement—Voluntary demotion.
New	WAC 251-19-110	Permanent classified employee interinstitutional and intersystem movement.
New	WAC 251-19-120	Appointment—Temporary.
New	WAC 251-19-130	Appointment—Cyclic year position.
New	WAC 251-19-140	Apprenticeship programs.
New	WAC 251-19-150	Special employment programs.
New	WAC 251-19-160	Appointment—Conversion of exempt position;

that the agency will at 9:00 a.m., Friday, December 4, 1987, in the Terry Lander Hall, Main Floor, Building L150, University of Washington, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 28B.16.100.

The specific statute these rules are intended to implement is RCW 28B.16.100.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 3, 1987.

Dated: October 21, 1987  
 By: John A. Spitz  
 Director

**STATEMENT OF PURPOSE**

This statement is related to the notice filed with the code reviser on October 21, 1987, and is filed pursuant to RCW 34.04.025.

Description of Purpose: To reorganize chapter 251-18 WAC into three chapters, chapter 251-17 WAC, Recruitment—Examination; chapter 251-18 WAC, Certification; and chapter 251-19 WAC, Appointment.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: RCW 28B.16.100.

Title: Chapters 251-17, 251-18 and 251-19 WAC.

Summary of Rule: Chapter 251-17 WAC addresses recruitment and examination processes; chapter 251-18 WAC addresses certification from eligible lists; and chapter 251-19 WAC addresses appointment to positions.

Reasons Supporting Proposed Action: The three chapters allow for a clearer division of the subject matter contained in each chapter.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: John A. Spitz, Director, Higher Education Personnel Board, 1202 Black Lake

Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

Person or Organization Proposing Rule, and Whether Public, Private or Governmental: Higher Education Personnel Board, governmental.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: The change is not the result of federal law or state or federal court action.

Chapter 251-17 WAC  
**RECRUITMENT—EXAMINATIONS**

WAC	
251-17-010	Examination—Requirement—Responsibilities.
251-17-020	Promotional organizational units—Establishment.
251-17-030	Eligible list—Related list.
251-17-040	Noncompetitive service.
251-17-050	Recruitment notice—Publicity—Duration.
251-17-060	Recruitment notices—Required content.
251-17-070	Application materials—Distribution to applicants.
251-17-080	Examinations—Employee release time.
251-17-090	Examination—Eligibility.
251-17-100	Application forms—Acceptance.
251-17-110	Examination administration.
251-17-120	Examinations—Evaluation of.
251-17-130	Application—Disqualification—Rejection.
251-17-140	Applicants—Anonymity.
251-17-150	Veterans preference.
251-17-160	Examination results—Notification—Institutional review.
251-17-170	Examination—Eligibility—Right of appeal.
251-17-180	Examination—Medical.
251-17-190	Examinations—Records requirements.
251-17-200	Modification of minimum qualifications.

**NEW SECTION**

WAC 251-17-010 EXAMINATION—REQUIREMENT—RESPONSIBILITIES. (1) Appointment to positions in the classified service shall be made according to merit and suitability ascertained for each class by an appropriate examination.

(2) All job elements included in examinations developed or modified subsequent to January 1, 1986, shall be justified by documented job analysis.

(3) Personnel officers shall assist in conducting and/or conduct job analyses at their institutions.

(4) Job analysis methods shall meet professional standards and be approved by the director before they are used to develop examinations.

(5) System examinations shall be developed by the director with the assistance of the personnel officers and made available for the use of all institutions. The director shall periodically distribute an approved system job element examination list showing all current system examinations.

(6) Personnel officers shall use only the current versions of the examinations shown on the approved system job element examination list unless approval has been given by the director for examination modifications or the use of institutional examinations.

(7) Personnel officers may develop modifications to system examinations and/or institutional examinations to meet requirements which are unique to their institutions.

(8) Institutional examinations and modifications to system examinations shall be:

- (a) Approved by the director before they are used;
- (b) Used by institutions other than the developing institution only with the approval of the director.

(9) The personnel officer is responsible for determining when to open eligible lists and conduct examinations.

**NEW SECTION**

WAC 251-17-020 PROMOTIONAL ORGANIZATIONAL UNITS—ESTABLISHMENT. The personnel officer shall establish promotional organizational units based upon administrative unit and/or geographical location. Such units must be approved by the director.

**NEW SECTION**

**WAC 251-17-030 ELIGIBLE LIST—RELATED LIST.** (1) Should a vacancy occur in a class for which there is no existing eligible list, it shall be the responsibility of the personnel officer to recruit and develop an eligible list.

(2) If it is impractical to recruit in order to establish an eligible list for a class, the personnel officer may:

(a) Substitute an eligible list for a related class if he/she deems the classes to be sufficiently similar.

(b) Request the use of an eligible list established for the class at another institution.

**NEW SECTION**

**WAC 251-17-040 NONCOMPETITIVE SERVICE.** (1) All classes at an institution shall be considered to be in the competitive service unless a class has been specifically approved by the director to be in the noncompetitive service at that institution.

(2) For a class to be considered for approval for the noncompetitive service, the personnel officer must comply with the procedures established by the director and approved by the board for granting such approval.

**NEW SECTION**

**WAC 251-17-050 RECRUITMENT NOTICE—PUBLICITY—DURATION.** (1) Notice of examinations to establish eligible lists shall be made via public display, including institutional posting, of recruitment notices and such other publicity as the personnel officer deems to be warranted.

(2) Recruitment notices may be opened with or without specified closing dates:

(a) A recruitment notice with a specified closing date must allow for an application period of at least seven calendar days from the date of opening the notice, unless the personnel officer authorizes a shorter application period for an open competitive or noncompetitive recruitment notice.

(b) A recruitment notice without a specified closing date must state that the application period may be closed upon three calendar days prior notice. Public notice of at least three calendar days must be given prior to closing such a recruitment notice.

(3) The personnel officer shall develop and utilize a procedure by which employees who have formally indicated an interest in promotion are made aware of promotional opportunities.

(4) The personnel officer may extend the application period for a recruitment notice as required by giving public notice in the same manner as the original notice.

**NEW SECTION**

**WAC 251-17-060 RECRUITMENT NOTICES—REQUIRED CONTENT.** Official institutional recruitment notices (not to include media or other supplemental publicity) shall contain the following information:

(1) For promotional examinations, a statement that the examination is open only to organizational unit and/or institution-wide promotional applicants.

(2) The title of the HEPB classification for which the list is open.

(3) The salary range for the class.

(4) Any conditions of employment for the class or position(s).

(5) The closing date of the recruitment notice, i.e., the specific date and time by which applications must be received by the personnel officer.

(6) When the recruitment notice is to be widely distributed, a statement of the specific locations at which corrected or extended recruitment notices will be displayed.

(7) A brief description of the duties of the class and, if applicable, the duties of the specific position(s).

(8) The minimum qualifications of the classification, if any.

(9) When applicable, a statement regarding the use of a combined list per WAC 251-18-180(10).

(10) When applicable, a statement that supplemental certification may be utilized in accordance with an approved affirmative action program, as provided in WAC 251-23-060.

(11) When applicable, a statement that certification for specific position requirements per WAC 251-18-255 may be utilized.

(12) When applicable per WAC 251-17-090(3), the minimum number of most highly qualified applicants who will be admitted to

each phase of the examination other than the screening or other initial phase, provided that at least this number of applicants pass the initial phase(s) of the examination.

(13) For classes in the approved noncompetitive service of the institution:

(a) That applicants will be placed on the list(s) in the order in which they complete making proper application for the class.

(b) The number of applicants who will be placed on the eligible list(s).

**NEW SECTION**

**WAC 251-17-070 APPLICATION MATERIALS—DISTRIBUTION TO APPLICANTS.** The following materials shall be provided to job applicants when they apply for a specific recruitment:

(1) The institution's application form as prescribed in WAC 251-17-100(1).

(2) The institution's examination information for job applicants document which explains the HEPB job element examination system and the examination process at that institution.

(3)(a) The supplemental application for the class or position when it is the screening phase of the examination or (b) a brief statement of the examination elements for the class or position if the screening phase of the examination is not a supplemental application.

**NEW SECTION**

**WAC 251-17-080 EXAMINATIONS—EMPLOYEE RELEASE TIME.** Current employee applicants shall suffer no loss in regular salary as a result of participating in examinations which are conducted for their employing institution during their regularly scheduled working hours.

**NEW SECTION**

**WAC 251-17-090 EXAMINATION—ELIGIBILITY.** (1) Open-competitive examinations shall be open to all persons who apply according to the provisions of these rules and meet the minimum qualifications for the class.

(2) Promotional examinations shall be limited to those current permanent employees of the classified service at the institution who apply according to the provisions of these rules and meet the minimum qualifications for the class. The personnel officer may open promotional examinations on either an organizational unit or institution-wide basis, whichever the personnel officer determines to be in the interest of the service.

(3) When the number of qualified applicants for a class in the competitive service is expected to result in an eligible list in excess of the institution's current needs, the personnel officer may limit the applications to be admitted to the intermediate and/or final phase(s) of the examination to those most qualified, based on an assessment of qualifications in the initial and/or intermediate phase(s) of the examination. Such limitation must be specified in the recruitment notice. If no such limitation is specified, all applicants who pass the entire examination shall be placed on the eligible list for the class.

(4) The personnel officer may add members of under-utilized groups to all eligible lists, except layoff lists, at anytime in accordance with the institution's affirmative action program as provided in WAC 251-23-040 (7)(b), provided such persons pass the examination for the class.

(5) The personnel officer may add employees who complete institution-approved training programs to the appropriate eligible list at any time, provided such employees meet the minimum qualifications and pass the examination for the class.

**NEW SECTION**

**WAC 251-17-100 APPLICATION FORMS—ACCEPTANCE.** (1) Application forms shall be prescribed by the personnel officer in compliance with applicable state and/or federal law.

(2) Applications shall be filed in accordance with the times specified in the recruitment notice.

(3) All required application materials, including supplemental applications, must be submitted by the specified time in order for an application to be considered.

(4) When an application is rejected for failure to meet the requirements of subsection (3) of this section, the provisions of WAC 251-17-130(2) shall apply.

(5) The personnel officer may require proof of age, education, experience, veterans preference, and/or other claims relevant to the qualifications of an applicant.

#### NEW SECTION

**WAC 251-17-110 EXAMINATION ADMINISTRATION.** (1) Personnel officers shall administer examinations in accordance with the administration instructions developed for each system or institutional examination.

(2) The personnel officer is responsible for maintaining the security of all confidential examination materials, including test booklets, answer sheets, scoring keys, and rating guides. The personnel officer shall notify the director immediately if there is a suspected breach of examination security.

(3) Personnel officers shall develop institutional procedures for the reexamination of applicants at their institutions. Such procedures shall be approved by the director before they are used.

#### NEW SECTION

**WAC 251-17-120 EXAMINATIONS—EVALUATION OF.** (1) The director shall specify the rating and/or scoring systems to be used to evaluate examinations, including the ratings, scores and/or percentiles required to pass an examination.

(2) Personnel officers shall evaluate examinations in accordance with the rating guides and rating/scoring instructions developed for each system and institutional examination.

(3) Rating guides shall be used to evaluate all job elements included in system and institutional examinations.

(4) Personnel officers shall develop rating guides for all examinations for which system rating guides are not available.

(5) Personnel officers shall assure that raters of examinations, including supplemental applications, performance tests and oral boards, shall have an adequate knowledge of the work required by the specific class or position.

(6) The personnel officer is responsible for the accuracy of the total examination ratings given by the raters of examinations and may disqualify a rater for good and sufficient reason(s). The personnel officer shall disqualify any rater who was biased, did not follow either the content or the intent of the rating guide, or did not possess the required technical knowledge to evaluate the examination.

(7) Applicants must obtain ratings of "satisfactory ability" or higher on all of the essential job elements in an examination in order to pass that examination.

(8) Applicants must pass the final phase of an examination in order to be placed on an eligible list.

#### NEW SECTION

**WAC 251-17-130 APPLICATION—DISQUALIFICATION—REJECTION.** (1) The personnel officer may reject an application at any time during the examination process for good and sufficient reason(s).

(2) Whenever the personnel officer rejects an application, the applicant shall be given a written statement including:

- (a) The specific reason(s) for the rejection; and
- (b) Notification of the right of review per WAC 251-17-160 (1)(b); and
- (c) His/her right of appeal per WAC 251-17-170 (1)(a).

#### NEW SECTION

**WAC 251-17-140 APPLICANTS—ANONYMITY.** When practical, the identity of persons taking a written examination shall be concealed from the examiners.

#### NEW SECTION

**WAC 251-17-150 VETERANS PREFERENCE.** (1) Veterans who claim veterans preference and meet the criteria specified in subsections (2) through (4) of this section shall have added to their final passing scores:

(a) Ten percent of the final passing score for a veteran who is not receiving any veteran's retirement payments. This preference shall be utilized in open-competitive examinations until the veteran's first appointment and not in any promotional examination.

(b) Five percent of the final passing score for a veteran who is receiving any veteran's retirement payments. This preference shall be

utilized in open-competitive examinations until the veteran's first appointment and not in any promotional examination.

(c) Five percent of the final passing score for a veteran who, after having previously received employment with the state, is called, or recalled, to active military service for one or more years during any period of war. This preference shall be limited to the first promotional examination following return from military service.

(2) Veterans preference must be claimed within eight years of the date of release from active service.

(3) The term "veteran" as used in these rules shall include every person who has received an honorable discharge or received a discharge for physical reasons with an honorable record and:

(a) Has served in any branch of the armed forces of the United States between World War I and World War II or during any period of war; or

(b) Has served in any branch of the armed forces of the United States and received the armed forces expeditionary medal, or Marine Corps and Navy expeditionary medal, for opposed action on foreign soil.

(4) A "period of war" includes World War I, World War II, the Korean conflict, the Viet Nam era, and the period beginning on the date of any future declaration of war by the congress and ending on the date prescribed by presidential proclamation or concurrent resolution of the congress. The "Viet Nam era" means the period beginning August 5, 1964, and ending on May 7, 1975.

#### NEW SECTION

**WAC 251-17-160 EXAMINATION RESULTS—NOTIFICATION—INSTITUTIONAL REVIEW.** (1) The personnel officer shall:

(a) Provide each applicant with written notice of his/her final status in the examination process, normally within fifteen calendar days after the eligible list is established; and

(b) Inform each applicant that within fifteen calendar days of service of his/her notice, he/she may request a review of the action by the personnel officer; and

(c) Inform each applicant of his/her appeal rights per WAC 251-18-145 (1)(c).

(2) Applicants' final status in the examination process shall consist of one of the following:

(a) Application was rejected for good and sufficient reason in accordance with WAC 251-17-130.

(b) Applicant failed the screening or intermediate phase(s) of the examination.

(c) Applicant was not among the most highly qualified applicants to be admitted to subsequent phase(s) of the examination.

(d) Applicant failed the final phase of the examination.

(e) Applicant was placed on the appropriate eligible list in accordance with WAC 251-18-180.

(3) Within thirty calendar days after receiving a request for review as provided in subsection (1)(b) of this section, the personnel officer will provide the applicant with written notice of the results of the review and of appeal rights as provided in WAC 251-17-170 (1)(b).

#### NEW SECTION

**WAC 251-17-170 EXAMINATION—ELIGIBILITY—RIGHT OF APPEAL.** (1) A person shall have the right to appeal the following to the higher education personnel board as provided in subsection (2) of this section:

(a) Rejection of his/her application; or

(b) The results of the institutional examination review process per WAC 251-17-160 (1)(b); or

(c) The conduct of the selection process and/or his/her examination results; or

(d) Failure to restore his/her name to an eligible list following the institutional review process per WAC 251-18-200(4); or

(e) Removal of his/her name from an eligible list for reasons other than those specified in WAC 251-18-200(2).

(2) Any employee or employee representative may appeal an alleged failure to follow the provisions of WAC 251-17-010 (1) through (8) in accordance with WAC 251-12-075.

(3) Such appeal must be in writing and filed in the office of the director within thirty calendar days after either service of the results of the institutional review or the effective date of the action appealed. The director shall forward the written notice of appeal to the board which shall determine that one of the following actions be taken:

(a) The case may be handled in the same manner as appeals from demotion, suspension, layoff, reduction, or dismissal, as provided in WAC 251-12-080 through 251-12-260, except for WAC 251-12-110; or

(b) The director may investigate the case and issue a determination.

(i) When the appellant is a classified employee, within thirty calendar days of the date of service of the determination to the appellant and the institution, either party may file written exceptions with the board detailing the specific items of the determination to which exception is taken. A hearing on the exceptions will be scheduled before the board which may limit argument to the exceptions or may rehear the case in its entirety;

(ii) When the appellant is not a classified employee, the director's determination shall be final and binding; or

(c) Both parties to the appeal may be requested to submit evidence upon which the board may take action without a hearing.

#### NEW SECTION

**WAC 251-17-180 EXAMINATION—MEDICAL.** Eligibles for employment or promotion shall take a medical examination if prescribed for the position to which appointment is sought. All eligibles must conform with medical regulations for state employment established by the Washington state board of health.

#### NEW SECTION

**WAC 251-17-190 EXAMINATIONS—RECORDS REQUIREMENTS.** (1) The personnel officer shall maintain selection records as required by applicable federal, state, and local laws and institutional policies.

(2) The director shall maintain records of all current approvals given with regard to the selection process at each institution.

(3) Personnel officers shall maintain written records of all current approvals given with regard to the selection process at their institutions.

#### NEW SECTION

**WAC 251-17-200 MODIFICATION OF MINIMUM QUALIFICATIONS.** (1) When a vacancy exists and active and reasonable recruiting efforts fail to establish an eligible list for the class, the personnel officer may request that the director modify the minimum qualifications. If satisfied that reasonable effort has been made to recruit at the established minimum qualifications the director may modify the minimum qualifications for that recruiting cycle on a one-time basis. On approval, the personnel officer shall initiate recruiting at the reduced minimum qualifications.

(2) In order to make a reasonable accommodation for a person of disability as defined in WAC 251-01-285, the personnel officer may request that the director waive the minimum qualifications for the purpose of admitting the employee or applicant to the examination.

(3) Action of the director pursuant to this section will be reported to the board at the next regular meeting.

#### Chapter 251-18 WAC

#### ~~((EMPLOYMENT—APPOINTMENT))~~ CERTIFICATION

**AMENDATORY SECTION** (Amending Order 143, filed 1/22/86, effective 3/1/86)

**WAC 251-18-180 ELIGIBLE LISTS—DEFINITION—COMPOSITION.** Eligible lists shall be established by class as follows:

(1) Institution-wide layoff lists shall contain the names of:

(a) All permanent and probationary employees of the institution laid off or scheduled for layoff in accord with WAC 251-10-030 and 251-10-055 ranked in order of layoff seniority.

(b) Former permanent employees of the institution who (i) have transferred, promoted, voluntarily demoted or laterally moved to positions at other institutions/related boards, and (ii) have not successfully completed their trial service periods at the institution to which they moved, ranked in order of layoff seniority.

(2) Organizational unit promotional lists shall contain the names of all permanent employees of the organizational unit for which the list is established who have passed the examination for the class, ranked in order of their final examination scores.

(3) Institution-wide promotional lists shall contain the names of all permanent employees of the institution who have passed the examination for the class, ranked in order of their final examination scores.

(4) Special employment program layoff lists shall contain the names of permanent employees of the institution laid off, scheduled for layoff or removed from service within a class due to layoff conditions in special employment programs as provided in WAC 251-10-035 ranked in order of layoff seniority.

(5) State-wide layoff lists shall contain the names of permanent employees laid off or scheduled for layoff who have exercised their option per WAC 251-10-060, ranked in order of layoff seniority as provided in WAC 251-10-060(2).

(6) Interinstitutional employee lists shall contain the names of permanent employees of an institution or related board other than the one at which he/she is applying, who have passed the examination for the class, ranked in order of their final examination scores.

(7) Intersystem employee lists shall contain the names of permanent employees under the jurisdiction of chapter 41.06 RCW who have passed the examination for the class, ranked in order of their final examination scores.

(8) Open competitive lists shall contain the names of all other applicants who have passed the examination for the class, ranked in order of their final examination scores.

(9) Noncompetitive lists shall be established per WAC ~~((251-18-045))~~ 251-17-040 and shall contain the names of applicants who meet the minimum qualifications and have passed the noncompetitive examination, if any, for the class, ranked by priority in time of filing application.

(10) For positions which meet the HEPB definitions of administrative, executive or professional employees, the personnel officer may combine the organizational unit promotional list, the institution-wide promotional list, the special employment program layoff list, the interinstitutional employee list, the intersystem employee list, the state-wide layoff list, and the open competitive list into a single eligible list:

(a) The combined list option must be specified in the recruitment notice for a class in order for the personnel officer to combine lists for positions in the class;

(b) The combined list shall contain the names of eligibles ranked in order of their final examination scores. Permanent employees of the institution shall have a five percent credit added to their final passing scores.

#### AMENDATORY SECTION (Amending Order 123, filed 1/30/85)

**WAC 251-18-200 ELIGIBLE LISTS—REMOVAL OF NAME—NOTIFICATION.** (1) The personnel officer may remove a name from an eligible list for good and sufficient reason.

(2) Notification of the removal of a name according to subsection (1) of this section is not required where the person has:

(a) Requested removal from the list in writing;

(b) Failed to respond to a written inquiry within ten calendar days or to a telegraphed inquiry within three calendar days relative to availability for appointment;

(c) Failed to notify the personnel office of a change of address;

(d) Been removed from a state-wide layoff list, an interinstitutional employee list, an intersystem employee list, an open-competitive or noncompetitive list due to expiration of eligibility; or

(e) Been removed from an eligible list due to expiration of an extension of eligibility in accordance with WAC 251-18-190(2).

(3) In all other cases, the affected person shall be notified of the specific reasons for removal from the eligible list and advised of the right to request a review by the personnel officer per subsection (4) of this section.

(4) A person whose name has been removed from an eligible list for reasons other than those listed in subsection (2) of this section may request in writing within ten calendar days of notification that the personnel officer restore the name to the list for the duration of eligibility.

(5) Within ten calendar days after receiving a request per subsection (4) of this section, the personnel officer will provide the person with written notification of the decision to:

(a) Restore the name to the eligible list; or

(b) Refuse to restore the name to the eligible list. In this case, the person shall also be advised of the right of appeal per WAC ~~((251-18-145))~~ 251-17-170 (1)(d).

#### AMENDATORY SECTION (Amending Order 134, filed 7/31/85, effective 9/1/85)

**WAC 251-18-255 CERTIFICATION—SPECIFIC POSITION REQUIREMENTS.** (1) All specific position requirements shall be

justified by a job analysis in accordance with WAC ((251-18-010) 251-17-010(2)).

(2) When specific position requirements have been documented for a position, only the names of eligibles who have demonstrated a satisfactory level of knowledge, skill or ability on such specific position requirements shall be certified for that position.

### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 251-18-010 EXAMINATION—REQUIREMENT—RESPONSIBILITIES.  
 WAC 251-18-011 PROMOTIONAL ORGANIZATIONAL UNITS—ESTABLISHMENT.  
 WAC 251-18-012 ELIGIBLE LIST—RELATED LIST.  
 WAC 251-18-015 NONCOMPETITIVE SERVICE.  
 WAC 251-18-020 RECRUITMENT NOTICE—PUBLICITY—DURATION.  
 WAC 251-18-035 RECRUITMENT NOTICES—REQUIRED CONTENT.  
 WAC 251-18-041 APPLICATION MATERIALS—DISTRIBUTION TO APPLICANTS.  
 WAC 251-18-050 EXAMINATIONS—EMPLOYEE RELEASE TIME.  
 WAC 251-18-060 EXAMINATION—ELIGIBILITY.  
 WAC 251-18-070 APPLICATION FORMS—ACCEPTANCE.  
 WAC 251-18-075 EXAMINATION ADMINISTRATION.  
 WAC 251-18-095 EXAMINATIONS—EVALUATION OF.  
 WAC 251-18-110 APPLICATION—DISQUALIFICATION—REJECTION.  
 WAC 251-18-120 APPLICANTS—ANONYMITY.  
 WAC 251-18-130 VETERANS PREFERENCE.  
 WAC 251-18-140 EXAMINATION RESULTS—NOTIFICATION—INSTITUTIONAL REVIEW.  
 WAC 251-18-145 EXAMINATION—ELIGIBILITY—RIGHT OF APPEAL.  
 WAC 251-18-160 EXAMINATION—MEDICAL.  
 WAC 251-18-165 EXAMINATIONS—RECORDS REQUIREMENTS.  
 WAC 251-18-176 MODIFICATION OF MINIMUM QUALIFICATIONS.  
 WAC 251-18-290 RETURNING EMPLOYEE PROVISIONS—LAYOFF.  
 WAC 251-18-291 RETURNING EMPLOYEE PROVISIONS—REEMPLOYMENT.  
 WAC 251-18-300 APPOINTMENT—PROVISIONAL.  
 WAC 251-18-310 APPOINTMENT—EMERGENCY.  
 WAC 251-18-320 APPOINTMENT—PROBATIONARY.  
 WAC 251-18-330 TRIAL SERVICE PERIOD.  
 WAC 251-18-335 APPOINTMENT—ALTERNATE.  
 WAC 251-18-340 APPOINTMENT—PERMANENT STATUS.  
 WAC 251-18-345 REASSIGNMENT.  
 WAC 251-18-346 TRANSFER—LATERAL MOVEMENT—VOLUNTARY DEMOTION.  
 WAC 251-18-347 PERMANENT CLASSIFIED EMPLOYEE MOVEMENT BETWEEN INSTITUTIONS/RELATED BOARDS OR STATE AGENCIES.  
 WAC 251-18-350 APPOINTMENT—TEMPORARY.  
 WAC 251-18-381 APPOINTMENT—CYCLIC YEAR POSITION.  
 WAC 251-18-400 APPRENTICESHIP PROGRAMS.  
 WAC 251-18-410 SPECIAL EMPLOYMENT PROGRAMS.  
 WAC 251-18-420 APPOINTMENT—CONVERSION OF EX-EMPT POSITION.

### Chapter 251-19 WAC APPOINTMENT

WAC  
 251-19-010 Returning employee provisions—Layoff.  
 251-19-020 Returning employee provisions—Reemployment.  
 251-19-030 Appointment—Provisional.  
 251-19-040 Appointment—Emergency.  
 251-19-050 Appointment—Probationary.  
 251-19-060 Trial service period.

251-19-070 Appointment—Alternate.  
 251-19-080 Appointment—Permanent status.  
 251-19-090 Reassignment.  
 251-19-100 Transfer—Lateral movement—Voluntary demotion.  
 251-19-110 Permanent classified employee interinstitutional and intersystem movement.  
 251-19-120 Appointment—Temporary.  
 251-19-130 Appointment—Cyclic year position.  
 251-19-140 Apprenticeship programs.  
 251-19-150 Special employment programs.  
 251-19-160 Appointment—Conversion of exempt position.

### NEW SECTION

WAC 251-19-010 RETURNING EMPLOYEE PROVISIONS—LAYOFF. An eligible appointed from an established institution-wide layoff list shall be credited with the following:

- (1) Assumption of appointment status, salary step as provided in WAC 251-08-115 and seniority held at the time of layoff;
- (2) Sick leave accrued at the time of layoff;
- (3) Periodic increment date extended by an amount of time equal to the period of layoff in order to give credit for time served in a salary step prior to layoff.

### NEW SECTION

WAC 251-19-020 RETURNING EMPLOYEE PROVISIONS—REEMPLOYMENT. A former state employee who is appointed from an open competitive list shall be:

- (1) Credited with unused sick leave accrued if reemployed within three years of termination;
- (2) Given a new periodic increment date in accordance with WAC 251-08-100(2);
- (3) Required to serve a probationary period.

### NEW SECTION

WAC 251-19-030 APPOINTMENT—PROVISIONAL. When a vacancy in the classified service exists and there is an inadequate eligible list, the personnel officer may authorize a provisional appointment of any person who meets the minimum requirements for the class. Any person appointed provisionally must be advised of his/her appointment status and of the requirement to compete for the position when recruitment is initiated. Such provisional appointment shall terminate prior to six months or within two weeks of the date of regular appointment, whichever comes first. No person shall receive more than one provisional appointment, nor serve more than six months in any twelve month period as a provisional appointee. The period of a provisional appointment shall not constitute a part of the probationary period.

The personnel officer shall immediately begin recruiting to establish a list of eligibles for the class.

### NEW SECTION

WAC 251-19-040 APPOINTMENT—EMERGENCY. An employing official may request that the personnel officer authorize a thirty calendar day emergency appointment, without regard to other provisions of these rules governing appointment, whenever the personnel officer determines that an emergency exists and there is an inadequate eligible list from which an appointment can be made. The period of emergency appointment shall not constitute part of a probationary period. Emergency appointments shall be reported in writing to the director at the time of appointment, and may be extended for another thirty calendar day period only upon prior approval of the director.

### NEW SECTION

WAC 251-19-050 APPOINTMENT—PROBATIONARY. (1) Probationary appointment shall be made only upon appointment of eligibles from the:

- (a) Open-competitive or noncompetitive list.
- (b) Institution-wide layoff list – when the employee was in probationary status at the time of layoff.
- (c) State-wide layoff list.
- (d) Combined eligible list as provided in WAC 251-18-180(10) and 251-18-240 (3)(b)(ii) when the person appointed is neither a permanent employee of the institution nor an employee moving pursuant to WAC 251-19-110.



(2) The probationary period will continue for the length of time as determined under WAC 251-06-090, unless interrupted as provided in these rules. All positions in a class shall require the same probationary period. In the event an employee is on leave without pay for more than ten work days during the probationary period, the completion date of the probationary period shall be extended by an amount of time equal to the period of leave without pay.

(3) Qualified probationary employees may be reappointed during the probationary period to other classes. Upon such reappointment the following shall apply:

(a) The employee shall begin a probationary period in the new class;

(b) The salary in the new class shall be established as provided in WAC 251-08-080;

(c) The former periodic increment date shall be abolished and a new periodic increment date established in the same manner as provided in WAC 251-08-100(2).

#### NEW SECTION

**WAC 251-19-060 TRIAL SERVICE PERIOD.** (1) A trial service period of six months shall be required upon appointment of a permanent employee to a new class at the institution, unless

(a) During the current period of employment at the institution, permanent status has been held in the class to which the employee is moving, or

(b) The class is lower in that same class series, or

(c) The employee is being reallocated per the provisions of WAC 251-06-080 (1)(a), or

(d) The employee is moving to the class as part of a recognized apprenticeship program as provided in WAC 251-19-140(5).

(2) A trial service period of six months shall be required upon employee movement as specified in WAC 251-19-110.

(3) The trial service period provides the employing official an opportunity to observe and evaluate the new employee's work. Employees who do not perform satisfactorily during the trial service period may be reverted as follows:

(a) With preemptive rights to the former position in which permanent status was last held, or to a vacant position in that class (except when reversion is from a position the appointment to which was a result of disciplinary demotion or employee movement as specified in WAC 251-19-110). The personnel officer shall determine which position to preempt. However, if the employee was in a trial service appointment in another class prior to the current trial service period, the personnel officer may provide the employee the opportunity to complete the first interrupted trial service period.

(b) Reversion must be preceded by written notice at least one work day (eight hours), before the effective date.

(c) If the former position to which the employee has preemptive rights has been abolished and a vacant position in the class is not available, or if there is no class to which the reverted employee has preemptive rights, the affected employee shall be accorded such bumping rights and placement on layoff lists as would be provided in layoff from his/her former class.

(4) Reversion from trial service must be preceded by:

(a) Written notice detailing deficiencies in performance, which shall include the specific changes required; and

(b) A reasonable opportunity to overcome identified deficiencies.

(5) An employee who is reverted may appeal to the board regarding:

(a) Whether the employer complied with the requirements of subsection (4)(a) and (b) of this section; and

(b) Whether the claimed deficiencies existed at the time of reversion.

(6) The board may uphold the reversion action, extend the trial service period, overturn the reversion, grant permanent status or order such other actions as may be determined appropriate pursuant to the best standards of personnel administration.

(7) In the event an employee is on leave without pay status for more than ten work days during the trial service period, the completion date of the trial service period shall be extended by an amount of time equal to the period of leave without pay.

(8) Successful completion of the trial service period shall result in permanent status in the class.

(9) Salary and periodic increment date shall be determined as follows:

(a) Upon promotional trial service appointment, the salary shall be established as provided in WAC 251-08-110; and the existing periodic increment date shall be eliminated and a new date established to be effective the date of completion of trial service;

(b) Upon trial service reversion the salary shall be established as provided in WAC 251-08-115(4) and the former periodic increment date shall be reestablished;

(c) Upon trial service appointment to a class at the same salary level, the salary and periodic increment date shall remain unchanged.

#### NEW SECTION

**WAC 251-19-070 APPOINTMENT—ALTERNATE.** Application of the alternate appointment rule shall apply only to unique research classes pre-approved by the board. An alternate appointment for research positions shall consist of the six month period following appointment from a layoff list or an option taken in lieu of layoff. This provides the employing official an opportunity to observe the employee's work and determine whether or not he/she can perform in that specific position. If it is determined that the employee cannot perform, as documented by a written performance review, the employee shall be placed on the appropriate layoff list or provided other transfer options as available. The director shall be notified on a monthly basis of the new positions in which the alternate appointment rule is used.

Application of this rule shall be appealable under the same provisions as WAC 251-12-080 et seq.

#### NEW SECTION

**WAC 251-19-080 APPOINTMENT—PERMANENT STATUS.** Permanent status appointments shall be made under the following conditions:

(1) Upon successful completion of a probationary period or trial service period.

(2) Demotion, either voluntary or involuntary, when made to a class in which the employee has held permanent status during the current period of employment at the institution.

(3) Transfer within a class at the institution.

(4) Certification from a layoff list for a class in which the employee had permanent status at the time of layoff or lower classes in the same class series for which the employee is qualified.

(5) Conversion, per the provisions of WAC 251-19-160, of the incumbent of an exempt position which is converted to classified status, provided the incumbent has been employed for at least six months in the exempt position.

#### NEW SECTION

**WAC 251-19-090 REASSIGNMENT.** The appointing authority may reassign an employee to a different position within the same class. Such reassignment shall not result in a change in salary or periodic increment date.

#### NEW SECTION

**WAC 251-19-100 TRANSFER—LATERAL MOVEMENT—VOLUNTARY DEMOTION.** (1) The personnel officer for each institution shall develop a "transfer/lateral movement/voluntary demotion procedure" to provide reasonable opportunity for employees desiring to transfer within class or to voluntarily demote or move laterally to classes where they have previously attained permanent status at the institution, or equivalent classes as determined by the personnel officer, when:

(a) The action is by employee request; or

(b) The personnel officer determines that the employee seeking the action is no longer able to perform in the current class due to physical or mental incapacity; or

(c) The employee's position is being reallocated upward and the employee is not appointed to the reallocated position.

(2) Except as provided in subsection (1) of this section, permanent employees who wish to be considered for appointment to classes with an equal or lower salary range maximum than their current class must apply in accord with institutional procedure, meet the minimum qualifications, pass the examination and be placed on the appropriate eligible list for the class.

(3) Upon appointment via the provisions of this rule, the following shall apply:

(a) For voluntary demotion, the salary shall be determined by the personnel officer and the periodic increment date shall remain unchanged.

(b) For transfer within class or lateral movement, the salary and periodic increment date shall remain unchanged.



NEW SECTION

WAC 251-19-110 PERMANENT CLASSIFIED EMPLOYEE INTERINSTITUTIONAL AND INTERSYSTEM MOVEMENT. (1) Permanent classified employees desiring to promote, transfer, laterally move, or voluntarily demote from one to another institution/related board or from classified employment governed by Chapter 41.06 RCW to classified employment governed by Chapter 28B.16 RCW will:

- (a) Have the responsibility for communicating their desires in writing to potential receiving institutions/related boards.
  - (b) Be required to pass the examination for the class administered by the receiving institution/related board.
  - (c) Have their names placed on the appropriate eligible list as provided in WAC 251-18-180.
  - (d) Be certified to employing official(s) as provided in WAC 251-18-240.
  - (e) Serve a trial service period of six months. If the trial service period is not satisfactorily completed, the employee shall be placed on the institution-wide layoff list at the institution/related board from which he/she came or corresponding department of personnel register.
  - (f) Be unable to bump if laid off during such trial service period even though layoff seniority will move with employee to the new position.
  - (g) Retain vacation and sick leave balances. Vacation leave accrual rates shall be determined by appropriate higher education personnel board rules.
  - (h) Retain their former periodic increment date except upon promotion in accordance with WAC 251-18-100 (3)(a).
- (2) Permanent classified employees under the jurisdiction of Chapter 28B.16 RCW who desire to promote, transfer, laterally move or voluntarily demote to classified employment governed by Chapter 41.06 RCW should consult with the department of personnel to determine the rules applicable to such intersystem movement.

NEW SECTION

WAC 251-19-120 APPOINTMENT—TEMPORARY. (1) Temporary appointment may be made only to meet employment conditions set forth in the definition of "temporary appointment" in WAC 251-01-415.

- (2) Temporary appointment to perform work in the absence of an employee on leave for ninety or more consecutive calendar days shall be made following certification from appropriate eligible lists of eligibles who have indicated willingness to accept such temporary appointment. Employees appointed to classified positions in accordance with this subsection are covered by chapter 28B.16 RCW and Title 251 WAC. Temporary appointment made in accordance with this subsection is not limited to the one hundred seventy-nine consecutive calendar day limitation identified in WAC 251-01-415(3) and subsection (5) of this section.
- (3) The employing official may temporarily assign a classified employee the duties and responsibilities of a higher-level class for a period of less than ninety consecutive calendar days. The salary shall be determined per WAC 251-08-110.
- (4) Temporary appointment to positions identified in the definition of "temporary appointment" in WAC 251-01-415 (1)(a), (2), and (3) may be made without regard to the rules governing appointment.
- (5) Upon prior approval of the director, a temporary appointment to a position identified in WAC 251-01-415 (1)(a) may be extended beyond the eighty-ninth day, however the total period of appointment shall not exceed one hundred seventy-nine consecutive calendar days.
- (6) A permanent classified employee accepting temporary appointment to a position identified in the definition of "temporary appointment" in WAC 251-01-415 (1)(a), (2), and (3), shall retain and continue to receive all rights and benefits provided by these rules for the duration of the temporary appointment.
- (7) At the conclusion of a temporary appointment of less than one hundred eighty consecutive calendar days, a permanent employee shall have the right to revert to his/her former position.
- (8) Each institution shall file with the director a procedure which indicates their system for controlling and monitoring exempt positions as identified in RCW 28B.16.040(2).

NEW SECTION

WAC 251-19-130 APPOINTMENT—CYCLIC YEAR POSITION. (1) Cyclic year positions are to be filled in accord with chapters 251-17 and 251-18 WAC.

- (2) At least fifteen calendar days before the start of each annual cycle, incumbents of cyclic year positions will be informed in writing of their scheduled periods of leave without pay in the ensuing annual cycle. Such leave without pay shall not constitute a break in service and shall not be deducted from the employees' length of service in granting periodic increments except as provided in WAC 251-08-100 (3)(f), nor in computing the employees' vacation leave accrual rate.
- (3) When additional work is required of a cyclic year position during a period for which the position was scheduled for leave without pay, the temporary work will be offered to the incumbent. The incumbent will be allowed at least three working days in which to accept or decline the offer.

NEW SECTION

WAC 251-19-140 APPRENTICESHIP PROGRAMS. (1) Apprentices shall be employed and compensated under conditions appropriate for the particular apprenticeable class which have been recommended by the joint apprenticeship committee as approved by the state apprenticeship council and the higher education personnel board. Each apprentice shall enter into a training contract with the joint apprenticeship committee and shall abide by its term and conditions.

- (2) When an apprenticeship agreement is cancelled, the employee shall have the same reversionary employment rights he/she had available at the time of entering the apprenticeship program.
- (3) When an employee moves into an apprenticeship program and he/she has a higher salary than is provided by the apprenticeship program, his/her salary shall be continued at the existing level until the employee has been in the apprenticeship program long enough to move onto the apprenticeship salary schedule without a reduction in salary.
- (4) Incremental salary step increases shall be in accordance with the appropriate salary schedule but are not solely dependent upon time in grade. Objective evaluation of performance in on-the-job and related training may be justification to delay an incremental salary increase until training requirements for that step have been fulfilled. Conversely, objective evaluation of performance may be justification to advance incremental salary steps to the level equal to ability and training.
- (5) Graduates from the apprenticeship program will be assigned to the mid-step of the journey scale and will remain until twelve months elapse before moving to the top step. Movement from the apprenticeship program into the journey class does not require competition and a trial service appointment is not required.

NEW SECTION

WAC 251-19-150 SPECIAL EMPLOYMENT PROGRAMS. (1) Special employment programs are those programs designated by the director which are designed and implemented to reduce unemployment and/or provide training opportunities to enable persons to become more employable. Special employment programs are funded in total, or in part, from sources other than the normal sources available to the institutions.

- (2) Positions created for special employment programs are included in the regular classified service of an institution. Participants have the rights and benefits of classified employees, except as precluded by WAC 251-10-035 or higher statutory authority. The primary distinction is that each institution shall establish a separate layoff unit to include all special employment programs. When special employment program positions are abolished or when an incumbent must be separated due to the salary or longevity mandates of Public Law 95-524, layoffs will occur as provided in WAC 251-10-035.

NEW SECTION

WAC 251-19-160 APPOINTMENT—CONVERSION OF EXEMPT POSITION. (1) Incumbents of positions which are converted from exempt to classified service for the following reasons may be placed within the classified service as provided in subsections (2) through (9) of this section:

- (a) When it has been determined that the exempt position does not meet the criteria for exemption per WAC 251-04-040 (1), (8), (9), or (10) and thus is inappropriately exempt;

(b) When an organizational realignment has caused the exempt position to become inappropriately exempt by no longer meeting the criteria for exemption per WAC 251-04-040 (1), (8), (9), or (10); or

(c) When an institution elects to convert a position which has been exempt per the provisions of WAC 251-04-040(10).

(2) An incumbent whose position is converted as indicated in subsection (1)(c) of this section must have served a minimum of one year in the position being converted in order to be subject to the provisions of this section.

(3) The incumbent shall not be required to pass a qualifying examination or meet the minimum qualifications for entry into the class.

(4) The incumbent shall enter the classified position with permanent status unless he/she has been employed less than six months in the exempt position being converted, in which case he/she shall hold probationary status until a total of six months has been served.

(5) The incumbent shall be placed at the first step within the salary range or range extension which is not less than the current exempt salary.

(6) The periodic increment date shall be established based on the date of conversion to the classified service or the date of last salary increase, whichever is sooner. Those employees at or above the top step of the new range shall not be assigned a P.I.D.

(7) The incumbent shall be credited with unused accrued sick leave on the books at the time of conversion and shall continue to accrue at the rate of one day per month as provided in WAC 251-22-100.

(8) The incumbent shall be credited with unused accrued vacation leave on the books at the time of conversion and shall accrue at the same rate as for classified employees as provided in WAC 251-22-060.

(9) Layoff seniority for the incumbent shall be established based upon unbroken service at the institution.

## WSR 87-21-091

### PROPOSED RULES

#### HIGHER EDUCATION PERSONNEL BOARD

[Filed October 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules concerning:

Amd	WAC 251-01-175	Final examination score.
Amd	WAC 251-01-335	Provisional appointment.
Amd	WAC 251-01-415	Temporary appointment.
Amd	WAC 251-01-435	Trial service.
Amd	WAC 251-04-040	Exemptions.
Amd	WAC 251-06-080	Position reallocation—Effect on incumbent.
Amd	WAC 251-08-100	Periodic increment date.
Amd	WAC 251-08-150	Salary—Conversion of exempt position.
Amd	WAC 251-10-030	Layoff.
Amd	WAC 251-10-035	Layoff—Special employment programs.
Amd	WAC 251-10-055	Layoff lists—Institution-wide.
Amd	WAC 251-10-195	Trial service reversion.
Amd	WAC 251-12-072	Appeals from eligibility determinations.
Amd	WAC 251-12-240	Burden of proof.
Amd	WAC 251-12-500	Relief from effect of board's order.
Amd	WAC 251-22-060	Vacation leave—Accrual.
Amd	WAC 251-24-050	Training—General provisions;

that the agency will at 9:00 a.m., Friday, December 4, 1987, in the Terry Lander Hall, Main Floor, Building L150, University of Washington, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 28B.16.100.

The specific statute these rules are intended to implement is RCW 28B.16.100.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 3, 1987.

Dated: October 21, 1987

By: John A. Spitz  
Director

### STATEMENT OF PURPOSE

This statement is related to the notice filed with the code reviser on October 21, 1987, and is filed pursuant to RCW 34.04.025.

Description of Purpose: These housekeeping changes correctly reference sections in chapters 251-17, 251-18 and 251-19 WAC.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: RCW 28B.16.100.

Title: WAC 251-01-175 Final examination score; 251-01-335 Provisional appointment; 251-01-415 Temporary appointment; 251-01-435 Trial service; 251-04-040 Exemptions; 251-06-080 Position reallocation—Effect on incumbent; 251-08-100 Periodic increment date; 251-08-150 Salary—Conversion of exempt position; 251-10-030 Layoff; 251-10-035 Layoff—Special employment programs; 251-10-055 Layoff lists—Institution-wide; 251-10-195 Trial service reversion; 251-12-072 Appeals from eligibility determinations; 251-12-240 Burden of proof; 251-12-500 Relief from effect of board's order; 251-22-060 Vacation leave—Accrual; and 251-24-050 Training—General provisions.

Summary of Rule: To reference applicable sections in chapters 251-17, 251-18 and 251-19 WAC.

Reasons Supporting Proposed Action: Chapter 251-17 WAC, Recruitment—Examination; chapter 251-18 WAC, Certification; and chapter 251-19 WAC, Appointment, replace the previous chapter 251-18 WAC, Employment—Appointment.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: John A. Spitz, Director, Higher Education Personnel Board, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

Person or Organization Proposing Rule, and Whether Public, Private or Governmental: Higher Education Personnel Board, governmental.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: The change is not the result of federal law or state or federal court action.

#### AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-175 FINAL EXAMINATION SCORE. An applicant's final passing score on an examination, plus any veterans preference or other applicable credits added in accordance with WAC ((251-18-300)) 251-17-150 and/or 251-18-180 (10)(b).

#### AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-335 PROVISIONAL APPOINTMENT. Appointment made prior to establishment of an eligible list, per the provisions of WAC ((251-18-300)) 251-19-030. A person so appointed is required to apply through the competitive process to be considered for the position on a permanent basis.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-415 TEMPORARY APPOINTMENT. (1) Work performed in the absence of an employee on leave for:

(a) Less than ninety consecutive calendar days (WAC ((~~251-18-350~~) 251-19-120(4));

(b) Ninety or more consecutive calendar days (WAC ((~~251-18-350~~) 251-19-120(2)); or

(2) Formal assignment of the duties and responsibilities of a higher level class for a period of less than ninety consecutive calendar days; or

(3) Performance of extra work required at a work load peak, a special project, or a cyclic work load which does not exceed one hundred seventy-nine consecutive calendar days.

AMENDATORY SECTION (Amending Order 147, filed 4/22/86)

WAC 251-01-435 TRIAL SERVICE. The initial period of employment following promotion, transfer, demotion, or lateral movement into a class in which the employee has not held permanent status at the institution or related board, beginning with the effective date of the change and continuing for six months, unless interrupted as provided in these rules or extended as provided in WAC ((~~251-18-330~~) 251-19-060(6)).

AMENDATORY SECTION (Amending Order 154, filed 1/2/87, effective 2/1/87)

WAC 251-04-040 EXEMPTIONS. The following classifications, positions, and employees of higher education institutions/related boards are hereby exempted from coverage of this chapter.

(1) Members of the governing board of each institution/related board; all presidents, vice presidents and their confidential secretaries, administrative and personal assistants; deans, directors, and chairmen; academic personnel; executive heads of major administrative or academic divisions employed by institutions of higher education; and any employee of a community college district whose place of work is one which is physically located outside the state of Washington and who is employed pursuant to RCW 28B.50.092 and assigned to an educational program operating outside of the state of Washington.

(2) Students employed by the institution at which they are enrolled (or related board) and who either:

(a) Work five hundred sixteen hours or less in any six consecutive months, exclusive of hours worked in a temporary position(s) during the summer and other breaks in the academic year, provided such employment does not:

(i) Take the place of a classified employee laid off due to lack of funds or lack of work; or

(ii) Fill a position currently or formerly occupied by a classified employee during the current or prior calendar or fiscal year, whichever is longer;

(b) Provided further that the hour limitation shall not apply to student employees who were hired before July 20, 1984, with an understanding of working more than the stated number of hours monthly, and also with an understanding of such employment continuing for the duration of their education. However, this exception shall apply only to students who are continuously enrolled and shall not extend beyond September 1, 1988. Students covered by this exception shall be identified to the director;

(c) Are employed in a position directly related to their major field of study to provide training opportunity; or

(d) Are elected or appointed to a student body office or student organization position such as student officers or student news staff members.

(3) Students participating in a documented and approved programmed internship which consists of an academic component and work experience.

(4) Students employed through the state or federal work/study programs.

(5) Persons employed in a position scheduled for less than twenty hours per week or on an intermittent employment schedule.

(6) Nonclassified employees filling positions identified in subsections (1)(a) and (3) of the definition of "temporary appointment" in WAC 251-01-415.

(7) Part-time professional consultants retained on an independent part-time or temporary basis such as physicians, architects, or other professional consultants employed on an independent contractual relationship for advisory purposes and who do not perform administrative or supervisory duties.

(8) The director, his confidential secretary, assistant directors, and professional education employees of the state board for community college education.

(9) The personnel director of the higher education personnel board and his confidential secretary.

(10) The governing board of each institution/related board may also exempt from this chapter, subject to the employee's right of appeal to the higher education personnel board, classifications involving research activities, counseling of students, extension or continuing education activities, graphic arts or publications activities requiring prescribed academic preparation or special training, and principal assistants to executive heads of major administrative or academic divisions, as determined by the higher education personnel board: PROVIDED, That no nonacademic employee engaged in office, clerical, maintenance, or food and trades services may be exempted by the higher education personnel board under this provision.

(11) Any employee who believes that any classification should or should not be exempt, or any employee because of academic qualifications which would enable such employee to teach and thus be exempt, may appeal to the board in the same manner as provided in WAC 251-12-080, et seq.

(12) Any classified employee having civil service status in a classified position who accepts an appointment in an exempt position shall have the right of reversion to the highest class of position previously held, or to a position of similar nature and salary, within four years from the date of appointment to the exempt position. However, (a) upon the prior request of the appointing authority of the exempt position, the board may approve one extension of no more than four years; and (b) if an appointment was accepted prior to July 10, 1982, then the four-year period shall begin on July 10, 1982. Application for return to classified service must be made not later than thirty calendar days following the conclusion of the exempt appointment.

(13) When action is taken to convert an exempt position to classified status, the effect upon the incumbent of such position shall be as provided in WAC ((~~251-18-420~~) 251-19-160).

AMENDATORY SECTION (Amending Order 70, filed 9/29/78, effective 11/1/78)

WAC 251-06-080 POSITION REALLOCATION—EFFECT ON INCUMBENT. (1) An employee occupying a position that is reallocated to a class with a higher salary range maximum, is affected as follows:

(a) When reallocation is a result of an accumulation of duties by the incumbent over a period of at least six months, the incumbent may elect to remain in the position following reallocation providing he/she meets the minimum qualifications for the class. The minimum qualifications may be waived by the director if it is determined that the incumbent has demonstrated sufficient experience to satisfactorily perform the duties of the class. Successful completion of the higher level duties by the incumbent for at least six months satisfies the examination requirement and confers permanent status. Documentation of such service shall be kept on file for each reallocation request approved;

(b) When reallocation will require immediate changes in the duties of the position, it will be filled in accord with chapters 251-17 and 251-18 WAC. The incumbent will be given an opportunity to compete for the position. If the employee is not selected, or chooses not to compete, subsection (2)(a), (b), and (d) of this section will apply.

(2) An employee occupying a position which is reallocated to a class with a lower salary range maximum has the following options:

(a) Transfer to a vacant position within the current class;

(b) Be afforded such bumping rights and placement on layoff lists as would be provided in layoff;

(c) Demote with the position;

(d) In addition, the employee may make him/herself available for appointment on or before the effective date of the reallocation via the institution's transfer/lateral movement/voluntary demotion procedure.

(3) Establishment of salary and periodic increment following reallocation shall be as provided in WAC 251-08-100 and 251-08-112.

AMENDATORY SECTION (Amending Order 156, filed 7/1/87, effective 8/1/87)

WAC 251-08-100 PERIODIC INCREMENT DATE. (1) For purposes of payment of periodic increment increases, the effective date shall be determined as follows:

(a) The first of the current month for actions occurring between the first and the fifteenth of the month; or

(b) The first of the following month for actions occurring between the sixteenth and the end of the month.

(2) The periodic increment date of new employees or probationary employees who are reappointed to a new class during the probationary period shall be established:

(a) Upon completion of six months in the class for those appointed at the first step in the salary range; or

(b) Upon completion of twelve months in the class for those appointed at a salary step above the first step in the salary range.

(3) The periodic increment date of all employees shall be changed as follows:

(a) Upon promotion, the existing periodic increment date will be eliminated and a new date established to be effective upon completion of the trial service period;

(b) Upon reappointment of a probationary employee during the probationary period, the former periodic increment date will be eliminated and a new date established as provided in ~~((WAC 251-08-100))~~ subsection (2) of this section;

(c) Upon reallocation under WAC 251-06-080 (1)(a) of an employee who is at the top step of the current salary range, the employee will be given a new periodic increment date which will be six months following the reallocation action;

(d) When a leave of absence without pay exceeds ten working days in any calendar month, or exceeds ten consecutive working days, the date will be extended by one month, except as provided by WAC 251-22-165(5), 251-22-180, and ~~((251-18-381))~~ 251-19-130;

(e) When employees return from layoff status, the date will be reestablished and extended by an amount of time equal to the period of layoff in order to give credit for time served in a salary step prior to layoff;

(f) When a cyclic year position leave of absence without pay exceeds ninety calendar days, the periodic increment date shall be extended on a month-for-month basis. Provisions of ~~((WAC 251-08-100 (3)))~~ (d) of this subsection shall apply to that period exceeding the ninety calendar days. Cyclic year position employees serving a probationary or trial service period will have their periodic increment dates extended by an amount of time equal to the period in which the employee is on leave of absence without pay;

(g) When employees are reverted from trial service following promotion (or return from alternate appointment), the periodic increment date held prior to promotion or layoff will be reestablished;

(h) When the board or the director order remedial action per WAC 251-12-600, the periodic increment date may be modified as part of the order.

(4) The periodic increment date of all employees shall remain unchanged for all other actions including, but not limited to, transfer within class, appointment to another class with the same or lower salary range maximum, and reallocations except as provided in ~~((WAC 251-08-100))~~ subsection (3)(c) of this section.

(5) The periodic increment date for incumbents of exempt positions which are converted to classified status shall be established as provided in WAC ~~((251-18-420))~~ 251-19-160.

#### AMENDATORY SECTION (Amending Order 64, filed 12/23/77)

WAC 251-08-150 SALARY—CONVERSION OF EXEMPT POSITION. The incumbent of an exempt position converted to classified status per the provisions of WAC ~~((251-18-420))~~ 251-19-160 shall be placed at the first step within the salary range or range extension which is not less than the current exempt salary.

#### AMENDATORY SECTION (Amending Order 154, filed 1/2/87, effective 2/1/87)

WAC 251-10-030 LAYOFF. (1) An appointing authority may separate or reduce the number of working hours or the work year of an employee without prejudice because of lack of funds or lack of work.

(2) Each institution shall develop for approval by the director a layoff procedure based upon layoff seniority as defined in WAC 251-01-245, to include as a minimum:

(a) Clearly defined layoff unit(s), in order to minimize the disruption of an institution's total operation, and

(b) Provision for veterans preference for eligible veterans and their unmarried widows/widowers as defined in WAC 251-10-045.

(3) A permanent status employee scheduled for layoff shall receive written notice of any available options in lieu of layoff as provided in

~~((WAC 251-10-030))~~ subsections (5) and (6) of this section. The employee shall be given no less than three working days to select an option, if available, or to elect to be laid off and/or be placed on the appropriate institution-wide layoff list(s).

(4) Written notice of at least fifteen calendar days must be given to the employee after he/she has selected one of the options or upon completion of the option period.

(5) Within the layoff unit, a permanent status employee scheduled for layoff shall be offered employment options to comparable position(s), as determined by the personnel officer, in:

(a) Class(es) in which the employee has held permanent status which have the same or lower salary range maximum as the current class;

(b) Lower class(es) in those same class series for which the employee is qualified.

The employee may exercise either option ~~((WAC 251-10-030))~~ subsection (5)(a) or ((5))(b) of this section provided that the employee being replaced is the least senior in a comparable position in the class and has less layoff seniority than the employee replacing him/her. A vacant position, if available, should be considered to be the position in the class held by the least senior person. The employee may elect to have access to less-than-comparable positions by so notifying the personnel officer in writing.

(6) Except as provided in WAC 251-10-035, a permanent employee scheduled for layoff who has no options available under subsection (5) ~~((above))~~ of this section shall be offered position(s) as follows:

(a) The personnel officer will offer in writing not less than three positions from among the highest available classes (unless the total available is less than three); provided that any position(s) offered must be:

(i) At the same level or lower than the class from which the employee is being laid off; and

(ii) Vacant or held by a provisional, temporary, or probationary employee; and

(iii) In a class for which the employee being laid off meets the minimum qualifications and can pass the appropriate qualifying examination.

(b) The employee will be required to indicate within three working days his/her interest in a specific class(es) so that the personnel officer may schedule the appropriate examination(s).

(c) Upon satisfactory completion of the examination(s) the employee will be offered option(s) to specific position(s), including salary information.

(d) Employees appointed to positions through provisions of ~~((6))~~ will be required to serve a trial service period.

(7) In order to be offered a layoff option or return from layoff to a position for which specific position requirements have been documented in accordance with WAC 251-18-255(1), the employee must demonstrate a satisfactory level of knowledge, skill, or ability on the specific position requirements.

(8) In a layoff action involving a position for which a particular sex is a bona fide occupational requirement, as approved by the Washington state human rights commission, the most senior employee meeting the occupational requirements may be retained in the position over more senior employees in such class who do not meet the occupational requirement.

(9) When it is determined that layoffs will occur within a unit, the personnel officer will:

(a) Provide a copy of the institution's reduction in force procedure to all employees subject to layoff;

(b) Advise each employee in writing of available options in lieu of layoff;

(c) Advise each employee in writing of the specific layoff list(s) upon which he/she may be placed as required per WAC 251-10-055 and 251-10-035;

(d) Provide information about the process by which the employee may make application for state-wide layoff lists, as required per WAC 251-10-060(7);

(e) Advise each employee in writing of the right to appeal his/her layoff to the board per WAC 251-12-080.

(10) Layoff actions for employees of special employment programs as identified in WAC ~~((251-18-410))~~ 251-19-150 shall be administered as provided in WAC 251-10-035.

#### AMENDATORY SECTION (Amending Order 134, filed 7/31/85, effective 9/1/85)

WAC 251-10-035 LAYOFF—SPECIAL EMPLOYMENT PROGRAMS. (1) Institutions participating in special employment

programs qualifying under the conditions identified in WAC ((~~251-18-410~~) 251-19-150) shall establish a special employment program layoff unit.

(2) An appointing authority may separate or reduce the number of working hours or the work year of a special employment program employee without prejudice because of lack of funds or lack of work, or when an incumbent must be separated due to the salary or longevity requirements of Public Law 95-524.

(3) A permanent status special employment program employee scheduled for layoff shall receive written notice of any available options in lieu of layoff as provided in subsection (5) of this section. Employment options are limited to positions within the special employment program layoff unit and/or program for which the employee qualifies. The employee shall be given no less than three working days to select an option, if available, or to elect to be laid off and/or be placed on the appropriate special employment program layoff list(s).

(4) The appointing authority must provide the employee at least fifteen calendar days written notice beyond the date of selection of an option or the completion of the option period, whichever is sooner. The notice shall inform the employee of his/her right to appeal the layoff action to the board per WAC 251-12-080.

(5) Within the special employment program layoff unit, a permanent status employee scheduled for layoff shall be offered the following:

(a) Except as provided in ((~~subsection (5)~~))(b) of this ((~~section~~) subsection), employees who are being laid off shall be offered options within the layoff unit and placement on special employment program layoff lists in class(es) with the same or lower salary range maximum that are:

- (i) Class(es) in which the employee has held permanent status;
- (ii) Lower class(es) in the same class series for which the employee is qualified.

The employee may exercise either option provided that the employee being replaced is the least senior in the class and has less layoff seniority than the employee replacing him/her.

(b) Employees who are being laid off due to the expiration of the maximum allowable period of subsidized employment as provided in Public Law 95-524 shall not be afforded layoff options but shall be placed on the special employment program layoff list(s) for which they are eligible.

(6) The provisions of WAC 251-10-030 (7) and (8) relative to specific position and bona fide occupational requirements shall apply to special employment program layoff actions.

(7) The names of employees scheduled for layoff or actually laid off from service within a class shall be placed on the special employment program layoff list as provided in WAC 251-18-180.

**AMENDATORY SECTION** (Amending Order 154, filed 1/2/87, effective 2/1/87)

WAC 251-10-055 LAYOFF LISTS—INSTITUTION-WIDE. (1) The names of persons identified in subsection (6) of this section, permanent and probationary employees who are scheduled for layoff, who have been laid off from service within a class or service to the institution, or who have accepted a lower option in lieu of layoff shall be placed on the institution-wide layoff list(s) for those class(es) in which they have held permanent status, probationary (if within the same class series as the list), or trial service appointment status within the current period of employment at the institution provided that:

- (a) The employee has requested placement on the list;
- (b) The employee has not been rejected, reverted, demoted or dismissed from such class(es); and
- (c) The class has the same or lower salary range maximum as the class from which laid off.

In addition such employees shall be placed on institution-wide layoff list(s) for all lower class(es) in these same class series.

(2) Upon request, employees shall be placed on these lists at the completion of the three day option period or upon selection of an option, whichever is sooner.

(3) Layoff lists shall be institution-wide with eligibles ranked according to layoff seniority as defined in WAC 251-01-245.

(4) Eligibles certified from such lists shall be reemployed in preference to all other eligibles.

(5) Removal from the institution-wide layoff list shall be as provided below:

(a) Acceptance of a layoff option or appointment from a layoff list shall cause removal from the list(s) for all classes with the same or

lower salary range maximum; except that, unless the employee so requests, he/she may not be removed via this procedure from the layoff list for the class from which laid off.

(b) Retirement, resignation, or dismissal from the institution shall cause removal from the list(s).

(c) Declination of appointment to three positions on shifts for which the employee has formally indicated availability.

(6) In addition to persons identified in subsection (1) of this section, institution-wide layoff lists shall also contain the names of former employees of the institution/related board who have not successfully completed a trial service period resulting from movement identified in WAC ((~~251-18-347~~) 251-19-110). Such employees shall only have access to the list for the class in which they held permanent status prior to moving via WAC ((~~251-18-347~~) 251-19-110).

**AMENDATORY SECTION** (Amending Order 154, filed 1/2/87, effective 2/1/87)

WAC 251-10-195 TRIAL SERVICE REVERSION. An employee, prior to completing a trial service period, may be reverted by an employing official for failure to perform satisfactorily in the class. When such reversion becomes necessary, the written notice and employee rights upon reversion will be as provided in WAC ((~~251-18-330~~) 251-19-060(3)). Trial service reversion is not appealable to the board when the conditions of WAC ((~~251-18-330~~) 251-19-060(4)) have been satisfied.

**AMENDATORY SECTION** (Amending Order 122, filed 11/30/84, effective 1/1/85)

WAC 251-12-072 APPEALS FROM ELIGIBILITY DETERMINATIONS. An applicant may appeal the following actions in accord with the provisions of WAC ((~~251-18-145~~) 251-17-170):

- (1) Rejection of his/her application; or
- (2) The results of the institutional examination review process; or
- (3) The conduct of the selection process and/or his/her examination results; or
- (4) Failure to restore his/her name to an eligible list following the institutional review process; or
- (5) Removal of his/her name from an eligible list for reasons other than those specified in WAC 251-18-200(2).

**AMENDATORY SECTION** (Amending Order 154, filed 1/2/87, effective 2/1/87)

WAC 251-12-240 BURDEN OF PROOF. (1) At any hearing on appeal from a layoff, demotion, suspension, reduction in salary, separation (except for voluntary resignation or retirement), or dismissal the institution shall have the burden of proof.

(2) At any hearing on appeal from an allocation, the burden of proof shall rest with the appellant.

(3) At any hearing on exceptions to a hearing examiner's recommended decision per the provisions of WAC 251-12-085 or to a director's determination per the provisions of WAC 251-12-075, 251-12-600, or ((~~251-18-145~~) 251-17-170), the party filing the exceptions shall have the burden of proof.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-12-500 RELIEF FROM EFFECT OF BOARD'S ORDER. (1) Employees who incur loss of position, seniority, salary or otherwise are caused to suffer directly by action of the board pursuant to rules set forth in chapters 251-17, 251-18, and 251-19 WAC(;) may be considered to be aggrieved if the employee did not participate in the conditions as contributing to rules violation. Aggrieved employees may be provided by order of the board, such benefits as:

- (a) Permanent status when qualified by examination;
- (b) Salary maintenance or adjustment;
- (c) Seniority as appropriate;
- (d) Accrual of benefits.

(2) Upon receipt of written request for consideration from an employee, or upon initiation by the director, such action may be instituted as is required to provide appropriate relief under the rules for aggrieved employees when the employee is reduced in position or salary, laid off, or is otherwise caused to suffer as an indirect result of an order of the board and the employee was not a party to willful disregard of the rules. Such written request from the employee must be received

within thirty calendar days of the action unless an extension in time is requested by the personnel officer.

(3) The director shall notify interested parties in writing of any recommended action and such order shall be binding unless a request for review is received by the higher education personnel board as provided in subsection (4) (~~(below)~~) of this section.

(4) Request for board review of the action of the director must be made in writing by the employee, his/her representative, or the institution within fifteen calendar days of the mailing of such notice and must contain the reasons for such review. Within thirty calendar days of receipt of the notice the board will issue its ruling either affirming or modifying the director's action. The board's order shall be final and binding.

**AMENDATORY SECTION** (Amending Order 134, filed 7/31/85, effective 9/1/85)

WAC 251-22-060 VACATION LEAVE—ACCRUAL. (1) Full-time employees eligible for vacation leave shall accrue vacation leave, to be credited monthly, at the following rates:

(a) During the first year of continuous state employment - 12 days (8.0 hours per month);

(b) During the 2nd year of continuous state employment - 13 days (8 hours, 40 minutes per month);

(c) During the 3rd and 4th years of continuous state employment - 14 days (9 hours, 20 minutes per month);

(d) During the 5th through the 9th years of total state employment - 15 days (10 hours per month);

(e) During the 10th year of total state employment - 16 days (10 hours, 40 minutes per month);

(f) During the 11th year of total state employment - 17 days (11 hours, 20 minutes per month);

(g) During the 12th year of total state employment - 18 days (12 hours per month);

(h) During the 13th year of total state employment - 19 days (12 hours, 40 minutes per month);

(i) During the 14th year of total state employment - 20 days (13 hours, 20 minutes per month);

(j) During the 15th year of total state employment - 21 days (14 hours per month);

(k) During the 16th and succeeding years of total state employment - 22 days (14 hours, 40 minutes per month).

(2) Employees working less than full-time schedules shall accrue vacation leave credit on the same prorata basis that their appointment bears to a full time appointment.

(3) Per the provisions of WAC (~~(251-18-381)~~) 251-19-130(2), the scheduled period of cyclic year position leave of absence without pay shall not be deducted for purposed of computing the rate of vacation leave accrual for cyclic year position employees.

(4) The following shall apply for purposes of computing years of qualifying state employment:

(a) Employment in the legislative and/or the judicial branch shall not be credited;

(b) Employment exempt by the provisions of WAC 251-04-040(4) or employment under the state personnel board jurisdiction which is analogous to the conditions specified in WAC 251-04-040(4) shall not be credited;

(c) Each contract year of full-time faculty and/or administrative exempt employment within the higher education institutions shall be credited as a year of qualifying service;

(d) Employment in part time classified positions shall be credited as full-time service.

(5) Vacation leave credits shall not accrue during a leave of absence without pay which exceeds ten working days in any calendar month, nor shall credit be given toward the rate of vacation leave accrual.

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

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-24-050 TRAINING—GENERAL PROVISIONS. (1) Voluntary attendance in training courses outside of regular working hours does not constitute grounds for overtime or compensatory time off.

(2) Required attendance in courses which are outside of regular working hours and which are work related or meet an identified institution need is considered "paid time training" and constitutes time worked.

(3) Upon completion of institution approved training programs, respective eligible lists may be opened to employees who meet the minimum qualifications and desire to be examined, as provided in WAC (~~(251-18-025)~~) 251-17-090(5).

## WSR 87-21-092

### PROPOSED RULES

### HIGHER EDUCATION PERSONNEL BOARD

{Filed October 21, 1987}

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules concerning Salary—Reallocation, amending WAC 251-08-112;

that the agency will at 9:00 a.m., Friday, December 4, 1987, in the Terry Lander Hall, Main Floor, Building L150, University of Washington, Seattle, Washington, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 28B.16.100.

The specific statute these rules are intended to implement is RCW 28B.16.100.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 3, 1987.

Dated: October 21, 1987

By: John A. Spitz  
Director

### STATEMENT OF PURPOSE

This statement is related to the notice filed with the code reviser on October 21, 1987, and is filed pursuant to RCW 34.04.025.

Title: WAC 251-08-112 Salary—Reallocation.

Description of Purpose: When this rule was revised to accommodate the salary schedule containing comparable worth adjustments, subsection (3)(a) contained inconsistent language. The intent of subsection (3)(a) is that the employee will not suffer a salary reduction because of action taken by the board. Because the current salary schedule contains ranges with differing dollar amounts, the same result is achieved by allowing the employee to retain his/her current salary, rather than placing him/her on the new salary range which might not have an equal dollar amount and then allowing him/her to achieve the salary maximum of the former class.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: RCW 28B.16.100.

Summary of Rule: This rule specifies that employees who are reallocated downward due to board action on their class will retain their current salary and will be allowed to achieve the salary maximum of the former class.

**Reasons Supporting Proposed Action:** When this rule was revised to accommodate the salary schedule containing comparable worth adjustments, subsection (3)(a) contained inconsistent language. The intent of subsection (3)(a) is that the employee will not suffer a salary reduction because of action taken by the board. Because the current salary schedule contains ranges with differing dollar amounts, the same result is achieved by allowing the employee to retain his/her current salary, rather than placing him/her on the new salary range which might not have an equal dollar amount and then allowing him/her to achieve the salary maximum of the former class.

**Agency Personnel Responsible for Drafting, Implementation and Enforcement:** John A. Spitz, Director, Higher Education Personnel Board, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

**Person or Organization Proposing Rule, and Whether Public, Private or Governmental:** Higher Education Personnel Board, governmental.

**Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters:** The change is not the result of federal law or state or federal court action.

**AMENDATORY SECTION** (Amending Order 68 [160], filed 5/25/78 [9/30/87], effective 7/1/78 [10/30/87])

WAC 251-08-112 SALARY—REALLOCATION. (1) An employee occupying a position that is reallocated to a class with a higher salary range maximum shall receive an increase in the same manner as is provided for promotion in WAC 251-08-110. The periodic increment date shall be established as provided in WAC 251-08-100.

(2) An employee occupying a position that is reallocated to a class with a lower salary maximum shall be placed in the salary step in the new range which is closest to the current salary, provided such salary does not exceed the top step of the new salary range.

(3) When reallocation is necessary because the board has created, abolished, or modified a class, the incumbent will remain in the position and the following will apply:

(a) An employee occupying a position reallocated to a class with a lower salary range maximum will ~~((be placed at the step in the new salary range which is equal closest to the))~~ retain his/her current salary and will be allowed to achieve the salary maximum of the former class at the time of reallocation. The employee will lose the right to such salary maintenance if he/she voluntarily demotes, promotes, or moves to another class;

(b) An employee occupying a position reallocated to a class with a higher salary range maximum will receive an increase as provided in WAC 251-08-110;

(c) A reallocation which results from the board's abolishment of a class will be effective the date of the board's action.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 87-21-093**  
**PROPOSED RULES**  
**LOTTERY COMMISSION**  
[Filed October 21, 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:

New	WAC 315-11-300	Definitions for Instant Game Number 30 ("Quicksilver").
New	WAC 315-11-301	Criteria for Instant Game Number 30.
New	WAC 315-11-302	Ticket validation requirements for Instant Game Number 30;

that the agency will at 10:00 a.m., Friday, December 4, 1987, in the Sea-Tac Tower Building, 5th Floor, Suite 500, Pacific Highway South, Seattle, WA 98188, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 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 December 4, 1987.

Dated: October 21, 1987

By: Scott Milne

Deputy Director

**STATEMENT OF PURPOSE**

**Title and Number of Rule Section(s) or Chapter(s):** WAC 315-11-300 Definitions for Instant Game Number 30 ("Quicksilver"); 315-11-301 Criteria for Instant Game Number 30; and 315-11-302 Ticket validation requirements for Instant Game Number 30.

**Statutory Authority:** RCW 67.70.040.

**Specific Statute that Rules are Intended to Implement:** RCW 67.70.040.

**Summary of the Rule(s):** WAC 315-11-300 provides definitions of the terms used in Instant Game Number 30 rules; 315-11-301 sets forth criteria for Instant Game Number 30; and 315-11-302 states the ticket validation requirements for Instant Game Number 30.

**Reasons Supporting the Proposed Rule(s):** WAC 315-11-300, certain terms need to be defined in order to provide consistency in understanding and interpreting the rules and regulations under WAC 315-11-301 and 315-11-302; 315-11-301, licensed retailers and players of Instant Game Number 30 need to know how the game will function. Specifying the criteria which apply to Instant Game 30 will provide this information; and 315-11-302, tickets for Instant Game Number 30 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, (206) 753-1412, Evelyn Y. Sun, Director, (206) 753-3330, Scott Milne, Deputy Director, (206) 753-3334, Roger Wilson, Assistant Director, (206) 586-1065, and Candice Bluechel, Assistant Director, (206)



753-1947, Washington State Lottery, P.O. Box 9770, Olympia, Washington 98504.

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 the 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 315-11-300 DEFINITIONS FOR INSTANT GAME NUMBER 30 ("QUICKSILVER"). (1) Play symbols: The following are the "play symbols": "5", "10", "25", and "50". One of these play symbols appears under each of the five rub-off spots on the front of the ticket.

(2) 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 30, the captions which correspond with and verify the play symbols are:

<u>PLAY NUMBER</u>	<u>CAPTION</u>
5	NICKEL
10	DIME
25	QUARTER
50	HALF

(3) Prize symbols: The following are the "prize symbols": "\$1.00"; "\$2.00"; "\$5.00"; "10.00"; "50.00"; and "\$2500". One of these symbols appears under the scratch-off material covering the the prize box.

(4) Captions: The small printed characters appearing below each play symbol which verifies and corresponds with that prize 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 30, the captions which correspond with and verify the play symbols are:

<u>PRIZE SYMBOL</u>	<u>CAPTION</u>
\$1.00	ONES
\$2.00	TWOS
\$5.00	FIVE
10.00	TENS
50.00	FIFTY
\$2500	25-HUN

(5) Validation number: The unique nine-digit number on the front of the ticket. The number is covered by latex covering.

(6) Pack-ticket number: The ten-digit number of the form 0000001-000 printed on the front of the ticket. The first seven digits of the pack-ticket number for Instant Game Number 30 constitute the "pack number" which starts at 0000001; 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 30, the retailer verification codes are three-letter codes, with each letter appearing in a varying three of eight locations among the play symbols on the front of the ticket. The retailer verification codes are:

<u>VERIFICATION CODE</u>	<u>PRIZE</u>
ONE	\$1.00
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 plastic shrinkwrapping.

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 315-11-301 CRITERIA FOR INSTANT GAME NUMBER 30. (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) Winning tickets: Add the five play symbols on the ticket. If the total exceeds 100 (\$1.00), the ticket is a winner of the prize determined by the "prize symbol" in the prize box. The "prize symbols" have the following instant prize values:

- \$1.00 prize symbol - Win \$1.00
- \$2.00 prize symbol - Win \$2.00
- \$5.00 prize symbol - Win \$5.00
- 10.00 prize symbol - Win \$10.00
- 50.00 prize symbol - Win \$50.00
- \$1000 prize symbol - Win \$1,000.00

(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 30 set forth in WAC 315-11-302, 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 30 and/or
- (b) Vary the number of tickets sold in Instant Game Number 30 in a manner that will maintain the estimated average odds of purchasing a winning ticket.

NEW SECTION

WAC 315-11-302 TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 30. (1) In addition to meeting all other requirements in these rules and regulations, to be a valid instant game ticket for Instant Game Number 30 all of the following validation requirements apply.

(a) Exactly one play symbol must appear under each of the five rub-off spots on the main portion of the ticket and exactly one prize symbol must appear under the "prize box" rub-off spot on the ticket.

(b) Each of the five play symbols and the prize symbol must have a caption underneath, 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	Ealing 15 point font
Captions	5 x 12 Matrix font
Pack-Ticket Number	9 x 12 Matrix font
Validation Number	9 x 12 Matrix font
Retail Verification Code	7 x 12 Matrix font

Dated: October 21, 1987  
By: Scott Milne  
Deputy Director

(d) Each of the play symbols and their captions, the validation number, pack-ticket number and retailer verification code must be printed in black ink.

(e) Each of the play symbols must be exactly one of those described in WAC 315-11-300(1) and each of the captions must be exactly one of those described in WAC 315-11-300(2).

(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.

**WSR 87-21-094**  
**PROPOSED RULES**  
**LOTTERY COMMISSION**  
[Filed October 21, 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:

Rep	WAC 315-11-200	Definitions for Instant Game Number 20 ("Cash Code").
Rep	WAC 315-11-201	Criteria for Instant Game Number 20.
Rep	WAC 315-11-202	Ticket validation requirements for Instant Game Number 20.
Rep	WAC 315-11-210	Definitions for Instant Game Number 21 ("Sun Dollars").
Rep	WAC 315-11-211	Criteria for Instant Game Number 21.
Rep	WAC 315-11-212	Ticket validation requirements for Instant Game Number 21.
Rep	WAC 315-11-220	Definitions for Instant Game Number 22 ("Silver Lining"/"Silver Bells").
Rep	WAC 315-11-221	Criteria for Instant Game Number 22.
Rep	WAC 315-11-222	Ticket validation requirements for Instant Game Number 22.
Rep	WAC 315-11-230	Definitions for Instant Game Number 23 ("Three Cards Up").
Rep	WAC 315-11-231	Criteria for Instant Game Number 23.
Rep	WAC 315-11-232	Ticket validation requirements for Instant Game Number 23.
Rep	WAC 315-11-240	Definitions for Instant Game Number 24 ("Tic-Tac-Toe").
Rep	WAC 315-11-241	Criteria for Instant Game Number 24.
Rep	WAC 315-11-242	Ticket validation requirements for Instant Game Number 24.
Rep	WAC 315-11-250	Definitions for Instant Game Number 25 ("Triple Header").
Rep	WAC 315-11-251	Criteria for Instant Game Number 25.
Rep	WAC 315-11-252	Ticket validation requirements for Instant Game Number 25;

that the agency will at 10:00 a.m., Friday, December 4, 1987, in the Sea-Tac Tower I Building, 5th Floor, Suite 500, 18000 Pacific Highway South, Seattle, WA 98188, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 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 December 4, 1987.

**REPEALER**

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

WAC 315-11-200	DEFINITIONS FOR INSTANT GAME NUMBER 20 ("CASH CODE")
WAC 315-11-201	CRITERIA FOR INSTANT GAME NUMBER 20
WAC 315-11-202	TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 20
WAC 315-11-210	DEFINITIONS FOR INSTANT GAME NUMBER 21 ("SUN DOLLARS")
WAC 315-11-211	CRITERIA FOR INSTANT GAME NUMBER 21
WAC 315-11-212	TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 21
WAC 315-11-220	DEFINITIONS FOR INSTANT GAME NUMBER 22 ("SILVER LINING"/"SILVER BELLS")
WAC 315-11-221	CRITERIA FOR INSTANT GAME NUMBER 22
WAC 315-11-222	TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 22
WAC 315-11-230	DEFINITIONS FOR INSTANT GAME NUMBER 23 ("THREE CARDS UP")
WAC 315-11-231	CRITERIA FOR INSTANT GAME NUMBER 23
WAC 315-11-232	TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 23
WAC 315-11-240	DEFINITIONS FOR INSTANT GAME NUMBER 24 ("TIC-TAC-TOE")
WAC 315-11-241	CRITERIA FOR INSTANT GAME NUMBER 24
WAC 315-11-242	TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 24
WAC 315-11-250	DEFINITIONS FOR INSTANT GAME NUMBER 25 ("TRIPLE HEADER")
WAC 315-11-251	CRITERIA FOR INSTANT GAME NUMBER 25
WAC 315-11-252	TICKET VALIDATION REQUIREMENTS FOR INSTANT GAME NUMBER 25

**WSR 87-21-095**  
**ADOPTED RULES**  
**DEPARTMENT OF WILDLIFE**  
**(Wildlife Commission)**  
[Order 302—Filed October 21, 1987]

Be it resolved by the State Wildlife Commission, acting at the Thunderbird Inn at the Quay, 100 Columbia Street, Vancouver, WA 98660, that it does adopt the annexed rules relating to 1988, 1989, and 1990 opening dates for modern firearm general buck deer, upland birds and waterfowl seasons, adopting WAC 232-28-215.

This action is taken pursuant to Notice No. WSR 87-14-080 filed with the code reviser on July 1, 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 77.12.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED August 23, 1987.  
By Dr. James M. Walton  
Chairman, Wildlife Commission

**NEW SECTION**

WAC 232-28-215 1988, 1989, AND 1990 OPENING DATES FOR MODERN FIREARM GENERAL BUCK DEER, UPLAND BIRDS AND WATERFOWL SEASONS

DEER			
YEAR	HUNTING METHOD	SEASON	DATE
1988	Modern Firearm	1988 General Buck	October 15 (Saturday)
1989	Modern Firearm	1989 General Buck	October 14 (Saturday)
1990	Modern Firearm	1990 General Buck	October 13 (Saturday)

UPLAND BIRDS AND WATERFOWL			
YEAR	HUNTING METHOD	SEASON	DATE
1988		Upland Birds	October 15 (Saturday)
		Waterfowl	October 15 (Saturday)
1989		Upland Birds	October 14 (Saturday)
		Waterfowl	October 14 (Saturday)
1990		Upland Birds	October 13 (Saturday)
		Waterfowl	October 13 (Saturday)

**WSR 87-21-096**  
**ADOPTED RULES**  
**DEPARTMENT OF WILDLIFE**  
**(Wildlife Commission)**  
[Order 303—Filed October 21, 1987]

Be it resolved by the State Wildlife Commission, acting at the Sheraton-Renton Inn, 800 Rainier Avenue South, Renton, WA 98055, that it does adopt the annexed rules relating to 1988, 1989, and 1990 opening dates for early buck and primitive weapon seasons for deer and all elk season opening dates, adopting WAC 232-28-216.

This action is taken pursuant to Notice No. WSR 87-18-076 filed with the code reviser on September 2, 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 77.12.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 10, 1987.  
By Dr. James M. Walton  
Chairman, Wildlife Commission

**NEW SECTION**

WAC 232-28-216 1988, 1989, AND 1990 OPENING DATES FOR EARLY BUCK AND PRIMITIVE WEAPON SEASONS FOR DEER AND ALL ELK SEASON OPENING DATES

DEER			
Year	Hunting Method	Season	Date
1988	Modern Firearm	1988 Early Buck	Sept. 17 (Saturday)
		1988 Early Deer	Sept. 17 (Saturday)
	Archery	1988 Late Deer	Nov. 23 (Wednesday)
		1988 Late Deer	Oct. 1 (Saturday)
1989	Modern Firearm	1989 Early Buck	Sept. 16 (Saturday)
		1989 Early Deer	Sept. 16 (Saturday)
	Archery	1989 Late Deer	Nov. 22 (Wednesday)
		1989 Late Deer	Sept. 30 (Saturday)
1990	Modern Firearm	1990 Early Buck	Sept. 15 (Saturday)
		1990 Early Deer	Sept. 15 (Saturday)
	Archery	1990 Late Deer	Nov. 21 (Wednesday)
		1990 Late Deer	Sept. 29 (Saturday)
Muzzleloader	1990 Early Deer	Nov. 21 (Wednesday)	
	1990 Late Deer	Nov. 21 (Wednesday)	

ELK					
Year	Hunting Method	Season	Date		
1988	Modern Firearm	1988 Blue Mountains & Colocum	Oct. 26 (Wednesday)		
			Oct. 29 (Saturday)		
		1988 Yakima	Nov. 1 (Tuesday)		
			Nov. 4 (Friday)		
		1988 Westside	Nov. 2 (Wednesday)		
			Nov. 5 (Saturday)		
	Archery	1988 (All Tag Areas)	Oct. 1 (Saturday)		
			Nov. 23 (Wednesday)		
		Muzzleloader	1988 (All Tag Areas)	Oct. 8 (Saturday)	
				Nov. 23 (Wednesday)	
		1989	Modern Firearm	1989 Blue Mountains & Colocum	Oct. 25 (Wednesday)
					Oct. 28 (Saturday)
1989 Yakima	Nov. 5 (Sunday)				
	Nov. 8 (Wednesday)				
1989 Westside	Nov. 1 (Wednesday)				
	Nov. 4 (Saturday)				
Archery	1989 (All Tag Areas)		Sept. 30 (Saturday)		
			Nov. 22 (Wednesday)		
	Muzzleloader		1989 (All Tag Areas)	Oct. 7 (Saturday)	
				Nov. 22 (Wednesday)	
	1990		Modern Firearm	1990 Colocum	Oct. 24 (Wednesday)
					Oct. 27 (Saturday)
1990 Blue Mountains		Oct. 31 (Wednesday)			
		Nov. 3 (Saturday)			
1990 Yakima		Nov. 5 (Monday)			
		Nov. 8 (Thursday)			
Archery		1990 Westside	Oct. 31 (Wednesday)		
			Nov. 3 (Saturday)		
		1990 (All Tag Areas)	Sept. 29 (Saturday)		
			Nov. 21 (Wednesday)		
		Muzzleloader	1990 (All Tag Areas)	Oct. 6 (Saturday)	
				Nov. 21 (Wednesday)	

**WSR 87-21-097**  
**EMERGENCY RULES**  
**DEPARTMENT OF WILDLIFE**  
**(Wildlife Commission)**  
 [Order 334—Filed October 21, 1987]

Be it resolved by the State Wildlife Commission, acting at Olympia, via conference call, that it does adopt the annexed rules relating to emergency addition to Western Washington modern firearm late buck season and Western Washington special deer permit hunts, adopting WAC 232-28-21303.

We, the Wildlife 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 severe fire danger in Western Washington has closed large blocks of Western Washington forested lands to access during modern firearm deer seasons. This additional season will replace opportunity, provide necessary harvest, and result in reduced damage.

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

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 21, 1987.

By Dr. James M. Walton  
 Chairman, Wildlife Commission

**NEW SECTION**

**WAC 232-28-21303 EMERGENCY ADDITION TO WESTERN WASHINGTON MODERN FIREARM LATE BUCK SEASON AND WESTERN WASHINGTON SPECIAL DEER PERMIT HUNTS.** Notwithstanding the provisions of WAC 232-28-213 and WAC 232-28-214, the 1987 Hunting Seasons and Rules are hereby amended to include the following:

(1) Western Washington modern firearm late buck season is November 14-22, buck only in all 400, 500, and 600 units, except CLOSED in Units 480, 485, 576, 580, 584, 586, and 588. Branched antler restrictions apply in Units 433, 478, 558, 574, 576, 625, 636, and 681.

(2) Special deer permits for hunt numbers 052 through 066 will be valid for the period November 14-22, 1987.

(3) Special deer permits in hunt number 051 will be valid for the period November 14-20, 1987.

**WSR 87-21-098**  
**PROPOSED RULES**  
**DEPARTMENT OF FISHERIES**  
 [Filed October 21, 1987]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Fisheries intends to adopt, amend, or repeal rules concerning personal use rules;

that the agency will at 10:00 a.m., Saturday, December 5, 1987, in the Large 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 December 11, 1987.

The authority under which these rules are proposed is RCW 75.08.080.

The specific statute these rules are intended to implement is RCW 75.08.080.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 5, 1987.

Dated: October 21, 1987

By: Judith Merchant  
 for Joseph R. Blum  
 Director

**STATEMENT OF PURPOSE**

Title: Chapter 220-55 WAC, Personal use licenses; WAC 220-56-175 Salmon and sturgeon catch record cards; and chapter 220-69 WAC, Catch data recording.

Description of Purpose: Implement chapter 87, Laws of 1987.

Statutory Authority: RCW 75.08.080.

Summary of Rule and Reasons Supporting Proposed Action: Distinguishes personal use license from salmon and sturgeon catch record card; establishes distribution, reporting, and fee collection procedure; sets sturgeon validation stamp fee at \$3.00.

These Rules are Necessary: To implement the provisions of chapter 87, Laws of 1987, which established a personal use food fish license and authorized a sturgeon punchcard.

Personnel Responsible for Drafting: Evan S. Jacoby, 115 General Administration Building, Olympia, Washington, 586-2429; Implementation: Gene DiDonato and Mark G. Pedersen, 115 General Administration Building, Olympia, Washington, 753-6716; and Enforcement: James W. McKillip, 115 General Administration Building, Olympia, Washington, 753-6585.

These rules are proposed by the Washington Department of Fisheries.

Comments: None.

These proposals are not the result of federal law or court order.

Small Business Economic Impact Statement: No differential impact is anticipated. No effect on 10% of businesses in any one three-digit industrial classification nor 20% of all businesses is expected.

AMENDATORY SECTION (Amending Order 80-12, [filed 2/27/80])

WAC 220-55-070 ~~((SALMON ANGLING LICENSE)) VAL- ID CATCH RECORD CARD. ((An anadromous salmon angling li- cense, hereinafter designated "salmon angling license",))~~ A valid catch record card shall consist of the appropriate ~~((salmon angling license))~~ validation stamp, if required, affixed to a sport ~~((salmon))~~ catch record card as defined in WAC 220-69-237 or WAC 220-69-238.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 220-55-076 SPORT STURGEON VALIDATION STAMP. A sport sturgeon validation stamp shall be a stamp printed by Fisheries to be affixed to a sport sturgeon catch record card for validation purposes. The fee for such stamp shall be three dollars.

AMENDATORY SECTION (Amending Order 84-11, [filed 2/21/84])

WAC 220-55-120 FREE PERSONAL USE LICENSE ISSU- ING PROCEDURE. A free ~~((salmon angling))~~ license and validated punchcards shall be issued by license dealers to persons under sixteen and over sixty-nine years of age. A free license and validated punch- cards shall be issued by the license supervisor of the Department of Fisheries, Olympia, Washington, to any other qualified applicant as provided for in RCW 75.25.110. A lost or illegible free license will be replaced by the license supervisor upon request and a showing of proof.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

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

AMENDATORY SECTION (Amending Order 86-191, filed 11/26/86)

WAC 220-55-040 PREPAID LICENSE ISSUING PROCE- DURES. Razor clam licenses will be distributed by the department or designated distribution agents to razor clam license dealers. The li- censes will be sold to razor clam license dealers on a prepaid basis in multiples of fifteen ~~((licenses to))~~ resident ~~((dealers))~~ licenses and multiples of five nonresident licenses ~~((to nonresident dealers))~~.

AMENDATORY SECTION (Amending Order 79-58, filed 8/10/79)

WAC 220-55-060 LICENSE REDEMPTION. Nonvalidated ra- zor clam licenses may be redeemed at face value by license dealers upon return to the license division of the department of fisheries, Olympia, Washington, not later than July 31 of the year of expiration.

AMENDATORY SECTION (Amending Order 87-16, filed 4/21/87)

WAC 220-55-065 EXPIRATION. The expiration date of each resident or nonresident license and punchcard, unless otherwise provid- ed, shall be December 31st next following the date of issuance. In case of a free license, the license shall not expire, except a license issued to a person under 16 years of age shall expire on that person's 16th birthday. In case of a two consecutive day combined license and punchcard the expiration shall be at 11:59 p.m. on the day following the validation date.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-075 SALMON ANGLING LICENSE VALIDA- TION STAMP. A salmon angling ~~((license))~~ validation stamp shall be a stamp printed by the department of fisheries to be affixed to a sport salmon catch record card for validation purposes.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-085 FRESH AND SALTWATER ANGLING. For the purpose of distinguishing between fresh and saltwater salmon angling ~~((license))~~ requirements, all waters of the rivers and streams flowing directly into saltwater below and seaward of the river mouths as defined in WAC 220-56-105 shall be defined as saltwater; and the waters above described river mouths shall be defined as freshwater, provided the boundary on the Columbia River shall be the Megler- Astoria Bridge.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-090 ~~((SALMON ANGLING))~~ PERSONAL USE LICENSE DEALER. A ~~((salmon angling))~~ personal use license dealer is defined as any person, business, corporation, or governmental agency deputized by the director to issue ~~((anadromous salmon angling))~~ li- censes, punchcards, and validation stamps for foodfish.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-095 ~~((SALMON ANGLING))~~ PERSONAL USE LICENSE DISTRIBUTION AGENT. A ~~((salmon angling))~~ personal use license distribution agent shall be defined as any person, business, corporation, or governmental agency authorized by the director to distri- bute ~~((the salmon angling))~~ personal use licenses and validation stamps.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-105 LICENSE ISSUING PROCEDURES. ~~((Salmon angling))~~ Personal use licenses and validation stamps will be distributed and sold by the department to deputized distribution agents and to ~~((salmon angling))~~ personal use license dealers. The stamps will be sold or issued in sheets of twenty-five stamps.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-110 ~~((SALMON))~~ PERSONAL USE LICENSE AND VALIDATION STAMP BOND REQUIREMENTS. Persons requesting deputization as a bonded dealer must post a minimum two thousand dollar surety bond. The total face value of licenses and stamps issued to bonded dealers at any one time shall not exceed that dealer's bond. Dealers who prepay licenses and stamps are not required to be bonded.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-115 LICENSE AND STAMP SALES REPORT- ING AND FEE REMITTANCES. Bonded dealers shall report license and stamp sales on forms provided by the department and remit re- cepts from those sales to the department no later than the tenth day of each month following the close of business for the previous calendar month.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-125 DUTIES OF A ~~((SALMON ANGLING))~~ PERSONAL USE LICENSE DEALER. A ~~((salmon angling))~~ license dealer shall, at the time of sale of a ~~((one))~~ two consecutive day ~~((and three day salmon angling))~~ combined punchcard and license validation stamp, write the validate date in ink on the face of the ~~((one and three day))~~ stamp, and it shall be unlawful for him to fail to do so.

AMENDATORY SECTION (Amending Order 84-11, filed 2/21/84)

WAC 220-55-130 VALID LICENSE REQUIRED. ~~((It shall be unlawful for any person required to have a license by RCW 75.25.100, to take fish for or possess salmon without having in his possession a valid salmon angling license.))~~ (1) A personal use license shall be invalid unless the angler has signed his name in ink on the license.

(2) A punchcard shall be invalid:

((+)) (a) Unless the angler has signed his name in ink across the face of the stamp, if a stamp is required;

((+)) (b) Unless the validation date is legibly written in ink on the face of the stamp, if required;

((+)) (c) If the signature or the date on the stamp is illegible or altered, or if the stamp has been mutilated.

Note: A lost or mutilated license or stamp will not be replaced by the department.

**AMENDATORY SECTION** (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-55-135 **STAMP REDEMPTION**. Unissued personal use licenses and nonvalidated stamps may be redeemed at face value by license dealers from ((salmon-angling)) distribution agents or the department of fisheries not later than January 31 following the year of issue.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-55-080 **VALIDATION DATE**.

**AMENDATORY SECTION** (Amending Order 85-43, filed 5/10/85)

WAC 220-56-175 **SALMON AND STURGEON CATCH RECORD CARDS**. It shall be unlawful for any person to take and possess salmon or sturgeon taken for personal use without first having obtained and in his possession ((a sport salmon)) the appropriate catch record card as described in WAC 220-69-237 and 220-69-238 except for commercially caught salmon retained for personal use as provided for in WAC 220-20-016.

Any ((salmon)) angler, when obtaining a ((sport salmon)) catch record card shall completely, accurately, and legibly complete all information in ink on the ((sport salmon)) catch record stub prior to detaching the ((sport salmon)) catch record punch card from the stub, and enter his name and address in ink on the ((sport salmon)) catch record card.

(1) Immediately upon catching and possessing a salmon or sturgeon, the ((person catching the salmon)) angler shall remove from the punch card one punch for each such ((salmon)) fish and shall enter in ink in the corresponding space the place, date of catch, ((and)) species ((if taken in fresh water)), and, for sturgeon, length, and it shall be unlawful to fail to do so.

(2) Every person possessing a ((sport salmon)) catch record punch card shall by January 31 of the year following the date of issuance return such card to the department of fisheries.

(3) Any person possessing a ((sport salmon)) catch record punch card shall upon demand of any law enforcement officer or authorized fisheries department employee exhibit said card to such officer or employee for inspection.

(4) A ((sport salmon)) catch record punch card shall not be transferred, borrowed, altered, or loaned to another person.

#### NEW SECTION

WAC 220-69-238 **DESCRIPTION OF STURGEON CATCH RECORD**. (1) There is hereby created a sturgeon catch record form to be prepared, printed, and distributed on request, by the department of fisheries.

(2) The sturgeon catch record stub shall contain space for the following information:

(a) Name of angler.

(b) Home address.

(c) City, state, zip code.

(d) Angler's driver's license number, or, in the case the angler does not have a driver's license, the first five letters of the anglers last name and the initial for the angler's first and middle name. If the last name is less than five letters, enter the entire last name followed by the first and middle initial. If no middle name, leave blank the initial space.

(e) Home phone.

(f) Date of issue.

(3) The sturgeon catch record card shall contain space for the following information:

(a) Name of angler.

(b) Home address.

(c) City, state, zip code.

(d) Angler's driver's license number, or, in the case the angler does not have a driver's license, the first five letters of the anglers last name and the initial for the angler's first and middle name. If the last name is less than five letters, enter the entire last name followed by the first and middle initial. If no middle name, leave blank the initial space.

(e) Date of issue.

(f) Space for the license validation stamp.

(g) Number of days fished.

(h) Month of catch.

(i) Day of catch.

(j) Marine code or stream: Location of catch.

(k) Species: Species code for salmon.

(l) Length of fish.

**AMENDATORY SECTION** (Amending Order 83-203, filed 12/2/83)

WAC 220-69-245 **DUTIES OF SPORT SALMON AND STURGEON CATCH RECORD ISSUERS**. Any person issuing ((sport salmon)) catch records shall be subject to the following orders:

(1) Sport ((salmon)) catch records shall be issued in numerical sequence starting with the lowest numbered record book in possession of the issuer.

(2) Sport ((salmon)) catch record books shall not be transferred from one issuer to another without written permission of the department of fisheries.

(3) Any issuer terminating business shall return all sport ((salmon)) card records to the department of fisheries within 30 days after terminating business.

(4) All sport ((salmon)) catch records that are void, lost, destroyed, or otherwise missing, shall be accounted for in writing to the department of fisheries.

(5) All sport ((salmon)) catch record books in which all punch cards have been issued shall be returned to the department of fisheries within 30 days of the date of issuance of the last punch card in each book.

(6) All sport ((salmon)) catch record books, whether used or unused, shall be returned to the department of fisheries by January 31 of the year following the year of issuance.

**AMENDATORY SECTION** (Amending Order 84-22, filed 4/11/84)

WAC 220-69-247 **REQUIRED INFORMATION ON SPORT SALMON AND STURGEON CATCH RECORD**. The following are required on each completed sport salmon catch record:

(1) WAC 220-69-237 (2)(a) through (d); (2)(e) if applicable; (2)(f); and ((WAC 220-69-237)) (3)(a) through (e).

(2) WAC 220-69-238 (2)(a) through (d); (2)(e) if applicable; (2)(f); and (3)(a) through (g).

### WSR 87-21-099

#### EMERGENCY RULES

#### DEPARTMENT OF FISHERIES

[Order 87-176—Filed October 21, 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 a surplus of coho salmon is available, and the bag limit is increased to allow for additional harvest.

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 October 21, 1987.

By Judith Merchant  
for Joseph R. Blum  
Director

WAC 220-57-31000H KALAMA RIVER. (87-162)

WAC 220-57-49500I WASHOUGAL RIVER. (87-162)

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

#### NEW SECTION

WAC 220-57-17500S COWLITZ RIVER. Notwithstanding the provisions of WAC 220-57-175, effective immediately until December 31, 1987, Bag Limit A in those waters of the Cowlitz River downstream from the closed area below the Barrier Dam, except that the six fish daily bag limit may contain up to four adult salmon, no more than two of which may be chinook salmon. Chinook salmon greater than 28 inches in length must be released if taken upstream from the mouth of Blue Creek.

#### NEW SECTION

WAC 220-57-31000I KALAMA RIVER. Notwithstanding the provisions of WAC 220-57-310, effective immediately until December 31, 1987, Bag Limit A in open waters of the Kalama River except the minimum size is twelve inches, and the six fish daily bag limit may contain up to four adult salmon no more than two of which may be chinook salmon. Fly fishing only restrictions remain for designated areas, and chinook salmon greater than 28 inches in length taken downstream from a point 1,000 feet below the fishway at the upper salmon hatchery to the natural gas pipeline must be released.  
.pa

**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 220-57-49500J WASHOUGAL RIVER. Notwithstanding the provisions of WAC 220-57-495, effective immediately until December 31, 1987, Bag Limit A in those waters downstream from the Bridge at Salmon Falls, except that the six fish daily bag limit may contain up to four adult salmon, no more than two of which may be chinook salmon. Upstream from the mouth of Little Washougal River chinook salmon greater than 28 inches in length must be released. Gear restrictions remain in force through October 31, 1987 for the entire river.

#### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-57-17500R COWLITZ RIVER. (87-162)

**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

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.

**Suffixes:**

- P = Proposed action
- C = Continuance of previous proposal
- E = Emergency action
- W = Withdrawal of proposed action
- No suffix means permanent action

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4-25-040	AMD-P	87-15-140	16-23-170	NEW-P	87-15-106	16-104-040	REP-P	87-12-045
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4-25-141	AMD	87-15-072	16-32-010	AMD-E	87-13-032	16-104-060	REP	87-16-075
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Table of WAC Sections Affected

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16-200-711	NEW 87-19-097	16-230-665	AMD 87-18-060	16-231-720	AMD-E 87-08-072
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16-200-715	NEW-E 87-16-015	16-230-673	NEW-P 87-14-073	16-231-840	AMD-P 87-04-060
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16-200-730	REP-E 87-16-015	16-231-030	AMD 87-09-015	16-231-935	AMD-P 87-04-060
16-200-730	REP 87-19-097	16-231-033	NEW-E 87-08-072	16-231-935	AMD-E 87-08-072
16-200-731	NEW-P 87-13-061	16-231-033	NEW-P 87-14-073	16-231-935	AMD 87-09-015
16-200-731	NEW-E 87-16-015	16-231-033	NEW-E 87-14-074	16-231-938	NEW-E 87-08-072
16-200-731	NEW 87-19-097	16-231-033	NEW 87-18-060	16-231-938	NEW-P 87-14-073
16-200-735	NEW-P 87-13-061	16-231-115	AMD-P 87-04-060	16-231-938	NEW-E 87-14-074
16-200-735	NEW-E 87-16-015	16-231-115	AMD-E 87-08-072	16-231-938	NEW 87-18-060
16-200-735	NEW 87-19-097	16-231-115	AMD 87-09-015	16-232-010	AMD-P 87-04-060
16-200-739	NEW-P 87-13-061	16-231-115	AMD-P 87-14-073	16-232-010	AMD-E 87-08-072
16-200-739	NEW-E 87-16-015	16-231-115	AMD-E 87-14-074	16-232-010	AMD 87-09-015
16-200-739	NEW 87-19-097	16-231-115	AMD 87-18-060	16-232-035	AMD-P 87-04-060
16-200-740	REP-P 87-13-061	16-231-120	AMD-P 87-04-060	16-232-035	AMD-E 87-08-072
16-200-740	REP-E 87-16-015	16-231-120	REP-E 87-08-072	16-232-035	AMD 87-09-015
16-200-740	REP 87-19-097	16-231-120	REP-P 87-14-073	16-232-038	NEW-E 87-08-072
16-200-743	REP-P 87-13-061	16-231-120	REP-E 87-14-074	16-232-038	NEW-P 87-14-073
16-200-743	REP-E 87-16-015	16-231-120	REP 87-18-060	16-232-038	NEW-E 87-14-074
16-200-743	REP 87-19-097	16-231-125	AMD-P 87-04-060	16-232-038	NEW 87-18-060
16-213-260	NEW-P 87-05-036	16-231-125	AMD-E 87-08-072	16-232-125	REP-P 87-04-060
16-213-260	NEW 87-08-030	16-231-125	AMD 87-09-015	16-232-125	REP-E 87-08-072
16-213-270	NEW-P 87-05-036	16-231-126	REP-P 87-14-073	16-232-125	REP 87-09-015
16-213-270	NEW 87-08-030	16-231-126	REP-E 87-14-074	16-232-225	AMD-P 87-04-060
16-228-400	NEW-E 87-09-001	16-231-145	AMD-P 87-04-060	16-232-225	AMD-E 87-08-072
16-228-410	NEW-E 87-09-001	16-231-145	AMD-E 87-08-072	16-232-225	AMD 87-09-015
16-228-420	NEW-E 87-09-001	16-231-145	AMD 87-09-015	16-232-315	AMD-P 87-04-060
16-228-430	NEW-E 87-09-001	16-231-145	AMD-P 87-14-073	16-232-315	AMD-E 87-08-072
16-228-440	NEW-E 87-09-054	16-231-145	AMD-E 87-14-074	16-232-315	AMD 87-09-015
16-228-450	NEW-E 87-09-054	16-231-145	AMD 87-18-060	16-304-040	AMD-P 87-08-063
16-228-460	NEW-E 87-09-054	16-231-148	NEW-E 87-08-072	16-304-040	AMD 87-12-006
16-228-470	NEW-E 87-09-054	16-231-148	NEW-P 87-14-073	16-316-165	AMD-P 87-13-063
16-228-480	NEW-E 87-09-054	16-231-148	NEW-E 87-14-074	16-316-165	AMD-E 87-14-011
16-228-490	NEW-E 87-09-054	16-231-148	NEW 87-18-060	16-316-165	AMD 87-17-025
16-228-500	NEW-E 87-09-054	16-231-215	AMD-P 87-04-060	16-316-525	AMD-P 87-08-063
16-228-510	NEW-E 87-09-054	16-231-215	AMD-E 87-08-072	16-316-525	AMD-E 87-15-029
16-228-520	NEW-E 87-09-054	16-231-215	AMD 87-09-015	16-316-525	AMD 87-15-030
16-228-530	NEW-E 87-09-054	16-231-225	AMD-P 87-04-060	16-316-724	AMD-E 87-15-029
16-228-540	NEW-E 87-09-054	16-231-225	AMD-E 87-08-072	16-316-724	AMD 87-15-030
16-228-550	NEW-E 87-09-054	16-231-225	AMD 87-09-015	16-316-800	AMD-P 87-08-063
16-230-030	AMD-E 87-11-018	16-231-235	AMD-P 87-04-060	16-316-800	AMD 87-12-006
16-230-160	AMD-P 87-11-055	16-231-235	AMD-E 87-08-072	16-316-810	AMD-P 87-08-063
16-230-160	AMD 87-15-001	16-231-235	AMD 87-09-015	16-316-810	AMD 87-12-006
16-230-190	AMD-P 87-11-055	16-231-238	NEW-E 87-08-072	16-316-815	AMD-P 87-08-063
16-230-190	AMD 87-15-001	16-231-238	NEW-P 87-14-073	16-316-815	AMD 87-12-006
16-230-470	AMD-P 87-04-060	16-231-238	NEW-E 87-14-074	16-316-820	AMD-P 87-08-063
16-230-470	AMD-E 87-08-072	16-231-238	NEW 87-18-060	16-316-820	AMD 87-12-006
16-230-470	AMD 87-09-015	16-231-315	AMD-P 87-04-060	16-316-830	AMD-P 87-08-063
16-230-615	AMD-P 87-04-060	16-231-315	AMD-W 87-05-006	16-316-830	AMD 87-12-006
16-230-615	AMD-E 87-08-072	16-231-340	AMD-P 87-04-060	16-316-832	AMD-P 87-13-063
16-230-615	AMD 87-09-015	16-231-340	AMD-E 87-08-072	16-316-832	AMD-E 87-14-011
16-230-640	AMD-P 87-04-060	16-231-340	AMD 87-09-015	16-316-832	AMD 87-17-025
16-230-640	AMD-E 87-08-072	16-231-343	NEW-E 87-08-072	16-316-880	AMD-P 87-08-063
16-230-640	AMD 87-09-015	16-231-343	NEW-P 87-14-073	16-316-880	AMD 87-12-006
16-230-645	AMD-P 87-04-060	16-231-343	NEW-E 87-14-074	16-319-020	AMD-P 87-08-063
16-230-645	AMD-E 87-08-072	16-231-343	NEW 87-18-060	16-319-020	AMD 87-12-006
16-230-645	AMD 87-09-015	16-231-425	AMD-P 87-04-060	16-319-030	AMD-P 87-08-063
16-230-650	AMD-P 87-04-060	16-231-425	AMD-E 87-08-072	16-319-030	AMD 87-12-006
16-230-650	AMD-E 87-08-072	16-231-425	AMD 87-09-015	16-319-041	AMD-P 87-08-063
16-230-650	AMD 87-09-015	16-231-530	AMD-P 87-04-060	16-319-041	AMD 87-12-006
16-230-655	AMD-P 87-04-060	16-231-530	AMD-E 87-08-072	16-319-051	AMD-P 87-08-063
16-230-655	AMD-E 87-08-072	16-231-530	AMD 87-09-015	16-319-051	AMD 87-12-006
16-230-655	AMD 87-09-015	16-231-620	AMD-P 87-04-060	16-319-061	AMD-P 87-08-063
16-230-665	AMD-E 87-08-072	16-231-620	AMD-E 87-08-072	16-319-061	AMD 87-12-006



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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
16-319-081	AMD-P	87-08-063	16-328-090	REP-P	87-09-085	16-694-001	NEW	87-18-009
16-319-081	AMD	87-12-006	16-328-090	REP	87-13-016	16-750	AMD-E	87-16-030
16-319-091	NEW-P	87-08-063	16-329-001	REP-P	87-09-085	16-750-010	AMD	87-05-016
16-319-091	NEW	87-12-006	16-329-001	REP	87-13-016	16-750-010	AMD-E	87-16-030
16-319-101	NEW-P	87-08-063	16-329-010	REP-P	87-09-085	16-750-900	NEW-E	87-16-030
16-319-101	NEW	87-12-006	16-329-010	REP	87-13-016	18-02-010	REP-P	87-15-122
16-324-360	AMD-E	87-13-017	16-329-015	REP-P	87-09-085	18-02-010	REP	87-19-075
16-324-360	AMD-P	87-15-070	16-329-015	REP	87-13-016	18-02-020	REP-P	87-15-122
16-324-360	AMD	87-19-033	16-329-020	REP-P	87-09-085	18-02-020	REP	87-19-075
16-324-380	AMD-P	87-15-070	16-329-020	REP	87-13-016	18-02-030	REP-P	87-15-122
16-324-380	AMD	87-19-033	16-329-025	REP-P	87-09-085	18-02-030	REP	87-19-075
16-324-390	AMD-P	87-15-070	16-329-025	REP	87-13-016	18-02-040	REP-P	87-15-122
16-324-390	AMD	87-19-033	16-329-030	REP-P	87-09-085	18-02-040	REP	87-19-075
16-324-430	AMD-P	87-15-070	16-329-030	REP	87-13-016	18-02-050	REP-P	87-15-122
16-324-430	AMD	87-19-033	16-333-020	AMD-P	87-09-085	18-02-050	REP	87-19-075
16-324-450	AMD-P	87-15-070	16-333-020	AMD	87-13-016	18-06-010	REP-P	87-15-117
16-324-450	AMD	87-19-033	16-333-040	AMD-P	87-09-085	18-06-010	REP	87-19-076
16-324-600	NEW-E	87-13-017	16-333-040	AMD	87-13-016	18-06-020	REP-P	87-15-117
16-324-600	NEW-P	87-15-070	16-333-050	AMD-P	87-09-085	18-06-020	REP	87-19-076
16-324-600	NEW	87-19-033	16-333-050	AMD	87-13-016	18-06-030	REP-P	87-15-117
16-324-605	NEW-P	87-15-070	16-333-065	NEW-P	87-13-064	18-06-030	REP	87-19-076
16-324-605	NEW	87-19-033	16-333-065	NEW-E	87-14-012	18-06-040	REP-P	87-15-117
16-324-610	NEW-E	87-13-017	16-333-065	NEW	87-17-024	18-06-040	REP	87-19-076
16-324-610	NEW-P	87-15-070	16-401-002	REP-P	87-13-062	18-06-050	REP-P	87-15-117
16-324-610	NEW	87-19-033	16-401-002	REP-E	87-16-014	18-06-050	REP	87-19-076
16-324-620	NEW-E	87-13-017	16-401-002	REP	87-19-098	18-06-900	REP-P	87-15-117
16-324-620	NEW-P	87-15-070	16-401-020	AMD-P	87-13-062	18-06-900	REP	87-19-076
16-324-620	NEW	87-19-033	16-401-020	AMD-E	87-16-014	18-20-010	REP-P	87-15-118
16-324-630	NEW-E	87-13-017	16-401-020	AMD	87-19-098	18-20-010	REP	87-19-077
16-324-630	NEW-P	87-15-070	16-401-025	AMD-P	87-13-062	18-20-020	REP-P	87-15-118
16-324-630	NEW	87-19-033	16-401-025	AMD-E	87-16-014	18-20-020	REP	87-19-077
16-324-640	NEW-E	87-13-017	16-401-025	AMD	87-19-098	18-20-030	REP-P	87-15-118
16-324-640	NEW-P	87-15-070	16-401-030	AMD-P	87-13-062	18-20-030	REP	87-19-077
16-324-640	NEW	87-19-033	16-401-030	AMD-E	87-16-014	18-20-040	REP-P	87-15-118
16-324-650	NEW-E	87-13-017	16-401-030	AMD	87-19-098	18-20-040	REP	87-19-077
16-324-650	NEW-P	87-15-070	16-401-040	NEW-P	87-13-062	18-20-050	REP-P	87-15-118
16-324-650	NEW	87-19-033	16-401-040	NEW-E	87-16-014	18-20-050	REP	87-19-077
16-324-660	NEW-E	87-13-017	16-401-040	NEW	87-19-098	18-20-060	REP-P	87-15-118
16-324-660	NEW-P	87-15-070	16-401-050	NEW-P	87-13-062	18-20-060	REP	87-19-077
16-324-660	NEW	87-19-033	16-401-050	NEW-E	87-16-014	18-20-070	REP-P	87-15-118
16-324-670	NEW-P	87-15-070	16-401-050	NEW	87-19-098	18-20-070	REP	87-19-077
16-324-670	NEW	87-19-033	16-458-070	REP-P	87-20-049	18-20-080	REP-P	87-15-118
16-324-680	NEW-P	87-15-070	16-458-080	AMD-P	87-20-049	18-20-080	REP	87-19-077
16-324-680	NEW	87-19-033	16-470-500	NEW	87-04-027	18-20-090	REP-P	87-15-118
16-328-001	REP-P	87-09-085	16-470-510	NEW	87-04-027	18-20-090	REP	87-19-077
16-328-001	REP	87-13-016	16-470-520	NEW	87-04-027	18-20-100	REP-P	87-15-118
16-328-003	REP-P	87-09-085	16-470-530	NEW	87-04-027	18-20-100	REP	87-19-077
16-328-003	REP	87-13-016	16-514-020	AMD-P	87-20-077	18-24-010	REP-P	87-15-116
16-328-008	AMD-P	87-09-085	16-516-040	AMD-P	87-12-018	18-24-010	REP	87-19-078
16-328-008	AMD	87-13-016	16-516-040	AMD-P	87-12-019	18-24-020	REP-P	87-15-116
16-328-009	NEW-P	87-09-085	16-532-040	AMD-P	87-04-045	18-24-020	REP	87-19-078
16-328-009	NEW	87-13-016	16-532-040	AMD	87-10-059	18-24-030	REP-P	87-15-116
16-328-010	AMD-P	87-09-085	16-570-010	AMD-P	87-13-051	18-24-030	REP	87-19-078
16-328-010	AMD	87-13-016	16-570-010	AMD-E	87-15-011	18-24-040	REP-P	87-15-116
16-328-015	NEW-P	87-09-085	16-570-010	AMD	87-16-071	18-24-040	REP	87-19-078
16-328-015	NEW	87-13-016	16-570-030	AMD-P	87-13-051	18-28-010	REP-P	87-15-123
16-328-025	AMD-P	87-09-085	16-570-030	AMD-E	87-15-011	18-28-010	REP	87-19-079
16-328-025	AMD	87-13-016	16-570-030	AMD	87-16-071	18-28-020	REP-P	87-15-123
16-328-030	AMD-P	87-09-085	16-602-005	NEW-P	87-05-053	18-28-020	REP	87-19-079
16-328-030	AMD	87-13-016	16-602-010	AMD-P	87-05-053	18-28-030	REP-P	87-15-123
16-328-035	AMD-P	87-09-085	16-602-020	AMD-P	87-05-053	18-28-030	REP	87-19-079
16-328-035	AMD	87-13-016	16-602-030	AMD-P	87-05-053	18-28-040	REP-P	87-15-123
16-328-038	NEW-P	87-13-064	16-620-290	AMD-P	87-13-058	18-28-040	REP	87-19-079
16-328-038	NEW-E	87-14-012	16-620-290	AMD	87-16-044	18-28-050	REP-P	87-15-123
16-328-038	NEW	87-17-024	16-620-300	REP-P	87-13-058	18-28-050	REP	87-19-079
16-328-060	AMD-P	87-09-085	16-620-300	REP	87-16-044	18-40-010	REP-P	87-15-119
16-328-060	AMD	87-13-016	16-620-340	AMD-P	87-13-058	18-40-010	REP	87-19-080
16-328-065	AMD-P	87-09-085	16-620-340	AMD	87-16-044	18-40-020	REP-P	87-15-119
16-328-065	AMD	87-13-016	16-657-025	AMD-P	87-07-019	18-40-020	REP	87-19-080
16-328-080	AMD-P	87-09-085	16-657-025	AMD-C	87-10-042	18-40-030	REP-P	87-15-119
16-328-080	AMD	87-13-016	16-693-001	REP-P	87-14-050	18-40-030	REP	87-19-080
16-328-083	NEW-P	87-09-085	16-693-001	REP	87-18-009	18-40-040	REP-P	87-15-119
16-328-083	NEW	87-13-016	16-693-010	REP-P	87-14-050	18-40-040	REP	87-19-080
16-328-085	NEW-P	87-09-085	16-693-010	REP	87-18-009	18-40-050	REP-P	87-15-119
16-328-085	NEW	87-13-016	16-693-020	REP-P	87-14-050	18-40-050	REP	87-19-080
16-328-088	NEW-P	87-09-085	16-693-020	REP	87-18-009	18-40-060	REP-P	87-15-119
16-328-088	NEW	87-13-016	16-694-001	NEW-P	87-14-050	18-40-060	REP	87-19-080



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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
50-52-280	NEW	87-13-030	82-50-021	AMD-P	87-13-066	132E-137-050	NEW-P	87-10-038
50-52-290	NEW-P	87-10-046	82-50-021	AMD	87-16-060	132E-137-050	NEW	87-14-001
50-52-290	NEW	87-13-030	100-100-050	AMD-P	87-09-099	132E-137-060	NEW-P	87-10-038
50-52-300	NEW-P	87-10-046	100-100-050	AMD-E	87-09-100	132E-137-060	NEW	87-14-001
50-52-300	NEW	87-13-030	100-100-070	AMD-P	87-06-046	132E-137-070	NEW-P	87-10-038
50-52-310	NEW-P	87-10-046	100-100-070	AMD-C	87-09-101	132E-137-070	NEW	87-14-001
50-52-310	NEW	87-13-030	100-100-070	AMD-E	87-09-102	132F-104-010	AMD-P	87-15-098
50-52-320	NEW-P	87-10-046	100-100-070	AMD	87-18-004	132F-104-010	AMD	87-19-122
50-52-320	NEW	87-13-030	106-116-201	AMD-P	87-19-008	132F-148-010	AMD-P	87-04-064
50-52-330	NEW-P	87-10-046	106-116-201	AMD-E	87-19-009	132F-148-010	AMD	87-08-026
50-52-330	NEW	87-13-030	106-116-203	AMD-P	87-19-008	132F-148-030	AMD-P	87-04-064
50-52-340	NEW-P	87-10-046	106-116-203	AMD-E	87-19-009	132F-148-030	AMD	87-08-026
50-52-340	NEW	87-13-030	106-116-205	AMD-P	87-19-008	132F-148-040	AMD-P	87-04-064
50-52-350	NEW-P	87-10-046	106-116-205	AMD-E	87-19-009	132F-148-040	AMD	87-08-026
50-52-350	NEW	87-13-030	106-116-404	AMD-P	87-19-008	132L-10-010	NEW-E	87-07-031
50-52-360	NEW-P	87-10-046	106-116-404	AMD-E	87-19-009	132L-10-010	NEW-P	87-08-017
50-52-360	NEW	87-13-030	106-116-603	AMD-P	87-19-008	132L-10-010	NEW	87-13-026
50-52-370	NEW-P	87-10-046	106-116-603	AMD-E	87-19-009	132L-10-020	NEW-E	87-07-031
50-52-370	NEW	87-13-030	113-12-087	NEW	87-05-064	132L-10-020	NEW-P	87-08-017
50-52-380	NEW-P	87-10-046	113-12-115	AMD	87-05-064	132L-10-020	NEW	87-13-026
50-52-380	NEW	87-13-030	113-12-150	AMD-P	87-19-131	132L-10-030	NEW-E	87-07-031
50-52-390	NEW-P	87-10-046	113-12-195	AMD-P	87-19-131	132L-10-030	NEW-P	87-08-017
50-52-390	NEW	87-13-030	113-12-195	AMD	87-05-064	132L-10-030	NEW	87-13-026
50-52-400	NEW-P	87-10-046	113-12-197	NEW	87-05-064	132L-10-040	NEW-E	87-07-031
50-52-400	NEW	87-13-030	113-12-200	AMD-P	87-19-131	132L-10-040	NEW-P	87-08-017
50-52-410	NEW-P	87-10-046	113-12-300	NEW-P	87-19-131	132L-10-040	NEW	87-13-026
50-52-410	NEW	87-13-030	113-12-310	NEW-P	87-19-131	132L-10-050	NEW-E	87-07-031
50-52-420	NEW-P	87-10-046	113-12-320	NEW-P	87-19-131	132L-10-050	NEW-P	87-08-017
50-52-420	NEW	87-13-030	113-12-330	NEW-P	87-19-131	132L-10-050	NEW	87-13-026
50-52-430	NEW-P	87-10-046	113-12-340	NEW-P	87-19-131	132L-10-060	NEW-E	87-07-031
50-52-430	NEW	87-13-030	113-12-350	NEW-P	87-19-131	132L-10-060	NEW-P	87-08-017
50-52-440	NEW-P	87-10-046	114-12-041	AMD-P	87-19-132	132L-10-070	NEW-E	87-07-031
50-52-440	NEW	87-13-030	114-12-125	AMD-P	87-19-132	132L-10-070	NEW-P	87-08-017
50-52-450	NEW-P	87-10-046	114-12-131	REP-P	87-19-132	132L-10-080	NEW-E	87-07-031
50-52-450	NEW	87-13-030	114-12-132	NEW-P	87-19-132	132L-10-080	NEW-P	87-08-017
50-52-460	NEW-P	87-10-046	114-12-136	AMD-P	87-07-046	132L-10-090	NEW-E	87-07-031
50-52-460	NEW	87-13-030	114-12-136	AMD	87-10-028	132L-10-090	NEW-P	87-08-017
50-52-470	NEW-P	87-10-046	118-33-010	NEW-E	87-18-026	132L-10-100	NEW-E	87-07-031
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50-52-480	NEW-P	87-10-046	118-33-020	NEW-E	87-18-026	132L-10-100	NEW	87-13-026
50-52-480	NEW	87-13-030	118-33-020	NEW-P	87-18-068	132L-10-110	NEW-E	87-07-031
50-52-490	NEW-P	87-10-046	118-33-030	NEW-E	87-18-026	132L-10-110	NEW-P	87-08-017
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50-52-590	NEW	87-13-030	131-08-010	AMD-P	87-21-074	132L-20-010	AMD-P	87-14-023
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50-52-620	NEW	87-13-030	132E-136-030	REP	87-14-002	132L-20-020	REP-E	87-14-024
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50-52-640	NEW	87-13-030	132E-137-020	NEW	87-14-001	132L-20-030	AMD-P	87-14-023
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132L-20-090	AMD-P	87-14-023	132L-22-040	REP	87-17-037	132N-128-085	NEW	87-16-036
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132L-20-090	AMD	87-17-037	132L-22-050	AMD-P	87-08-018	132N-128-090	AMD	87-16-036
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132L-20-110	AMD-E	87-07-048	132L-22-060	AMD-P	87-14-023	132N-128-112	NEW	87-16-036
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132L-20-120	AMD-P	87-08-018	132L-22-070	AMD-E	87-14-024	132N-128-118	NEW	87-16-036
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132L-20-120	REP-E	87-14-024	132L-23-010	NEW-E	87-07-031	132N-128-120	AMD	87-16-036
132L-20-120	REP	87-17-037	132L-23-010	NEW-P	87-08-017	132N-156-015	REP-P	87-15-125
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132L-20-150	AMD-P	87-08-018	132L-24	AMD-P	87-08-018	132N-156-065	REP-P	87-15-125
132L-20-150	REP-P	87-14-023	132L-24	AMD-P	87-14-023	132N-156-065	REP	87-19-103
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132L-20-150	REP	87-17-037	132L-24	AMD	87-17-037	132N-156-075	REP	87-19-103
132L-20-160	AMD-E	87-07-048	132L-24-010	AMD-E	87-07-048	132N-156-085	REP-P	87-15-125
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132L-20-160	REP-E	87-14-024	132L-24-010	AMD-E	87-14-024	132N-156-095	REP	87-19-103
132L-20-160	REP	87-17-037	132L-24-010	AMD	87-17-037	132N-156-105	REP-P	87-15-125
132L-20-170	AMD-E	87-07-048	132L-24-020	AMD-E	87-07-048	132N-156-105	REP	87-19-103
132L-20-170	AMD-P	87-08-018	132L-24-020	AMD-P	87-08-018	132N-156-115	REP-P	87-15-125
132L-20-170	REP-P	87-14-023	132L-24-020	AMD-P	87-14-023	132N-156-115	REP	87-19-103
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132Q-94-060	REP 87-16-010	154-12-050	AMD-P 87-13-076	172-120-100	AMD 87-20-056
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132Q-94-070	REP 87-16-010	154-12-060	AMD-P 87-13-076	172-120-110	AMD 87-20-056
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132Q-94-100	REP 87-16-010	172-08-020	REP-P 87-12-022	172-120-140	AMD 87-20-056
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136-150-024	AMD 87-21-046	172-52-120	REP-P 87-12-022	172-150-010	REP 87-16-041
136-160-050	AMD-P 87-08-022	172-52-120	REP 87-16-041	172-150-020	REP-P 87-12-022
136-160-050	AMD 87-11-014	172-52-125	REP-P 87-12-022	172-150-020	REP 87-16-041
136-160-065	NEW-E 87-21-047	172-52-125	REP 87-16-041	172-150-030	REP-P 87-12-022
137-12A-060	AMD-P 87-03-028	172-52-130	REP-P 87-12-022	172-150-030	REP 87-16-041
137-12A-060	AMD 87-06-045	172-52-130	REP 87-16-041	172-150-035	REP-P 87-12-022
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137-70-040	AMD 87-03-029	172-113-010	REP 87-16-041	172-150-040	REP-P 87-12-022
137-70-040	AMD-P 87-11-049	172-113-020	REP-P 87-12-022	172-150-040	REP 87-16-041
137-70-040	AMD 87-14-044	172-113-020	REP 87-16-041	172-150-050	REP-P 87-12-022
137-70-040	AMD-P 87-19-138	172-114-010	REP-P 87-12-022	172-150-050	REP 87-16-041
137-70-070	AMD 87-03-029	172-114-010	REP 87-16-041	172-150-060	REP-P 87-12-022
137-75-030	AMD-P 87-11-010	172-114-020	REP-P 87-12-022	172-150-060	REP 87-16-041
137-75-030	AMD 87-14-045	172-114-020	REP 87-16-041	172-150-070	REP-P 87-12-022
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137-75-050	AMD 87-14-045	172-114-030	REP 87-16-041	172-150-080	REP-P 87-12-022
139-05-200	AMD-P 87-15-093	172-114-040	REP-P 87-12-022	172-150-080	REP 87-16-041
139-05-200	AMD 87-19-104	172-114-040	REP 87-16-041	172-150-090	REP-P 87-12-022
139-10-210	AMD-P 87-15-094	172-114-050	REP-P 87-12-022	172-150-090	REP 87-16-041
139-10-210	AMD 87-19-105	172-114-050	REP 87-16-041	172-150-100	REP-P 87-12-022
139-10-220	AMD-P 87-15-094	172-114-060	REP-P 87-12-022	172-150-100	REP 87-16-041
139-10-220	AMD 87-19-105	172-114-060	REP 87-16-041	172-150-110	REP-P 87-12-022
139-10-230	AMD-P 87-15-094	172-114-070	REP-P 87-12-022	172-150-110	REP 87-16-041
139-10-230	AMD 87-19-105	172-114-070	REP 87-16-041	172-150-120	REP-P 87-12-022
139-10-235	AMD-P 87-15-094	172-114-080	REP-P 87-12-022	172-150-120	REP 87-16-041
139-10-235	AMD 87-19-105	172-114-080	REP 87-16-041	172-150-130	REP-P 87-12-022
139-10-237	NEW-P 87-15-094	172-114-090	REP-P 87-12-022	172-150-130	REP 87-16-041
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139-10-240	AMD-P 87-15-094	172-120-010	AMD-P 87-16-040	172-150-140	REP 87-16-041
139-10-240	AMD 87-19-105	172-120-010	AMD 87-20-056	172-150-145	REP-P 87-12-022
139-10-310	AMD-P 87-15-095	172-120-030	AMD-P 87-16-040	172-150-145	REP 87-16-041
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172-150-160	REP-P	87-12-022	173-19-420	AMD	87-20-026	173-160-240	REP-P	87-20-063
172-150-160	REP	87-16-041	173-19-4203	AMD-P	87-15-088	173-160-245	NEW-P	87-20-063
172-150-170	REP-P	87-12-022	173-19-4203	AMD	87-20-026	173-160-250	REP-P	87-20-063
172-150-170	REP	87-16-041	173-19-4205	AMD-P	87-15-088	173-160-255	NEW-P	87-20-063
172-150-180	REP-P	87-12-022	173-19-4205	AMD	87-20-026	173-160-260	REP-P	87-20-063
172-150-180	REP	87-16-041	173-19-450	AMD-P	87-08-059	173-160-265	NEW-P	87-20-063
172-150-190	REP-P	87-12-022	173-19-450	AMD	87-13-018	173-160-270	REP-P	87-20-063
172-150-190	REP	87-16-041	173-22-0648	AMD-P	87-17-065	173-160-275	NEW-P	87-20-063
172-158-020	REP-P	87-12-022	173-22-0648	AMD	87-20-050	173-160-280	REP-P	87-20-063
172-158-020	REP	87-16-041	173-22-0648	AMD-P	87-21-081	173-160-285	NEW-P	87-20-063
172-180-010	REP-P	87-12-022	173-60-110	AMD-P	87-02-059	173-160-290	REP-P	87-20-063
172-180-010	REP	87-16-041	173-60-110	AMD	87-06-056	173-160-295	NEW-P	87-20-063
172-180-020	REP-P	87-12-022	173-91-010	NEW-E	87-15-057	173-160-300	REP-P	87-20-063
172-180-020	REP	87-16-041	173-91-020	NEW-E	87-15-057	173-160-305	NEW-P	87-20-063
172-180-030	REP-P	87-12-022	173-91-030	NEW-E	87-15-057	173-160-310	REP-P	87-20-063
172-180-030	REP	87-16-041	173-91-040	NEW-E	87-15-057	173-160-315	NEW-P	87-20-063
172-180-040	REP-P	87-12-022	173-91-050	NEW-E	87-15-057	173-160-320	REP-P	87-20-063
172-180-040	REP	87-16-041	173-105-010	NEW-E	87-16-018	173-160-325	NEW-P	87-20-063
173-14-055	AMD-P	87-09-080	173-105-020	NEW-E	87-16-018	173-160-330	REP-P	87-20-063
173-14-055	AMD	87-16-101	173-105-030	NEW-E	87-16-018	173-160-335	NEW-P	87-20-063
173-14-060	AMD-P	87-09-080	173-105-040	NEW-E	87-16-018	173-160-340	REP-P	87-20-063
173-14-060	AMD	87-16-101	173-105-050	NEW-E	87-16-018	173-160-345	NEW-P	87-20-063
173-14-080	AMD-P	87-09-080	173-105-060	NEW-E	87-16-018	173-160-350	REP-P	87-20-063
173-14-180	REP-P	87-09-080	173-145	AMD-C	87-02-043	173-160-355	NEW-P	87-20-063
173-14-180	REP	87-16-101	173-145	AMD-C	87-03-044	173-160-360	REP-P	87-20-063
173-15-040	REP-P	87-09-080	173-145-010	AMD	87-04-022	173-160-365	NEW-P	87-20-063
173-15-040	REP	87-16-101	173-145-020	AMD	87-04-022	173-160-370	REP-P	87-20-063
173-17-010	NEW-P	87-09-080	173-145-030	AMD	87-04-022	173-160-375	NEW-P	87-20-063
173-17-010	NEW	87-16-101	173-145-040	AMD	87-04-022	173-160-380	REP-P	87-20-063
173-17-020	NEW-P	87-09-080	173-145-050	AMD	87-04-022	173-160-385	NEW-P	87-20-063
173-17-020	NEW	87-16-101	173-145-060	AMD	87-04-022	173-160-395	NEW-P	87-20-063
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173-17-040	NEW	87-16-101	173-145-100	AMD	87-04-022	173-160-435	NEW-P	87-20-063
173-17-050	NEW-P	87-09-080	173-145-110	AMD	87-04-022	173-160-445	NEW-P	87-20-063
173-17-050	NEW	87-16-101	173-145-120	AMD	87-04-022	173-160-455	NEW-P	87-20-063
173-17-060	NEW-P	87-09-080	173-145-130	AMD	87-04-022	173-160-465	NEW-P	87-20-063
173-17-060	NEW	87-16-101	173-145-140	AMD	87-04-022	173-160-475	NEW-P	87-20-063
173-17-070	NEW-P	87-09-080	173-145-150	REP	87-04-022	173-160-485	NEW-P	87-20-063
173-17-070	NEW	87-16-101	173-145-155	NEW	87-04-022	173-160-500	NEW-P	87-20-063
173-17-080	NEW-P	87-09-080	173-160	AMD-P	87-20-063	173-160-510	NEW-P	87-20-063
173-17-080	NEW	87-16-101	173-160	AMD-C	87-21-039	173-160-520	NEW-P	87-20-063
173-18-280	AMD-P	87-17-065	173-160-010	AMD-P	87-20-063	173-160-530	NEW-P	87-20-063
173-18-280	AMD	87-20-050	173-160-020	AMD-P	87-20-063	173-160-540	NEW-P	87-20-063
173-18-280	AMD-P	87-21-081	173-160-030	AMD-P	87-20-063	173-160-550	NEW-P	87-20-063
173-19-064	AMD-P	87-09-080	173-160-040	AMD-P	87-20-063	173-160-560	NEW-P	87-20-063
173-19-064	AMD	87-16-101	173-160-050	AMD-P	87-20-063	173-160-570	NEW-P	87-20-063
173-19-070	AMD-P	87-09-080	173-160-055	NEW-P	87-20-063	173-162	AMD-P	87-20-063
173-19-070	AMD	87-16-101	173-160-060	REP-P	87-20-063	173-162	AMD-C	87-21-039
173-19-220	AMD-P	87-13-075	173-160-065	NEW-P	87-20-063	173-162-010	AMD-P	87-20-063
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173-19-2515	AMD-C	87-17-001	173-160-080	REP-P	87-20-063	173-162-040	AMD-P	87-20-063
173-19-2515	AMD	87-19-085	173-160-085	NEW-P	87-20-063	173-162-050	AMD-P	87-20-063
173-19-2517	AMD-P	87-20-087	173-160-090	REP-P	87-20-063	173-162-060	AMD-P	87-20-063
173-19-2521	AMD	87-05-015	173-160-09001	REP-P	87-20-063	173-162-060	AMD-P	87-20-063
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173-19-2521	AMD-C	87-19-083	173-160-100	REP-P	87-20-063	173-162-130	AMD-P	87-20-063
173-19-310	AMD-P	87-19-157	173-160-105	NEW-P	87-20-063	173-162-140	AMD-P	87-20-063
173-19-320	AMD-P	87-06-025	173-160-110	REP-P	87-20-063	173-162-150	REP-P	87-20-063
173-19-320	AMD-W	87-11-042	173-160-120	REP-P	87-20-063	173-162-160	REP-P	87-20-063
173-19-320	AMD-P	87-16-102	173-160-130	REP-P	87-20-063	173-162-170	AMD-P	87-20-063
173-19-320	AMD-C	87-19-084	173-160-140	REP-P	87-20-063	173-162-180	REP-P	87-20-063
173-19-320	AMD	87-20-051	173-160-150	REP-P	87-20-063	173-162-190	AMD-P	87-20-063
173-19-320	AMD-P	87-21-081	173-160-160	REP-P	87-20-063	173-164-050	AMD-E	87-19-058
173-19-3302	AMD-P	87-15-087	173-160-170	REP-P	87-20-063	173-201	AMD-P	87-13-069
173-19-3302	AMD-W	87-20-027	173-160-180	REP-P	87-20-063	173-201	AMD-C	87-20-083
173-19-3508	AMD	87-08-001	173-160-190	REP-P	87-20-063	173-201-010	AMD-P	87-13-069
173-19-3514	AMD-P	87-16-103	173-160-200	REP-P	87-20-063	173-201-010	AMD-C	87-20-083
173-19-3514	AMD	87-19-111	173-160-205	NEW-P	87-20-063	173-201-025	AMD-P	87-13-069
173-19-360	AMD-P	87-09-081	173-160-210	REP-P	87-20-063	173-201-025	AMD-C	87-20-083
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173-19-370	AMD-P	87-18-074	173-160-220	REP-P	87-20-063	173-201-035	AMD-C	87-20-083
173-19-390	AMD	87-05-015	173-160-225	NEW-P	87-20-063	173-201-045	AMD-P	87-13-069
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173-433-030	NEW-P	87-21-072	173-474-160	NEW-P	87-15-120	174-116-041	AMD	87-14-020
173-433-100	NEW-P	87-21-072	173-474-160	NEW	87-20-020	174-116-042	AMD-P	87-10-054
173-433-110	NEW-P	87-21-072	173-481-010	NEW-P	87-15-121	174-116-042	AMD-C	87-13-029
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173-433-150	NEW-P	87-21-072	173-481-020	NEW-P	87-15-121	174-116-043	AMD-P	87-10-054
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173-434-050	NEW	87-07-041	173-481-110	NEW-P	87-15-121	174-116-045	AMD-P	87-10-054
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173-434-160	NEW	87-07-041	173-481-160	NEW	87-19-073	174-116-050	AMD	87-14-020
173-434-170	NEW	87-07-041	174-12-010	REP-P	87-21-071	174-116-050	REP-P	87-10-054
173-434-190	NEW	87-07-041	174-12-020	REP-P	87-21-071	174-116-070	REP-C	87-13-029
173-434-200	NEW	87-07-041	174-12-030	REP-P	87-21-071	174-116-070	REP	87-14-020
173-434-210	NEW	87-07-041	174-12-040	REP-P	87-21-071	174-116-071	AMD-P	87-10-054
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173-440-030	NEW	87-19-076	174-104-010	REP-P	87-21-071	174-116-091	AMD-P	87-10-054
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173-440-100	NEW-P	87-15-117	174-108-010	REP-P	87-21-071	174-116-092	AMD-P	87-10-054
173-440-100	NEW	87-19-076	174-108-020	REP-P	87-21-071	174-116-092	AMD-C	87-13-029
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173-440-900	NEW	87-19-076	174-108-041	REP-P	87-21-071	174-116-119	AMD-P	87-10-054
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173-450-020	NEW-P	87-15-118	174-108-06003	REP-P	87-21-071	174-116-121	AMD-P	87-10-054
173-450-020	NEW	87-19-077	174-108-06005	REP-P	87-21-071	174-116-121	AMD-C	87-13-029
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173-450-050	NEW	87-19-077	174-109-010	REP-P	87-21-071	174-116-123	AMD-C	87-13-029
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173-450-060	NEW	87-19-077	174-109-030	REP-P	87-21-071	174-116-126	AMD-P	87-10-054
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173-450-080	NEW	87-19-077	174-109-070	REP-P	87-21-071	174-116-127	AMD-C	87-13-029
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173-450-090	NEW	87-19-077	174-109-090	REP-P	87-21-071	174-116-190	REP-P	87-10-054
173-450-100	NEW-P	87-15-118	174-109-100	REP-P	87-21-071	174-116-190	REP	87-14-020
173-450-100	NEW	87-19-077	174-109-200	REP-P	87-21-071	174-116-260	REP-P	87-10-054
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173-470-010	NEW	87-19-080	174-109-400	REP-P	87-21-071	174-124-020	REP-P	87-21-071
173-470-020	NEW-P	87-15-119	174-109-500	REP-P	87-21-071	174-124-030	REP-P	87-21-071
173-470-020	NEW	87-19-080	174-112-010	REP-P	87-21-071	174-124-040	REP-P	87-21-071
173-470-030	NEW-P	87-15-119	174-112-020	REP-P	87-21-071	174-124-050	REP-P	87-21-071
173-470-030	NEW	87-19-080	174-112-030	REP-P	87-21-071	174-124-120	REP-P	87-21-071
173-470-100	NEW-P	87-15-119	174-112-070	REP-P	87-21-071	174-148-010	REP-P	87-21-071
173-470-100	NEW	87-19-080	174-112-080	REP-P	87-21-071	174-148-015	REP-P	87-21-071
173-470-110	NEW-P	87-15-119	174-112-090	REP-P	87-21-071	174-148-030	REP-P	87-21-071
173-470-110	NEW	87-19-080	174-116	AMD-P	87-10-054	174-148-040	REP-P	87-21-071
173-470-150	NEW-P	87-15-119	174-116	AMD	87-14-020	174-148-050	REP-P	87-21-071
173-470-150	NEW	87-19-080	174-116-010	AMD-P	87-10-054	174-148-060	REP-P	87-21-071
173-470-160	NEW-P	87-15-119	174-116-010	AMD-C	87-13-029	174-148-070	REP-P	87-21-071
173-470-160	NEW	87-19-080	174-116-010	AMD	87-14-020	174-148-080	REP-P	87-21-071
173-474-010	NEW-P	87-15-120	174-116-020	AMD-P	87-10-054	174-148-085	REP-P	87-21-071
173-474-010	NEW	87-20-020	174-116-020	AMD-C	87-13-029	174-148-090	REP-P	87-21-071
173-474-015	NEW	87-20-020	174-116-020	AMD	87-14-020	174-148-100	REP-P	87-21-071
173-474-020	NEW-P	87-15-120	174-116-030	AMD-P	87-10-054	174-148-110	REP-P	87-21-071
173-474-020	NEW	87-20-020	174-116-030	AMD-C	87-13-029	174-148-120	REP-P	87-21-071
173-474-030	NEW-P	87-15-120	174-116-030	AMD	87-14-020	180-16-210	AMD-P	87-09-051
173-474-030	NEW	87-20-020	174-116-040	AMD-P	87-10-054	180-16-210	AMD	87-12-043
173-474-100	NEW-P	87-15-120	174-116-040	AMD-C	87-13-029	180-16-221	AMD-P	87-09-092

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
180-16-221	AMD	87-12-040	180-75-065	AMD-P	87-05-048	180-79-230	AMD	87-09-012
180-24-003	NEW	87-04-059	180-75-065	AMD	87-09-010	180-79-300	NEW-P	87-05-050
180-24-005	REP	87-04-059	180-75-070	AMD-P	87-05-048	180-79-300	NEW	87-09-012
180-24-007	NEW	87-04-059	180-75-070	AMD	87-09-010	180-79-305	NEW-P	87-05-050
180-24-008	NEW	87-04-059	180-75-075	AMD-P	87-05-048	180-79-305	NEW	87-09-012
180-24-010	REP	87-04-059	180-75-075	AMD	87-09-010	180-79-310	NEW-P	87-05-050
180-24-013	NEW	87-04-059	180-75-080	AMD-P	87-05-048	180-79-310	NEW	87-09-012
180-24-015	REP	87-04-059	180-75-080	AMD	87-09-010	180-79-312	NEW-P	87-05-050
180-24-016	NEW	87-04-059	180-75-081	NEW-P	87-05-048	180-79-312	NEW	87-09-012
180-24-017	NEW	87-04-059	180-75-081	NEW	87-09-010	180-79-315	NEW-P	87-05-050
180-24-020	REP	87-04-059	180-75-082	NEW-P	87-05-048	180-79-315	NEW	87-09-012
180-24-021	NEW	87-04-059	180-75-082	NEW	87-09-010	180-79-317	NEW-P	87-05-050
180-24-025	REP	87-04-059	180-75-083	NEW-P	87-05-048	180-79-317	NEW	87-09-012
180-24-030	REP	87-04-059	180-75-083	NEW	87-09-010	180-79-320	NEW-P	87-05-050
180-24-080	NEW	87-04-059	180-75-084	NEW-P	87-05-048	180-79-320	NEW	87-09-012
180-24-100	REP	87-04-059	180-75-084	NEW	87-09-010	180-79-322	NEW-P	87-05-050
180-24-101	NEW	87-04-059	180-75-085	AMD-P	87-05-048	180-79-322	NEW	87-09-012
180-24-102	NEW	87-04-059	180-75-085	AMD	87-09-010	180-79-324	NEW-P	87-05-050
180-24-110	NEW	87-04-059	180-75-086	NEW-P	87-05-048	180-79-324	NEW	87-09-012
180-24-112	NEW	87-04-059	180-75-086	NEW	87-09-010	180-79-326	NEW-P	87-05-050
180-24-115	NEW	87-04-059	180-75-087	AMD-P	87-05-048	180-79-326	NEW	87-09-012
180-24-120	NEW	87-04-059	180-75-087	AMD	87-09-010	180-79-328	NEW-P	87-05-050
180-24-125	NEW	87-04-059	180-75-199	NEW-P	87-05-048	180-79-328	NEW	87-09-012
180-24-130	NEW	87-04-059	180-75-199	NEW	87-09-010	180-79-330	NEW-P	87-05-050
180-24-140	NEW	87-04-059	180-78	AMD-P	87-05-049	180-79-330	NEW	87-09-012
180-24-200	AMD	87-04-059	180-78	AMD	87-09-011	180-79-332	NEW-P	87-05-050
180-24-300	NEW	87-04-059	180-78-003	NEW-P	87-05-049	180-79-332	NEW	87-09-012
180-24-305	NEW	87-04-059	180-78-003	NEW	87-09-011	180-79-334	NEW-P	87-05-050
180-24-310	NEW	87-04-059	180-78-005	AMD-P	87-05-049	180-79-334	NEW	87-09-012
180-24-312	NEW	87-04-059	180-78-005	AMD	87-09-011	180-79-336	NEW-P	87-05-050
180-24-315	NEW	87-04-059	180-78-010	AMD-P	87-05-049	180-79-336	NEW	87-09-012
180-24-320	NEW	87-04-059	180-78-010	AMD	87-09-011	180-79-338	NEW-P	87-05-050
180-24-325	NEW	87-04-059	180-78-025	AMD-P	87-05-049	180-79-338	NEW	87-09-012
180-24-327	NEW	87-04-059	180-78-025	AMD	87-09-011	180-79-340	NEW-P	87-05-050
180-24-330	NEW	87-04-059	180-78-191	NEW-P	87-05-049	180-79-340	NEW	87-09-012
180-24-335	NEW	87-04-059	180-78-191	NEW	87-09-011	180-79-342	NEW-P	87-05-050
180-24-340	NEW	87-04-059	180-78-192	NEW-P	87-05-049	180-79-342	NEW	87-09-012
180-24-345	NEW	87-04-059	180-78-192	NEW	87-09-011	180-79-344	NEW-P	87-05-050
180-24-350	NEW	87-04-059	180-78-193	NEW-P	87-05-049	180-79-344	NEW	87-09-012
180-24-355	NEW	87-04-059	180-78-193	NEW	87-09-011	180-79-346	NEW-P	87-05-050
180-24-360	NEW	87-04-059	180-78-194	NEW-P	87-05-049	180-79-346	NEW	87-09-012
180-24-365	NEW	87-04-059	180-78-194	NEW	87-09-011	180-79-348	NEW-P	87-05-050
180-24-370	NEW	87-04-059	180-78-195	NEW-P	87-05-049	180-79-348	NEW	87-09-012
180-24-375	NEW	87-04-059	180-78-195	NEW	87-09-011	180-79-350	NEW-P	87-05-050
180-24-380	NEW	87-04-059	180-78-197	NEW-P	87-05-049	180-79-350	NEW	87-09-012
180-40-235	AMD-P	87-05-047	180-78-197	NEW	87-09-011	180-79-352	NEW-P	87-05-050
180-40-235	AMD	87-09-040	180-78-198	NEW-P	87-05-049	180-79-352	NEW	87-09-012
180-75-005	AMD-P	87-09-052	180-78-198	NEW	87-09-011	180-79-354	NEW-P	87-05-050
180-75-005	AMD	87-12-042	180-78-199	NEW-P	87-05-049	180-79-354	NEW	87-09-012
180-75-015	AMD-P	87-05-048	180-78-199	NEW	87-09-011	180-79-356	NEW-P	87-05-050
180-75-015	AMD	87-09-010	180-79	AMD-P	87-05-050	180-79-356	NEW	87-09-012
180-75-018	NEW-P	87-05-048	180-79	AMD	87-09-012	180-79-358	NEW-P	87-05-050
180-75-018	NEW	87-09-010	180-79-003	NEW-P	87-05-050	180-79-358	NEW	87-09-012
180-75-019	NEW-P	87-05-048	180-79-003	NEW	87-09-012	180-79-360	NEW-P	87-05-050
180-75-019	NEW	87-09-010	180-79-007	NEW-P	87-09-053	180-79-360	NEW	87-09-012
180-75-025	AMD-P	87-05-048	180-79-007	NEW	87-12-039	180-79-362	NEW-P	87-05-050
180-75-025	AMD	87-09-010	180-79-010	AMD-P	87-05-050	180-79-362	NEW	87-09-012
180-75-026	NEW-P	87-05-048	180-79-010	AMD	87-09-012	180-79-364	NEW-P	87-05-050
180-75-026	NEW	87-09-010	180-79-045	AMD-P	87-05-050	180-79-364	NEW	87-09-012
180-75-034	NEW-P	87-05-048	180-79-045	AMD	87-09-012	180-79-366	NEW-P	87-05-050
180-75-034	NEW	87-09-010	180-79-060	AMD-P	87-05-050	180-79-366	NEW	87-09-012
180-75-035	AMD-P	87-05-048	180-79-060	AMD	87-09-012	180-79-368	NEW-P	87-05-050
180-75-035	AMD	87-09-010	180-79-065	AMD-P	87-05-050	180-79-368	NEW	87-09-012
180-75-037	NEW-P	87-05-048	180-79-065	AMD	87-09-012	180-79-370	NEW-P	87-05-050
180-75-037	NEW	87-09-010	180-79-065	AMD-P	87-09-093	180-79-370	NEW	87-09-012
180-75-038	NEW-P	87-05-048	180-79-065	AMD	87-13-044	180-79-372	NEW-P	87-05-050
180-75-038	NEW	87-09-010	180-79-075	AMD-P	87-05-050	180-79-372	NEW	87-09-012
180-75-039	NEW-P	87-05-048	180-79-075	AMD	87-09-012	180-79-374	NEW-P	87-05-050
180-75-039	NEW	87-09-010	180-79-075	AMD-P	87-09-093	180-79-374	NEW	87-09-012
180-75-040	AMD-P	87-05-048	180-79-075	AMD	87-13-044	180-79-376	NEW-P	87-05-050
180-75-040	AMD	87-09-010	180-79-080	AMD-P	87-05-050	180-79-376	NEW	87-09-012
180-75-042	NEW-P	87-05-048	180-79-080	AMD	87-09-012	180-79-378	NEW-P	87-05-050
180-75-042	NEW	87-09-010	180-79-086	AMD-P	87-05-050	180-79-378	NEW	87-09-012
180-75-043	NEW-P	87-05-048	180-79-086	AMD	87-09-012	180-79-380	NEW-P	87-05-050
180-75-043	NEW	87-09-010	180-79-115	AMD-P	87-05-050	180-79-380	NEW	87-09-012
180-75-044	NEW-P	87-05-048	180-79-115	AMD	87-09-012	180-79-382	NEW-P	87-05-050
180-75-044	NEW	87-09-010	180-79-230	AMD-P	87-05-050	180-79-382	NEW	87-09-012

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
180-79-384	NEW-P	87-05-050	192-23-018	NEW	87-12-021	212-51-035	NEW-P	87-03-053
180-79-384	NEW	87-09-012	192-23-051	AMD-P	87-08-049	212-51-035	NEW	87-06-044
180-79-386	NEW-P	87-05-050	192-23-051	AMD	87-12-021	212-51-040	NEW-P	87-03-053
180-79-386	NEW	87-09-012	192-23-800	AMD-P	87-08-049	212-51-040	NEW	87-06-044
180-79-388	NEW-P	87-05-050	192-23-800	AMD	87-12-021	212-51-045	NEW-P	87-03-053
180-79-388	NEW	87-09-012	192-23-810	AMD-P	87-08-049	212-51-045	NEW	87-06-044
180-79-390	NEW-P	87-05-050	192-23-810	AMD	87-12-021	212-51-050	NEW-P	87-03-053
180-79-390	NEW	87-09-012	196-08-085	REP-P	87-08-052	212-51-050	NEW	87-06-044
180-79-392	NEW-P	87-05-050	196-08-085	REP	87-13-005	220-12-020	AMD-P	87-17-070
180-79-392	NEW	87-09-012	196-12-010	AMD-P	87-08-052	220-16-075	AMD-P	87-09-082
180-79-394	NEW-P	87-05-050	196-12-010	AMD	87-13-005	220-16-075	AMD-C	87-12-086
180-79-394	NEW	87-09-012	196-12-020	AMD-P	87-08-052	220-16-075	AMD	87-15-059
180-79-396	NEW-P	87-05-050	196-12-020	AMD	87-13-005	220-16-385	REP-P	87-17-070
180-79-396	NEW	87-09-012	196-16-007	AMD-P	87-08-052	220-16-38500A	NEW-E	87-08-034
180-79-398	NEW-P	87-05-050	196-16-007	AMD	87-13-005	220-16-390	REP-P	87-17-070
180-79-398	NEW	87-09-012	196-16-010	AMD-P	87-08-052	220-16-395	NEW-P	87-03-056
180-85-020	AMD-P	87-09-094	196-16-010	AMD	87-13-005	220-16-395	NEW	87-09-066
180-85-020	AMD	87-12-041	196-20-020	AMD-P	87-08-052	220-16-40000A	NEW-E	87-19-015
180-85-045	AMD-P	87-05-051	196-20-020	AMD	87-13-005	220-20-018	NEW-P	87-13-010
180-85-045	AMD	87-09-013	196-20-030	AMD-P	87-08-052	220-20-018	NEW-W	87-14-032
180-85-220	AMD-P	87-05-051	196-20-030	AMD	87-13-005	220-20-02000U	REP-E	87-15-015
180-85-220	AMD	87-09-013	196-24-050	AMD-P	87-08-052	220-20-02000V	NEW-E	87-15-015
180-85-225	AMD-P	87-05-051	196-24-050	AMD	87-13-005	220-20-02000V	REP-E	87-15-060
180-85-225	AMD	87-09-013	196-24-070	REP-P	87-08-052	220-20-050	NEW-P	87-13-010
180-90-125	NEW-P	87-05-052	196-24-070	REP	87-13-005	220-20-050	NEW-P	87-17-069
180-90-125	NEW	87-09-039	196-24-085	AMD-P	87-08-052	220-20-050	NEW	87-21-018
180-90-141	NEW-P	87-05-052	196-24-085	AMD	87-13-005	220-20-055	NEW-P	87-13-010
180-90-141	NEW	87-09-039	196-24-100	NEW-P	87-08-052	220-20-055	NEW-P	87-17-069
180-90-160	AMD-P	87-05-052	196-24-100	NEW	87-13-005	220-20-055	NEW	87-21-018
180-90-160	AMD	87-09-039	196-24-105	NEW-P	87-08-052	220-22-030	AMD-P	87-09-082
182-08-060	AMD-E	87-11-003	196-24-105	NEW	87-13-005	220-22-030	AMD-C	87-12-086
182-08-060	AMD-E	87-14-004	196-24-110	NEW-P	87-08-052	220-22-030	AMD	87-15-059
182-08-060	AMD-P	87-15-025	196-24-110	NEW	87-13-005	220-24-02000A	NEW-E	87-18-045
182-08-060	AMD-E	87-19-013	196-26-010	REP-P	87-07-046	220-24-02000S	NEW-E	87-10-003
182-08-060	AMD-C	87-19-031	196-26-010	REP-P	87-13-057	220-24-02000S	REP-E	87-11-006
182-08-060	AMD	87-21-069	196-26-010	REP-E	87-14-088	220-24-02000T	NEW-E	87-11-006
182-12-126	REP-E	87-11-003	196-26-010	REP	87-18-031	220-24-02000T	REP-E	87-11-023
182-12-126	REP-E	87-14-004	196-26-020	NEW-P	87-07-046	220-24-02000U	NEW-E	87-11-023
182-12-126	REP-P	87-15-025	196-26-020	NEW-P	87-13-057	220-24-02000U	REP-E	87-15-060
182-12-126	REP-E	87-19-013	196-26-020	NEW-E	87-14-088	220-24-02000V	NEW-E	87-15-060
182-12-126	REP-C	87-19-031	196-26-020	NEW	87-18-031	220-24-02000V	REP-E	87-15-097
182-12-126	REP	87-21-069	196-27-020	AMD-P	87-08-052	220-24-02000W	NEW-E	87-15-097
182-12-127	NEW-E	87-11-003	196-27-020	AMD	87-13-005	220-24-02000W	REP-E	87-16-017
182-12-127	NEW-E	87-14-004	204-08-010	AMD-P	87-13-034	220-24-02000X	NEW-E	87-16-017
182-12-127	NEW-P	87-15-025	204-08-010	AMD	87-16-032	220-24-02000X	REP-E	87-16-049
182-12-127	NEW-E	87-19-013	204-41-035	NEW-P	87-18-021	220-24-02000Y	NEW-E	87-16-049
182-12-127	NEW-C	87-19-031	204-41-035	NEW-W	87-20-055	220-24-02000Y	REP-E	87-17-005
182-12-127	NEW	87-21-069	204-65-010	NEW	87-04-065	220-24-02000Z	NEW-E	87-17-005
182-12-210	AMD-E	87-04-016	204-65-020	NEW	87-04-065	220-24-02000Z	REP-E	87-18-045
182-12-210	AMD-P	87-04-039	204-65-030	NEW	87-04-065	220-28-01000B	NEW-E	87-20-032
182-12-210	AMD	87-07-034	204-65-040	NEW	87-04-065	220-28-01000C	NEW-E	87-21-060
192-09-064	NEW-E	87-15-026	204-65-050	NEW	87-04-065	220-28-624	REP-E	87-03-008
192-12-005	NEW-P	87-08-049	204-65-060	NEW	87-04-065	220-28-625	NEW-E	87-03-008
192-12-005	NEW	87-12-021	204-76-99001	AMD-P	87-15-078	220-28-625	REP-E	87-05-002
192-12-011	NEW-P	87-08-049	204-76-99002	AMD-P	87-15-078	220-28-700	NEW-E	87-20-018
192-12-011	NEW	87-12-021	204-76-99005	NEW-P	87-15-078	220-28-700	REP-E	87-21-059
192-12-012	NEW-P	87-08-049	204-90-030	AMD-P	87-15-077	220-28-701	NEW-E	87-21-059
192-12-012	NEW	87-12-021	204-91-050	AMD-P	87-13-048	220-28-701	REP-E	87-21-067
192-12-042	AMD-P	87-16-052	204-91-050	AMD	87-16-033	220-28-702	NEW-E	87-21-067
192-12-042	AMD	87-21-002	204-91-060	AMD-P	87-13-048	220-32-02000C	NEW-E	87-14-005
192-12-115	AMD-P	87-19-144	204-91-060	AMD	87-16-033	220-32-02200S	NEW-E	87-04-013
192-12-115	AMD-E	87-19-145	212-32-015	AMD-P	87-14-075	220-32-03000E	NEW-E	87-05-037
192-12-141	AMD-P	87-08-049	212-32-015	AMD	87-18-067	220-32-03000E	REP-E	87-06-037
192-12-141	AMD	87-12-021	212-51-001	NEW-P	87-03-053	220-32-03000F	NEW-E	87-14-005
192-12-158	NEW	87-03-006	212-51-001	NEW	87-06-044	220-32-03000F	REP-E	87-14-018
192-23	AMD-P	87-08-049	212-51-005	NEW-P	87-03-053	220-32-03000G	NEW-E	87-14-018
192-23	AMD	87-12-021	212-51-005	NEW	87-06-044	220-32-03000G	REP-E	87-14-033
192-23-011	AMD-P	87-08-049	212-51-010	NEW-P	87-03-053	220-32-03000H	NEW-E	87-14-033
192-23-011	AMD	87-12-021	212-51-010	NEW	87-06-044	220-32-03000H	REP-E	87-17-011
192-23-012	AMD-P	87-08-049	212-51-015	NEW-P	87-03-053	220-32-03000I	NEW-E	87-17-011
192-23-012	AMD	87-12-021	212-51-015	NEW	87-06-044	220-32-03000I	REP-E	87-19-040
192-23-014	AMD-P	87-08-049	212-51-020	NEW-P	87-03-053	220-32-03000J	NEW-E	87-19-040
192-23-014	AMD	87-12-021	212-51-020	NEW	87-06-044	220-32-03000J	REP-E	87-19-116
192-23-015	AMD-W	87-08-049	212-51-025	NEW-P	87-03-053	220-32-03000K	NEW-E	87-19-116
192-23-016	AMD-P	87-08-049	212-51-025	NEW	87-06-044	220-32-03000K	REP-E	87-21-020
192-23-016	AMD	87-12-021	212-51-030	NEW-P	87-03-053	220-32-03000L	NEW-E	87-21-020
192-23-018	NEW-P	87-08-049	212-51-030	NEW	87-06-044	220-32-03000L	REP-E	87-21-061

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220-32-05100L	REP-E 87-14-033	220-40-022	AMD 87-21-041	220-47-807	REP-E 87-19-006
220-32-05100M	NEW-E 87-14-033	220-40-024	AMD-P 87-15-131	220-47-807	NEW-E 87-19-006
220-32-05100N	REP-E 87-15-007	220-40-024	AMD 87-21-041	220-47-807	REP-E 87-19-016
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220-32-05100Q	NEW-E 87-15-071	220-44-05000D	NEW-E 87-09-016	220-47-809	NEW-E 87-19-028
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220-32-05100W	NEW-E 87-19-004	220-44-05000G	NEW-E 87-15-096	220-47-812	NEW-E 87-19-137
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220-32-05100E	NEW-E 87-20-017	220-44-09000B	NEW-E 87-15-046	220-47-816	NEW-E 87-21-003
220-32-05100F	REP-E 87-21-019	220-44-09000B	REP-E 87-20-030	220-47-816	REP-E 87-21-024
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220-32-05100I	REP-E 87-21-030	220-47-301	AMD-C 87-12-086	220-47-817	NEW-E 87-21-045
220-32-05100J	NEW-E 87-21-021	220-47-301	AMD 87-15-059	220-47-818	REP-E 87-21-058
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220-32-05100U	NEW-E 87-15-062	220-47-401	AMD-C 87-12-086	220-48-01700A	NEW-E 87-20-047
220-32-05100V	REP-E 87-15-130	220-47-401	AMD 87-15-059	220-48-025	AMD 87-04-003
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220-32-05100Y	NEW-E 87-16-051	220-47-402	AMD 87-15-059	220-48-032	AMD 87-04-003
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220-32-05100E	NEW-E 87-21-033	220-47-411	AMD 87-15-059	220-49-02000U	NEW-E 87-10-004
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220-32-05100O	AMD-P 87-15-131	220-47-414	REP-P 87-09-082	220-52-053	REP-P 87-17-070
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220-32-05100W	NEW-E 87-21-042	220-47-503	REP 87-15-059	220-52-063	AMD-P 87-12-063
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220-52-072	REP-P	87-17-070	220-56-19000W	NEW-E	87-20-033	220-57-22000B	NEW-E	87-20-005
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220-52-073	AMD-P	87-17-070	220-56-19500F	REP-E	87-19-037	220-57-23500B	NEW-E	87-21-023
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220-52-075	AMD	87-15-022	220-56-24500A	NEW-E	87-07-006	220-57-240	AMD	87-09-066
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220-55-02500A	NEW-E	87-08-048	220-56-295	AMD	87-09-066	220-57-250	AMD	87-09-066
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220-55-060	AMD-P	87-21-098	220-56-310	AMD-P	87-03-056	220-57-270	AMD	87-09-066
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220-55-065	AMD-P	87-21-098	220-56-320	AMD-P	87-03-056	220-57-280	AMD	87-09-066
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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-57-45000F	NEW-E	87-17-071	220-110-100	AMD-P	87-08-062	230-04-145	AMD-P	87-06-008
220-57-460	AMD-P	87-03-056	220-110-100	AMD	87-15-086	230-04-145	AMD	87-07-038
220-57-460	AMD	87-09-066	220-110-110	AMD-P	87-08-062	230-04-145	AMD	87-09-043
220-57-46000Q	NEW-E	87-13-006	220-110-110	AMD	87-15-086	230-04-145	AMD-P	87-11-016
220-57-46000Q	REP-E	87-13-024	220-110-120	AMD-P	87-08-062	230-04-145	AMD	87-15-052
220-57-46000R	NEW-E	87-13-024	220-110-120	AMD	87-15-086	230-04-190	AMD-P	87-15-050
220-57-46000R	REP-E	87-14-033	220-110-140	AMD-P	87-08-062	230-04-190	AMD-E	87-15-053
220-57-46000S	NEW-E	87-14-033	220-110-140	AMD	87-15-086	230-04-190	AMD	87-21-015
220-57-46000S	REP-E	87-18-043	220-110-190	AMD-P	87-08-062	230-04-201	AMD-P	87-03-024
220-57-46000T	NEW-E	87-18-043	220-110-190	AMD	87-15-086	230-04-201	AMD-C	87-07-037
220-57-473	AMD-P	87-03-056	220-110-200	AMD-P	87-08-062	230-04-201	AMD-P	87-15-050
220-57-473	AMD	87-09-066	220-110-200	AMD	87-15-086	230-04-201	AMD-E	87-15-053
220-57-495	AMD-P	87-03-056	220-110-210	AMD-P	87-08-062	230-04-201	AMD	87-21-015
220-57-495	AMD	87-09-066	220-110-210	AMD	87-15-086	230-04-900	REP-P	87-15-050
220-57-49500E	NEW-E	87-08-048	220-110-220	AMD-P	87-08-062	230-04-900	REP	87-21-015
220-57-49500F	NEW-E	87-19-125	220-110-220	AMD	87-15-086	230-08-010	AMD-P	87-13-047
220-57-49500F	REP-E	87-21-022	220-110-320	AMD-P	87-08-062	230-08-010	AMD	87-17-052
220-57-49500G	NEW-E	87-21-022	220-110-320	AMD	87-15-086	230-08-170	AMD-P	87-11-011
220-57-49500H	NEW-E	87-21-023	220-110-340	AMD-P	87-08-062	230-08-170	AMD-P	87-13-047
220-57-49500H	REP-E	87-21-032	220-110-340	AMD	87-15-086	230-08-170	AMD	87-17-052
220-57-49500I	NEW-E	87-21-032	220-110-350	AMD-P	87-08-062	230-12-200	AMD-P	87-15-050
220-57-49500I	REP-E	87-21-099	220-110-350	AMD	87-15-086	230-12-305	NEW-P	87-06-008
220-57-49500J	NEW-E	87-21-099	222	AMD-C	87-15-063	230-12-305	NEW	87-09-043
220-57-505	AMD-P	87-03-056	222	AMD-C	87-19-002	230-20-064	AMD-P	87-03-024
220-57-505	AMD	87-09-066	222-08-035	NEW-P	87-10-018	230-20-064	AMD-C	87-07-037
220-57-50500L	NEW-E	87-08-048	222-08-040	AMD-P	87-10-018	230-20-064	AMD-P	87-09-041
220-57-50500M	NEW-E	87-09-024	222-12-030	AMD-P	87-10-018	230-20-064	AMD-E	87-09-042
220-57-510	AMD-P	87-03-056	222-12-040	AMD-P	87-10-018	230-20-064	AMD	87-13-045
220-57-510	AMD	87-09-066	222-12-045	NEW-P	87-10-018	230-20-380	AMD-P	87-03-024
220-57-51000D	NEW-E	87-21-044	222-12-090	AMD-P	87-10-018	230-20-380	AMD	87-07-038
220-57-51000D	REP-E	87-21-050	222-16-010	AMD-P	87-10-018	230-20-380	AMD-P	87-11-011
220-57-51000E	NEW-E	87-21-050	222-16-030	AMD-P	87-10-018	230-20-380	AMD-C	87-15-051
220-57-51500B	NEW-E	87-09-024	222-16-040	REP-P	87-10-018	230-20-380	AMD-C	87-21-035
220-57-520	AMD-P	87-03-056	222-16-050	AMD-P	87-10-018	230-30-050	AMD-P	87-11-011
220-57-520	AMD	87-09-066	222-20-010	AMD-P	87-10-018	230-30-050	AMD-P	87-13-047
220-57-525	AMD-P	87-03-056	222-20-020	AMD-P	87-10-018	230-30-055	NEW-P	87-19-055
220-57-525	AMD	87-09-066	222-20-040	AMD-P	87-10-018	230-30-060	AMD	87-03-023
220-57A-175	AMD-P	87-03-056	222-20-060	AMD-P	87-10-018	230-30-070	AMD	87-03-023
220-57A-175	AMD	87-09-066	222-20-090	AMD-P	87-10-018	230-30-070	AMD-P	87-11-011
220-57A-180	AMD-P	87-03-056	222-20-100	AMD-P	87-10-018	230-30-070	AMD-P	87-13-047
220-57A-180	AMD	87-09-066	222-20-120	NEW-P	87-10-018	230-30-070	AMD	87-17-052
220-69-238	NEW-P	87-21-098	222-24-010	AMD-P	87-10-018	230-30-075	AMD-P	87-11-011
220-69-245	AMD-P	87-21-098	222-24-020	AMD-P	87-10-018	230-30-075	AMD-P	87-13-047
220-69-247	AMD-P	87-21-098	222-24-025	AMD-P	87-10-018	230-30-075	AMD-C	87-17-053
220-76-030	REP-P	87-04-071	222-24-030	AMD-P	87-10-018	230-30-103	AMD-P	87-11-011
220-77-010	NEW-P	87-04-071	222-24-035	AMD-P	87-10-018	230-30-103	AMD	87-15-052
220-77-010	NEW	87-08-033	222-24-040	AMD-P	87-10-018	230-30-106	AMD-P	87-11-011
220-77-020	NEW-P	87-04-071	222-24-050	AMD-P	87-10-018	230-30-106	AMD-P	87-11-017
220-77-020	NEW	87-08-033	222-24-060	AMD-P	87-10-018	230-30-106	AMD-C	87-15-051
220-77-030	NEW-P	87-04-071	222-30-020	AMD-P	87-10-018	230-30-106	AMD-P	87-19-055
220-77-030	NEW	87-08-033	222-30-030	AMD-P	87-10-018	230-30-999	REP-P	87-11-011
220-77-040	NEW-P	87-04-071	222-30-040	AMD-P	87-10-018	230-30-999	REP	87-15-052
220-77-040	NEW	87-08-033	222-30-050	AMD-P	87-10-018	230-40-401	NEW-P	87-13-046
220-77-050	NEW-P	87-04-071	222-30-060	AMD-P	87-10-018	230-40-401	NEW-C	87-17-053
220-77-050	NEW	87-08-033	222-30-070	AMD-P	87-10-018	232-12-024	AMD-P	87-08-066
220-77-060	NEW-P	87-04-071	222-30-090	AMD-P	87-10-018	232-12-024	AMD-W	87-12-072
220-77-060	NEW	87-08-033	222-30-100	AMD-P	87-10-018	232-12-067	NEW-P	87-14-083
220-77-070	NEW-P	87-04-071	222-34-010	AMD-P	87-10-018	232-12-067	NEW	87-18-017
220-77-070	NEW	87-08-033	222-34-020	AMD-P	87-10-018	232-12-131	AMD-P	87-08-067
220-87-010	NEW	87-04-003	222-34-030	AMD-P	87-10-018	232-12-131	AMD	87-12-034
220-87-020	NEW	87-04-003	222-34-040	AMD-P	87-10-018	232-12-136	NEW-P	87-08-068
220-110-010	AMD-P	87-08-062	222-38-020	AMD-P	87-10-018	232-12-136	NEW-W	87-12-073
220-110-010	AMD	87-15-086	230-02-240	NEW-P	87-06-013	232-12-141	AMD-P	87-12-074
220-110-020	AMD-P	87-08-062	230-02-245	NEW-P	87-06-013	232-12-141	AMD	87-15-082
220-110-020	AMD	87-15-086	230-02-350	AMD-P	87-03-024	232-12-154	AMD-P	87-18-078
220-110-030	AMD-P	87-08-062	230-02-350	AMD	87-07-038	232-12-169	NEW-P	87-05-030
220-110-030	AMD	87-15-086	230-04-020	AMD-P	87-06-008	232-12-169	NEW	87-09-026
220-110-040	AMD-P	87-08-062	230-04-020	AMD	87-09-043	232-12-181	AMD-P	87-12-075
220-110-040	AMD	87-15-086	230-04-020	AMD	87-10-017	232-12-181	AMD-W	87-15-080
220-110-050	AMD-P	87-08-062	230-04-020	AMD-P	87-15-050	232-12-182	NEW-P	87-18-075
220-110-050	AMD	87-15-086	230-04-020	AMD-E	87-15-053	232-12-182	NEW	87-21-028
220-110-060	AMD-P	87-08-062	230-04-020	AMD	87-21-015	232-12-274	REP-P	87-14-081
220-110-060	AMD	87-15-086	230-04-123	AMD-P	87-06-008	232-12-275	NEW-P	87-14-084
220-110-080	AMD-P	87-08-062	230-04-123	AMD	87-09-043	232-12-275	NEW-W	87-17-032
220-110-080	AMD	87-15-086	230-04-140	AMD-P	87-06-008	232-12-276	NEW-P	87-14-081
220-110-090	AMD-P	87-08-062	230-04-140	AMD	87-09-043	232-12-276	NEW-W	87-17-031
220-110-090	AMD	87-15-086	230-04-145	AMD-P	87-03-024	232-14-010	AMD-P	87-08-070

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
232-14-010	AMD	87-15-085	248-18-663	NEW	87-03-030	248-100-071	NEW-P	87-07-039
232-28-109	REP-P	87-12-076	248-18-99902	AMD	87-04-061	248-100-071	NEW	87-11-047
232-28-109	REP	87-15-083	248-18-99910	NEW-P	87-20-078	248-100-075	REP-P	87-07-039
232-28-110	NEW-P	87-12-076	248-19-230	AMD-P	87-06-048	248-100-075	REP	87-11-047
232-28-110	NEW	87-15-083	248-19-230	AMD	87-10-023	248-100-076	NEW-P	87-07-039
232-28-212	REP-P	87-08-069	248-19-270	AMD-P	87-06-048	248-100-076	NEW	87-11-047
232-28-212	REP	87-14-031	248-19-270	AMD	87-10-023	248-100-080	REP-P	87-07-039
232-28-213	NEW-P	87-08-069	248-19-327	AMD-P	87-06-048	248-100-080	REP	87-11-047
232-28-213	NEW	87-14-031	248-19-327	AMD	87-10-023	248-100-081	NEW-P	87-07-039
232-28-21301	NEW-E	87-17-033	248-19-328	NEW-P	87-06-048	248-100-081	NEW	87-11-047
232-28-21301	NEW-P	87-18-077	248-19-328	NEW	87-10-023	248-100-085	REP-P	87-07-039
232-28-21301	NEW	87-21-066	248-86-010	AMD-P	87-16-087	248-100-085	REP	87-11-047
232-28-21302	NEW-E	87-17-034	248-86-010	AMD	87-19-069	248-100-086	NEW-P	87-07-039
232-28-21303	NEW-E	87-21-097	248-97-010	NEW-P	87-12-088	248-100-086	NEW	87-11-047
232-28-214	NEW-P	87-12-077	248-97-020	NEW-P	87-12-088	248-100-090	REP-P	87-07-039
232-28-214	NEW-E	87-13-050	248-97-030	NEW-P	87-12-088	248-100-090	REP	87-11-047
232-28-214	NEW	87-15-081	248-97-040	NEW-P	87-12-088	248-100-091	NEW-P	87-07-039
232-28-215	NEW-P	87-12-078	248-97-050	NEW-P	87-12-088	248-100-091	NEW	87-11-047
232-28-215	NEW-W	87-14-079	248-97-060	NEW-P	87-12-088	248-100-095	REP-P	87-07-039
232-28-215	NEW-P	87-14-080	248-97-070	NEW-P	87-12-088	248-100-095	REP	87-11-047
232-28-215	NEW	87-21-095	248-97-080	NEW-P	87-12-088	248-100-100	REP-P	87-07-039
232-28-216	NEW-P	87-18-076	248-97-090	NEW-P	87-12-088	248-100-100	REP	87-11-047
232-28-216	NEW	87-21-096	248-97-100	NEW-P	87-12-088	248-100-105	REP-P	87-07-039
232-28-410	REP-P	87-14-082	248-97-110	NEW-P	87-12-088	248-100-105	REP	87-11-047
232-28-410	REP	87-18-024	248-97-120	NEW-P	87-12-088	248-100-110	REP-P	87-07-039
232-28-411	NEW-P	87-14-082	248-97-130	NEW-P	87-12-088	248-100-110	REP	87-11-047
232-28-411	NEW	87-18-024	248-97-140	NEW-P	87-12-088	248-100-115	REP-P	87-07-039
232-28-509	REP-P	87-12-079	248-97-150	NEW-P	87-12-088	248-100-115	REP	87-11-047
232-28-509	REP	87-18-016	248-97-160	NEW-P	87-12-088	248-100-120	REP-P	87-07-039
232-28-510	NEW-P	87-12-079	248-97-170	NEW-P	87-12-088	248-100-120	REP	87-11-047
232-28-510	NEW	87-18-016	248-97-180	NEW-P	87-12-088	248-100-125	REP-P	87-07-039
232-28-61519	NEW-E	87-03-042	248-100-001	REP-P	87-07-039	248-100-125	REP	87-11-047
232-28-616	REP-P	87-18-078	248-100-001	REP	87-11-047	248-100-130	REP-P	87-07-039
232-28-617	NEW-P	87-18-078	248-100-002	REP-P	87-07-039	248-100-130	REP	87-11-047
232-28-61601	NEW-E	87-02-046	248-100-002	REP	87-11-047	248-100-135	REP-P	87-07-039
232-28-61602	NEW-E	87-06-028	248-100-003	REP-P	87-07-039	248-100-135	REP	87-11-047
232-28-61603	NEW-E	87-08-039	248-100-003	REP	87-11-047	248-100-140	REP-P	87-07-039
232-28-61604	NEW-E	87-13-049	248-100-006	NEW-P	87-07-039	248-100-140	REP	87-11-047
232-28-61605	NEW-E	87-16-062	248-100-006	NEW	87-11-047	248-100-145	REP-P	87-07-039
232-28-61605	REP-E	87-20-012	248-100-010	REP-P	87-07-039	248-100-145	REP	87-11-047
232-28-61606	NEW-E	87-18-049	248-100-010	REP	87-11-047	248-100-150	REP-P	87-07-039
232-28-61607	NEW-E	87-18-048	248-100-011	NEW-P	87-07-039	248-100-150	REP	87-11-047
232-28-61608	NEW-E	87-17-014	248-100-011	NEW	87-11-047	248-100-155	REP-P	87-07-039
232-28-61609	NEW-E	87-18-018	248-100-015	REP-P	87-07-039	248-100-155	REP	87-11-047
232-28-61610	NEW-P	87-18-078	248-100-015	REP	87-11-047	248-100-160	REP-P	87-07-039
232-28-61610	NEW	87-21-027	248-100-016	NEW-P	87-07-039	248-100-160	REP	87-11-047
232-28-61610	NEW-E	87-21-029	248-100-016	NEW	87-11-047	248-100-170	REP-P	87-07-039
232-28-61611	NEW-E	87-19-032	248-100-020	REP-P	87-07-039	248-100-170	REP	87-11-047
232-28-61612	NEW-E	87-19-109	248-100-020	REP	87-11-047	248-100-180	REP-P	87-07-039
232-28-61612	REP-E	87-19-124	248-100-021	NEW-P	87-07-039	248-100-180	REP	87-11-047
232-28-61613	NEW-E	87-20-012	248-100-021	NEW	87-11-047	248-100-195	REP-P	87-07-039
232-28-708	REP	87-06-027	248-100-025	AMD-P	87-07-039	248-100-195	REP	87-11-047
232-28-709	NEW	87-06-027	248-100-025	AMD	87-11-047	248-100-200	REP-P	87-07-039
232-28-70901	NEW-E	87-06-029	248-100-030	REP-P	87-07-039	248-100-200	REP	87-11-047
232-28-808	REP-P	87-05-031	248-100-030	REP	87-11-047	248-100-205	REP-P	87-07-039
232-28-808	REP	87-12-080	248-100-031	NEW-P	87-07-039	248-100-205	REP	87-11-047
232-28-809	NEW-P	87-05-031	248-100-031	NEW	87-11-047	248-100-206	NEW-P	87-07-039
232-28-809	NEW	87-12-080	248-100-035	REP-P	87-07-039	248-100-206	NEW	87-11-047
240-10-030	AMD-P	87-13-052	248-100-035	REP	87-11-047	248-100-210	REP-P	87-07-039
240-10-030	AMD	87-18-003	248-100-040	REP-P	87-07-039	248-100-210	REP	87-11-047
240-10-040	AMD-P	87-13-052	248-100-040	REP	87-11-047	248-100-211	NEW-P	87-07-039
240-10-040	AMD	87-18-003	248-100-041	NEW-P	87-07-039	248-100-211	NEW	87-11-047
240-10-057	NEW-P	87-13-052	248-100-041	NEW	87-11-047	248-100-215	REP-P	87-07-039
240-10-057	NEW	87-18-003	248-100-045	REP-P	87-07-039	248-100-215	REP	87-11-047
248-14-080	AMD	87-03-018	248-100-045	REP	87-11-047	248-100-216	NEW-P	87-07-039
248-14-090	AMD	87-03-018	248-100-046	NEW-P	87-07-039	248-100-216	NEW	87-11-047
248-15-020	AMD-P	87-16-085	248-100-046	NEW	87-11-047	248-100-220	REP-P	87-07-039
248-15-020	AMD	87-19-025	248-100-050	AMD-P	87-07-039	248-100-220	REP	87-11-047
248-15-025	NEW-P	87-16-085	248-100-050	AMD	87-11-047	248-100-221	NEW-P	87-07-039
248-15-025	NEW	87-19-025	248-100-055	REP-P	87-07-039	248-100-221	NEW	87-11-047
248-18-031	AMD	87-03-020	248-100-055	REP	87-11-047	248-100-225	REP-P	87-07-039
248-18-300	AMD-P	87-20-078	248-100-060	REP-P	87-07-039	248-100-225	REP	87-11-047
248-18-312	NEW	87-03-030	248-100-060	REP	87-11-047	248-100-226	NEW-P	87-07-039
248-18-320	REP	87-03-030	248-100-065	REP-P	87-07-039	248-100-226	NEW	87-11-047
248-18-321	NEW	87-03-030	248-100-065	REP	87-11-047	248-100-230	REP-P	87-07-039
248-18-660	AMD-P	87-20-078	248-100-070	REP-P	87-07-039	248-100-230	REP	87-11-047
248-18-662	NEW	87-03-030	248-100-070	REP	87-11-047	248-100-231	NEW-P	87-07-039



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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
248-100-231	NEW	87-11-047	248-100-410	REP-P	87-07-039	248-102-999	REP-P	87-07-040
248-100-235	REP-P	87-07-039	248-100-410	REP	87-11-047	248-102-999	REP	87-11-040
248-100-235	REP	87-11-047	248-100-415	REP-P	87-07-039	248-103-001	NEW-E	87-07-033
248-100-236	NEW-P	87-07-039	248-100-415	REP	87-11-047	248-103-001	NEW-P	87-07-040
248-100-236	NEW	87-11-047	248-100-420	REP-P	87-07-039	248-103-001	NEW	87-11-040
248-100-240	REP-P	87-07-039	248-100-420	REP	87-11-047	248-103-010	NEW-E	87-07-033
248-100-240	REP	87-11-047	248-100-425	REP-P	87-07-039	248-103-010	NEW-P	87-07-040
248-100-241	NEW-P	87-07-039	248-100-425	REP	87-11-047	248-103-010	NEW	87-11-040
248-100-241	NEW	87-11-047	248-100-430	REP-P	87-07-039	248-103-020	NEW-E	87-07-033
248-100-246	REP-P	87-07-039	248-100-430	REP	87-11-047	248-103-020	NEW-P	87-07-040
248-100-246	REP	87-11-047	248-100-435	REP-P	87-07-039	248-103-020	NEW	87-11-040
248-100-249	REP-P	87-07-039	248-100-435	REP	87-11-047	248-103-030	NEW-E	87-07-033
248-100-249	REP	87-11-047	248-100-445	REP-P	87-07-039	248-103-030	NEW-P	87-07-040
248-100-250	REP-P	87-07-039	248-100-445	REP	87-11-047	248-103-030	NEW	87-11-040
248-100-250	REP	87-11-047	248-100-451	REP-P	87-07-039	248-148-020	REP-P	87-16-086
248-100-255	REP-P	87-07-039	248-100-451	REP	87-11-047	248-148-020	REP	87-19-068
248-100-255	REP	87-11-047	248-100-455	REP-P	87-07-039	248-148-021	NEW-P	87-16-086
248-100-260	REP-P	87-07-039	248-100-455	REP	87-11-047	248-148-021	NEW	87-19-068
248-100-260	REP	87-11-047	248-100-460	REP-P	87-07-039	248-148-030	REP-P	87-16-086
248-100-265	REP-P	87-07-039	248-100-460	REP	87-11-047	248-148-030	REP	87-19-068
248-100-265	REP	87-11-047	248-100-465	REP-P	87-07-039	248-148-031	NEW-P	87-16-086
248-100-270	REP-P	87-07-039	248-100-465	REP	87-11-047	248-148-031	NEW	87-19-068
248-100-270	REP	87-11-047	248-100-470	REP-P	87-07-039	248-148-035	NEW-P	87-16-086
248-100-275	REP-P	87-07-039	248-100-470	REP	87-11-047	248-148-035	NEW	87-19-068
248-100-275	REP	87-11-047	248-100-475	REP-P	87-07-039	248-148-040	REP-P	87-16-086
248-100-280	REP-P	87-07-039	248-100-475	REP	87-11-047	248-148-040	REP	87-19-068
248-100-280	REP	87-11-047	248-100-480	REP-P	87-07-039	248-148-050	REP-P	87-16-086
248-100-285	REP-P	87-07-039	248-100-480	REP	87-11-047	248-148-050	REP	87-19-068
248-100-285	REP	87-11-047	248-100-485	REP-P	87-07-039	248-148-060	REP-P	87-16-086
248-100-290	REP-P	87-07-039	248-100-485	REP	87-11-047	248-148-060	REP	87-19-068
248-100-290	REP	87-11-047	248-100-490	REP-P	87-07-039	248-148-070	REP-P	87-16-086
248-100-295	REP-P	87-07-039	248-100-490	REP	87-11-047	248-148-070	REP	87-19-068
248-100-295	REP	87-11-047	248-100-495	REP-P	87-07-039	248-148-080	REP-P	87-16-086
248-100-300	REP-P	87-07-039	248-100-495	REP	87-11-047	248-148-080	REP	87-19-068
248-100-300	REP	87-11-047	248-100-500	REP-P	87-07-039	248-148-090	REP-P	87-16-086
248-100-305	REP-P	87-07-039	248-100-500	REP	87-11-047	248-148-090	REP	87-19-068
248-100-305	REP	87-11-047	248-100-505	REP-P	87-07-039	248-148-091	NEW-P	87-16-086
248-100-310	REP-P	87-07-039	248-100-505	REP	87-11-047	248-148-091	NEW	87-19-068
248-100-310	REP	87-11-047	248-100-510	REP-P	87-07-039	248-148-100	REP-P	87-16-086
248-100-315	REP-P	87-07-039	248-100-510	REP	87-11-047	248-148-100	REP	87-19-068
248-100-315	REP	87-11-047	248-100-515	REP-P	87-07-039	248-148-101	NEW-P	87-16-086
248-100-320	REP-P	87-07-039	248-100-515	REP	87-11-047	248-148-101	NEW	87-19-068
248-100-320	REP	87-11-047	248-100-520	REP-P	87-07-039	248-148-110	REP-P	87-16-086
248-100-325	REP-P	87-07-039	248-100-520	REP	87-11-047	248-148-110	REP	87-19-068
248-100-325	REP	87-11-047	248-100-525	REP-P	87-07-039	248-148-120	REP-P	87-16-086
248-100-330	REP-P	87-07-039	248-100-525	REP	87-11-047	248-148-120	REP	87-19-068
248-100-330	REP	87-11-047	248-100-530	REP-P	87-07-039	248-148-121	NEW-P	87-16-086
248-100-335	REP-P	87-07-039	248-100-530	REP	87-11-047	248-148-121	NEW	87-19-068
248-100-335	REP	87-11-047	248-100-532	REP-P	87-07-039	248-148-123	NEW-P	87-16-086
248-100-340	REP-P	87-07-039	248-100-532	REP	87-11-047	248-148-123	NEW	87-19-068
248-100-340	REP	87-11-047	248-100-535	REP-P	87-07-039	248-148-130	REP-P	87-16-086
248-100-345	REP-P	87-07-039	248-100-535	REP	87-11-047	248-148-130	REP	87-19-068
248-100-345	REP	87-11-047	248-100-540	REP-P	87-07-039	248-148-131	NEW-P	87-16-086
248-100-350	REP-P	87-07-039	248-100-540	REP	87-11-047	248-148-131	NEW	87-19-068
248-100-350	REP	87-11-047	248-100-545	REP-P	87-07-039	248-148-140	REP-P	87-16-086
248-100-355	REP-P	87-07-039	248-100-545	REP	87-11-047	248-148-140	REP	87-19-068
248-100-355	REP	87-11-047	248-100-550	REP-P	87-07-039	248-168-010	NEW-P	87-18-037
248-100-360	REP-P	87-07-039	248-100-550	REP	87-11-047	248-168-010	NEW-E	87-18-039
248-100-360	REP	87-11-047	248-100-555	REP-P	87-07-039	248-168-020	NEW-P	87-18-037
248-100-365	REP-P	87-07-039	248-100-555	REP	87-11-047	248-168-020	NEW-E	87-18-039
248-100-365	REP	87-11-047	248-100-560	REP-P	87-07-039	248-168-030	NEW-P	87-18-037
248-100-370	REP-P	87-07-039	248-100-560	REP	87-11-047	248-168-030	NEW-E	87-18-039
248-100-370	REP	87-11-047	248-100-565	REP-P	87-07-039	248-168-040	NEW-P	87-18-037
248-100-375	REP-P	87-07-039	248-100-565	REP	87-11-047	248-168-040	NEW-E	87-18-039
248-100-375	REP	87-11-047	248-102-010	REP-E	87-07-033	248-168-050	NEW-P	87-18-037
248-100-380	REP-P	87-07-039	248-102-010	REP-P	87-07-040	248-168-050	NEW-E	87-18-039
248-100-380	REP	87-11-047	248-102-010	REP	87-11-040	248-168-060	NEW-P	87-18-037
248-100-385	REP-P	87-07-039	248-102-020	REP-E	87-07-033	248-168-060	NEW-E	87-18-039
248-100-385	REP	87-11-047	248-102-020	REP-P	87-07-040	250-18-020	AMD-P	87-12-060
248-100-390	REP-P	87-07-039	248-102-020	REP	87-11-040	250-18-020	AMD	87-16-048
248-100-390	REP	87-11-047	248-102-040	REP-E	87-07-033	250-18-020	AMD-P	87-18-054
248-100-395	REP-P	87-07-039	248-102-040	REP-P	87-07-040	250-18-020	AMD	87-21-079
248-100-395	REP	87-11-047	248-102-040	REP	87-11-040	250-18-060	AMD-P	87-12-060
248-100-400	REP-P	87-07-039	248-102-070	REP-E	87-07-033	250-18-060	AMD	87-16-048
248-100-400	REP	87-11-047	248-102-070	REP-P	87-07-040	250-18-060	AMD-P	87-18-054
248-100-405	REP-P	87-07-039	248-102-070	REP	87-11-040	250-18-060	AMD	87-21-079
248-100-405	REP	87-11-047	248-102-999	REP-E	87-07-033	250-20-011	AMD-P	87-12-046



**Table of WAC Sections Affected**

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
250-20-011	AMD	87-16-046	251-01-040	AMD	87-16-045	251-10-055	AMD-P	87-21-091
250-20-015	AMD-P	87-12-046	251-01-040	AMD-P	87-12-081	251-10-108	NEW-P	87-02-054
250-20-015	AMD	87-16-046	251-01-057	NEW-P	87-10-053	251-10-108	NEW-P	87-04-057
250-20-021	AMD-P	87-04-076	251-01-057	NEW	87-14-051	251-10-108	NEW-P	87-06-054
250-20-021	AMD-P	87-12-046	251-01-072	NEW-E	87-14-052	251-10-108	NEW	87-08-056
250-20-021	AMD	87-16-046	251-01-072	NEW-P	87-16-092	251-10-115	NEW-W	87-02-055
250-20-031	AMD-P	87-12-046	251-01-072	NEW-E	87-19-147	251-10-120	AMD-P	87-04-057
250-20-031	AMD	87-16-046	251-01-072	NEW	87-20-024	251-10-120	AMD	87-08-056
250-20-041	AMD-P	87-12-046	251-01-077	NEW-P	87-12-085	251-10-140	AMD-P	87-04-057
250-20-041	AMD	87-16-046	251-01-110	AMD-P	87-16-093	251-10-140	AMD	87-08-056
250-20-051	AMD-P	87-12-046	251-01-110	AMD-P	87-18-069	251-10-195	AMD	87-02-036
250-20-051	AMD	87-16-046	251-01-110	AMD	87-21-089	251-10-195	AMD-P	87-21-091
250-20-061	AMD-P	87-12-046	251-01-172	NEW	87-14-051	251-12-072	AMD-P	87-21-091
250-20-061	AMD	87-16-046	251-01-175	AMD-P	87-21-091	251-12-076	NEW-P	87-16-094
250-20-071	AMD-P	87-12-046	251-01-190	AMD	87-02-036	251-12-076	NEW	87-20-025
250-20-071	AMD	87-16-046	251-01-208	NEW-P	87-10-053	251-12-085	AMD-P	87-16-094
250-20-081	AMD-P	87-12-046	251-01-300	AMD	87-02-036	251-12-085	AMD	87-20-025
250-20-081	AMD	87-16-046	251-01-335	AMD-P	87-21-091	251-12-096	NEW-P	87-12-084
250-40-030	AMD-P	87-12-047	251-01-382	NEW-E	87-14-052	251-12-096	NEW	87-16-045
250-40-030	AMD	87-16-047	251-01-382	NEW-P	87-16-092	251-12-097	NEW-P	87-12-084
250-40-040	AMD-P	87-12-047	251-01-382	NEW-E	87-19-147	251-12-097	NEW	87-16-045
250-40-040	AMD	87-16-047	251-01-382	NEW	87-20-024	251-12-240	AMD	87-02-036
250-40-050	AMD-P	87-04-077	251-01-392	NEW-E	87-14-052	251-12-240	AMD-P	87-21-091
250-40-050	AMD-P	87-12-047	251-01-392	NEW-P	87-16-092	251-12-500	AMD-P	87-21-091
250-40-050	AMD	87-16-047	251-01-392	NEW-E	87-19-147	251-14-030	AMD-P	87-12-084
250-40-060	AMD-P	87-12-047	251-01-392	NEW	87-20-024	251-14-030	AMD-P	87-12-085
250-40-060	AMD	87-16-047	251-01-400	AMD	87-02-036	251-14-030	AMD	87-16-045
250-40-070	AMD-P	87-12-047	251-01-415	AMD-P	87-21-091	251-14-035	AMD-P	87-12-085
250-40-070	AMD	87-16-047	251-01-435	AMD-P	87-21-091	251-14-035	AMD-C	87-19-146
250-44-010	AMD-P	87-12-066	251-01-400	AMD	87-02-036	251-14-050	AMD	87-02-036
250-44-010	AMD	87-16-061	251-04-040	AMD-P	87-21-091	251-14-070	AMD-P	87-16-093
250-44-020	AMD-P	87-12-066	251-05-060	AMD	87-02-036	251-14-070	AMD	87-21-089
250-44-020	AMD	87-16-061	251-06-080	AMD-P	87-21-091	251-14-100	AMD-P	87-16-093
250-44-030	AMD-P	87-12-066	251-07-010	NEW-P	87-04-055	251-14-100	AMD	87-20-023
250-44-030	AMD	87-16-061	251-07-010	NEW	87-08-056	251-14-110	AMD-P	87-16-093
250-44-040	AMD-P	87-12-066	251-07-020	NEW-P	87-04-055	251-14-110	AMD	87-20-023
250-44-040	AMD	87-16-061	251-07-020	NEW	87-08-056	251-17-010	NEW-P	87-21-090
250-44-050	AMD-P	87-12-066	251-07-030	NEW-P	87-04-055	251-17-020	NEW-P	87-21-090
250-44-050	AMD	87-16-061	251-07-030	NEW	87-08-056	251-17-030	NEW-P	87-21-090
250-44-060	AMD-P	87-12-066	251-07-040	NEW-P	87-04-055	251-17-040	NEW-P	87-21-090
250-44-060	AMD	87-16-061	251-07-040	NEW	87-08-056	251-17-050	NEW-P	87-21-090
250-44-080	AMD-P	87-12-066	251-07-050	NEW-P	87-04-055	251-17-060	NEW-P	87-21-090
250-44-080	AMD	87-16-061	251-07-050	NEW	87-08-056	251-17-070	NEW-P	87-21-090
250-44-090	AMD-P	87-12-066	251-07-060	NEW-P	87-04-055	251-17-080	NEW-P	87-21-090
250-44-090	AMD	87-16-061	251-07-060	NEW	87-08-056	251-17-090	NEW-P	87-21-090
250-44-100	AMD-P	87-12-066	251-08-005	AMD-P	87-04-056	251-17-100	NEW-P	87-21-090
250-44-100	AMD	87-16-061	251-08-005	AMD	87-08-056	251-17-110	NEW-P	87-21-090
250-44-110	AMD-P	87-12-066	251-08-021	AMD-P	87-04-056	251-17-120	NEW-P	87-21-090
250-44-110	AMD	87-16-061	251-08-021	AMD	87-08-056	251-17-130	NEW-P	87-21-090
250-44-120	AMD-P	87-12-066	251-08-040	AMD-P	87-04-056	251-17-140	NEW-P	87-21-090
250-44-120	AMD	87-16-061	251-08-040	AMD	87-08-056	251-17-150	NEW-P	87-21-090
250-44-130	AMD-P	87-12-066	251-08-100	AMD-P	87-04-056	251-17-160	NEW-P	87-21-090
250-44-130	AMD	87-16-061	251-08-100	AMD-P	87-10-051	251-17-170	NEW-P	87-21-090
250-44-140	AMD-P	87-12-066	251-08-100	AMD	87-14-051	251-17-180	NEW-P	87-21-090
250-44-140	AMD	87-16-061	251-08-100	AMD-P	87-21-091	251-17-190	NEW-P	87-21-090
250-44-150	AMD-P	87-12-066	251-08-110	AMD-E	87-14-052	251-17-200	NEW-P	87-21-090
250-44-150	AMD	87-16-061	251-08-110	AMD-P	87-16-092	251-18	AMD-P	87-21-090
250-44-160	AMD-P	87-12-066	251-08-110	AMD-E	87-19-147	251-18-010	REP-P	87-21-090
250-44-160	AMD	87-16-061	251-08-110	AMD	87-20-024	251-18-011	REP-P	87-21-090
250-44-170	AMD-P	87-12-066	251-08-112	AMD-E	87-14-052	251-18-012	REP-P	87-21-090
250-44-170	AMD	87-16-061	251-08-112	AMD-P	87-16-092	251-18-015	REP-P	87-21-090
250-44-180	AMD-P	87-12-066	251-08-112	AMD-E	87-19-147	251-18-020	REP-P	87-21-090
250-44-180	AMD	87-16-061	251-08-112	AMD	87-20-024	251-18-035	REP-P	87-21-090
250-44-190	AMD-P	87-12-066	251-08-112	AMD-P	87-21-092	251-18-041	REP-P	87-21-090
250-44-190	AMD	87-16-061	251-08-150	AMD-P	87-21-091	251-18-050	REP-P	87-21-090
250-44-200	AMD-P	87-12-066	251-09-020	AMD-P	87-18-069	251-18-060	REP-P	87-21-090
250-44-200	AMD	87-16-061	251-09-030	AMD-P	87-18-069	251-18-070	REP-P	87-21-090
250-44-210	AMD-P	87-12-066	251-09-090	AMD-P	87-04-056	251-18-075	REP-P	87-21-090
250-44-210	AMD	87-16-061	251-10-020	AMD-P	87-08-054	251-18-095	REP-P	87-21-090
250-65-010	NEW-P	87-20-093	251-10-020	AMD-P	87-08-055	251-18-110	REP-P	87-21-090
250-65-020	NEW-P	87-20-093	251-10-020	AMD-P	87-12-082	251-18-120	REP-P	87-21-090
250-65-030	NEW-P	87-20-093	251-10-020	AMD-P	87-12-083	251-18-130	REP-P	87-21-090
250-65-040	NEW-P	87-20-093	251-10-020	AMD	87-16-045	251-18-140	REP-P	87-21-090
250-65-050	NEW-P	87-20-093	251-10-030	AMD	87-02-036	251-18-145	REP-P	87-21-090
250-65-060	NEW-P	87-20-093	251-10-030	AMD-P	87-21-091	251-18-160	REP-P	87-21-090
251-01-040	AMD-P	87-06-053	251-10-035	AMD-P	87-21-091	251-18-165	REP-P	87-21-090
251-01-040	AMD-P	87-10-050	251-10-055	AMD	87-02-036	251-18-176	AMD	87-02-036

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251-18-176	REP-P	87-21-090	260-24-280	AMD-E	87-09-031	275-19-030	AMD-P	87-15-134
251-18-180	AMD-P	87-21-090	260-24-280	AMD	87-15-019	275-19-030	AMD-E	87-16-027
251-18-200	AMD-P	87-21-090	260-36-040	AMD-P	87-08-029	275-19-030	AMD	87-19-072
251-18-255	AMD-P	87-21-090	260-36-040	AMD-E	87-09-031	275-19-040	AMD-P	87-05-021
251-18-290	REP-P	87-21-090	260-36-040	AMD	87-15-019	275-19-040	AMD	87-09-035
251-18-291	REP-P	87-21-090	260-40-100	AMD-P	87-08-029	275-19-050	AMD-P	87-05-021
251-18-300	REP-P	87-21-090	260-44-080	AMD-P	87-08-029	275-19-050	AMD	87-09-035
251-18-310	REP-P	87-21-090	260-44-080	AMD-E	87-09-031	275-19-075	AMD	87-03-016
251-18-320	REP-P	87-21-090	260-44-080	AMD	87-15-019	275-19-110	AMD-P	87-05-021
251-18-330	REP-P	87-21-090	260-70-010	AMD-P	87-08-029	275-19-110	AMD	87-09-035
251-18-335	REP-P	87-21-090	260-70-010	AMD-W	87-09-076	275-19-110	AMD-P	87-15-134
251-18-340	REP-P	87-21-090	260-70-010	AMD-P	87-09-077	275-19-110	AMD-E	87-16-027
251-18-345	REP-P	87-21-090	260-70-010	AMD	87-15-020	275-19-110	AMD	87-19-072
251-18-346	REP-P	87-21-090	260-70-021	AMD-P	87-08-029	275-19-140	AMD-P	87-15-134
251-18-347	AMD-P	87-16-093	260-70-021	AMD-W	87-09-076	275-19-140	AMD-E	87-16-027
251-18-347	AMD	87-20-023	260-70-021	AMD-P	87-09-077	275-19-140	AMD	87-19-072
251-18-347	REP-P	87-21-090	260-70-021	AMD	87-15-020	275-19-170	AMD-P	87-15-134
251-18-350	AMD	87-02-036	260-70-025	AMD-P	87-08-029	275-19-170	AMD-E	87-16-027
251-18-350	REP-P	87-21-090	260-70-025	AMD-W	87-09-076	275-19-170	AMD	87-19-072
251-18-381	REP-P	87-21-090	260-70-025	AMD-P	87-09-077	275-19-185	AMD-P	87-15-134
251-18-400	REP-P	87-21-090	260-70-025	AMD	87-15-020	275-19-185	AMD-E	87-16-027
251-18-410	REP-P	87-21-090	260-70-026	AMD-P	87-08-029	275-19-185	AMD	87-19-072
251-18-420	REP-P	87-21-090	260-70-026	AMD-W	87-09-076	275-19-400	AMD-P	87-15-134
251-19-010	NEW-P	87-21-090	260-70-026	AMD-P	87-09-077	275-19-400	AMD-E	87-16-027
251-19-020	NEW-P	87-21-090	260-70-026	AMD	87-15-020	275-19-400	AMD	87-19-072
251-19-030	NEW-P	87-21-090	260-70-050	AMD-P	87-08-029	275-19-450	NEW-P	87-15-134
251-19-040	NEW-P	87-21-090	260-70-050	AMD-W	87-09-076	275-19-450	NEW-E	87-16-027
251-19-050	NEW-P	87-21-090	260-70-050	AMD-P	87-09-077	275-19-450	NEW	87-19-072
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251-19-070	NEW-P	87-21-090	260-70-090	AMD-P	87-08-029	275-19-455	NEW-E	87-16-027
251-19-080	NEW-P	87-21-090	260-70-090	AMD-W	87-09-076	275-19-455	NEW	87-19-072
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251-19-100	NEW-P	87-21-090	260-70-090	AMD	87-15-020	275-19-550	AMD-E	87-16-027
251-19-110	NEW-P	87-21-090	260-70-100	AMD-P	87-08-029	275-19-550	AMD	87-19-072
251-19-120	NEW-P	87-21-090	260-70-100	AMD-W	87-09-076	275-19-580	NEW-P	87-15-134
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251-22-070	AMD	87-14-051	260-70-170	AMD	87-15-020	275-19-595	NEW-P	87-15-134
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251-22-110	AMD-P	87-10-053	261-06-070	AMD-P	87-13-073	275-19-595	NEW	87-19-072
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251-22-167	NEW-P	87-16-095	261-50-030	AMD-P	87-05-007	275-19-675	NEW	87-19-072
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251-22-195	NEW-P	87-16-096	261-50-050	AMD-P	87-05-007	275-19-950	AMD-P	87-15-134
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296-17-655	AMD	87-12-032	296-20-024	NEW-P	87-18-071	296-22-031	AMD-E	87-12-044
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296-17-686	AMD-P	87-20-084	296-20-125	AMD-P	87-11-050	296-22-038	AMD	87-16-004
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296-23A-100	NEW	87-03-005	296-23A-254	AMD-P	87-11-050	296-23A-410	NEW	87-03-005
296-23A-100	AMD-P	87-11-050	296-23A-254	AMD-E	87-12-044	296-23A-415	NEW-E	87-02-042
296-23A-100	AMD-E	87-12-044	296-23A-254	AMD	87-16-004	296-23A-415	NEW	87-03-005
296-23A-100	AMD	87-16-004	296-23A-256	NEW-E	87-02-042	296-23A-420	NEW-E	87-02-042
296-23A-105	NEW-E	87-02-042	296-23A-256	NEW	87-03-005	296-23A-420	NEW	87-03-005
296-23A-105	NEW	87-03-005	296-23A-256	AMD-P	87-11-050	296-23A-425	NEW-E	87-02-042
296-23A-105	AMD-P	87-18-071	296-23A-256	AMD-E	87-12-044	296-23A-425	NEW	87-03-005
296-23A-110	NEW-E	87-02-042	296-23A-256	AMD	87-16-004	296-23A-425	AMD-P	87-11-050
296-23A-110	NEW	87-03-005	296-23A-258	NEW-E	87-02-042	296-23A-425	AMD-E	87-11-051
296-23A-115	NEW-E	87-02-042	296-23A-258	NEW	87-03-005	296-23A-425	AMD	87-16-004
296-23A-115	NEW	87-03-005	296-23A-258	AMD-P	87-11-050	296-23A-425	AMD-E	87-16-007
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296-23A-125	NEW-E	87-02-042	296-23A-260	NEW-E	87-02-042	296-24-14011	AMD	87-07-022
296-23A-125	NEW	87-03-005	296-23A-260	NEW	87-03-005	296-24-58503	AMD-P	87-19-135
296-23A-130	NEW-E	87-02-042	296-23A-260	AMD-P	87-11-050	296-24-58513	AMD-P	87-19-135
296-23A-130	NEW	87-03-005	296-23A-260	AMD-E	87-12-044	296-24-59001	REP-P	87-19-135
296-23A-135	NEW-E	87-02-042	296-23A-260	AMD	87-16-004	296-24-59003	REP-P	87-19-135
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296-23A-140	NEW-E	87-02-042	296-23A-262	NEW	87-03-005	296-24-59007	REP-P	87-19-135
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296-24-60003	REP-P 87-19-135	296-46-680	AMD 87-10-030	296-62-07721	AMD-P 87-19-135
296-24-60005	REP-P 87-19-135	296-46-910	AMD-P 87-06-047	296-62-07723	NEW-P 87-05-055
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296-27-16026	NEW 87-03-011	296-62-07701	NEW-P 87-05-055	296-62-07751	NEW-P 87-19-135
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296-46-150	AMD-P 87-06-047	296-62-07705	NEW 87-10-008	296-62-14541	NEW-P 87-19-135
296-46-150	AMD 87-10-030	296-62-07705	AMD-P 87-19-135	296-62-146	REP-P 87-19-135
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296-46-422	NEW 87-10-030	296-62-07717	AMD-P 87-19-135	296-81-008	AMD-P 87-14-077
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296-155-17560	NEW 87-10-008	296-155-441	NEW-P 87-02-058	300-12-020	AMD 87-20-071
296-155-17560	REP-P 87-19-135	296-155-441	NEW-C 87-07-021	304-12-030	NEW-P 87-16-099
296-155-17565	NEW-P 87-05-055	296-155-441	NEW-W 87-13-008	304-12-030	NEW 87-20-070
296-155-17565	NEW 87-10-008	296-155-444	NEW-P 87-02-058	304-12-035	NEW-P 87-16-099



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304-12-140	AMD	87-07-029	308-33-020	AMD-P	87-11-061	308-50-020	AMD-P	87-10-066
308-04-020	NEW-P	87-13-041	308-33-020	AMD	87-21-088	308-50-020	AMD	87-14-030
308-04-020	NEW-W	87-14-085	308-33-030	AMD-P	87-11-061	308-50-035	NEW-P	87-10-066
308-04-020	NEW-P	87-18-064	308-33-030	AMD	87-21-088	308-50-035	NEW	87-14-030
308-04-020	NEW	87-21-014	308-33-040	REP-P	87-11-061	308-50-375	REP-P	87-07-046
308-11-030	AMD-P	87-07-046	308-33-040	REP	87-21-088	308-50-375	REP-P	87-13-057
308-11-030	AMD	87-10-028	308-33-050	REP-P	87-11-061	308-50-375	REP-E	87-14-088
308-11-100	AMD-P	87-16-106	308-33-050	REP	87-21-088	308-50-375	REP	87-18-031
308-11-100	AMD	87-21-011	308-33-060	AMD-P	87-11-061	308-50-440	NEW-P	87-07-046
308-12-031	AMD-P	87-21-087	308-33-060	AMD	87-21-088	308-50-440	NEW-P	87-13-057
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308-12-083	NEW	87-19-095	308-33-080	AMD	87-21-088	308-50-440	NEW	87-18-031
308-12-085	AMD-P	87-14-016	308-33-095	AMD-P	87-11-061	308-51-125	NEW-P	87-18-052
308-12-085	AMD	87-19-095	308-33-095	AMD	87-21-088	308-51-125	NEW-E	87-19-001
308-12-115	AMD-P	87-14-016	308-33-105	AMD-P	87-07-046	308-51-125	NEW	87-21-049
308-12-115	AMD	87-19-095	308-33-105	AMD	87-10-028	308-51-200	REP-P	87-07-046
308-12-150	AMD-P	87-14-016	308-34-080	AMD-P	87-16-106	308-51-200	REP-P	87-13-057
308-12-150	AMD	87-19-095	308-34-080	AMD	87-21-011	308-51-200	REP-E	87-14-088
308-12-312	AMD-E	87-04-049	308-34-090	NEW-P	87-07-046	308-51-200	REP	87-18-031
308-12-312	REP-P	87-07-046	308-34-090	NEW-P	87-13-057	308-51-210	NEW-P	87-07-046
308-12-312	REP	87-10-028	308-34-090	NEW-E	87-14-088	308-51-210	NEW-P	87-13-057
308-12-326	NEW-P	87-07-046	308-34-090	NEW	87-18-031	308-51-210	NEW-E	87-14-088
308-12-326	NEW	87-10-028	308-37-130	AMD-P	87-20-090	308-51-210	NEW	87-18-031
308-13-150	AMD-E	87-03-031	308-37-190	AMD-P	87-07-045	308-52-139	AMD-P	87-13-054
308-13-150	AMD-P	87-07-046	308-37-190	AMD-W	87-09-095	308-52-140	AMD-P	87-13-054
308-13-150	AMD-P	87-10-024	308-37-190	AMD-P	87-09-096	308-52-141	AMD-P	87-13-054
308-13-150	AMD-E	87-10-026	308-37-190	AMD-W	87-11-026	308-52-147	NEW-P	87-13-054
308-13-160	NEW-P	87-10-025	308-37-190	REP-P	87-18-063	308-52-148	NEW-P	87-13-054
308-13-160	NEW-E	87-10-027	308-37-190	REP-C	87-21-086	308-52-315	REP-P	87-07-046
308-20-040	AMD-E	87-16-019	308-40-102	AMD-P	87-06-051	308-52-315	REP	87-10-028
308-20-040	AMD-P	87-17-056	308-40-102	AMD	87-09-097	308-52-590	NEW-P	87-07-046
308-20-040	AMD	87-21-010	308-40-105	AMD-P	87-06-051	308-52-590	NEW	87-10-028
308-20-060	AMD-E	87-16-019	308-40-105	AMD	87-09-097	308-52-590	AMD-P	87-16-107
308-20-060	AMD-P	87-17-056	308-40-125	AMD-P	87-07-046	308-52-590	AMD	87-19-130
308-20-060	AMD	87-21-010	308-40-125	AMD-P	87-13-057	308-53-020	AMD-P	87-07-046
308-20-200	REP-P	87-07-046	308-40-125	AMD-E	87-14-088	308-53-020	AMD	87-10-028
308-20-200	REP	87-10-028	308-40-125	AMD	87-18-031	308-53-084	AMD-C	87-02-060
308-20-210	NEW-P	87-07-046	308-41-025	REP-P	87-07-046	308-53-084	AMD	87-09-046
308-20-210	NEW	87-10-028	308-42-040	AMD-P	87-05-061	308-53-085	AMD-C	87-02-060
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308-25-065	AMD	87-10-028	308-42-075	AMD-P	87-07-046	308-53-320	NEW-P	87-09-074
308-26-025	NEW-P	87-13-042	308-42-075	AMD	87-10-028	308-53-320	NEW	87-17-020
308-26-025	NEW-E	87-15-018	308-42-210	NEW-P	87-14-086	308-53-330	NEW-P	87-09-075
308-26-025	NEW-E	87-21-065	308-42-210	NEW	87-18-040	308-54-315	AMD-P	87-07-046
308-26-040	REP-P	87-07-046	308-42-220	NEW-P	87-14-086	308-54-315	AMD-P	87-13-057
308-26-040	REP	87-10-028	308-42-220	NEW	87-18-040	308-54-315	AMD-E	87-14-088
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308-29-030	AMD-P	87-07-025	308-42-240	NEW-P	87-14-086	308-55-025	AMD-P	87-13-057
308-29-030	AMD	87-11-064	308-42-240	NEW	87-18-040	308-55-025	AMD-E	87-14-088
308-29-045	AMD-P	87-07-046	308-42-250	NEW-P	87-14-086	308-55-025	AMD	87-18-031
308-29-045	AMD	87-10-028	308-42-250	NEW	87-18-040	308-56A-006	NEW-P	87-04-069
308-29-060	AMD-P	87-07-025	308-42-260	NEW-P	87-14-086	308-56A-021	NEW-P	87-17-050
308-29-060	AMD	87-11-064	308-42-260	NEW	87-18-040	308-56A-021	NEW	87-21-012
308-29-070	AMD-P	87-07-025	308-42-270	NEW-P	87-14-086	308-56A-022	NEW-P	87-17-050
308-29-070	AMD	87-11-064	308-42-270	NEW	87-18-040	308-56A-022	NEW	87-21-012
308-29-080	AMD-P	87-07-025	308-42-280	NEW-P	87-14-086	308-56A-023	NEW-P	87-17-050
308-29-080	AMD	87-11-064	308-42-280	NEW	87-18-040	308-56A-023	NEW	87-21-012
308-31-015	AMD	87-04-050	308-48-075	NEW-P	87-08-051	308-56A-115	AMD-P	87-04-069
308-31-025	NEW	87-04-050	308-48-075	NEW	87-11-063	308-56A-125	AMD-P	87-04-069
308-31-025	AMD-P	87-04-054	308-48-200	AMD-P	87-21-063	308-56A-155	NEW-P	87-04-069
308-31-025	AMD	87-09-045	308-48-210	NEW-P	87-08-051	308-56A-156	NEW-P	87-04-069
308-31-055	AMD-P	87-07-046	308-48-210	NEW	87-11-063	308-56A-160	NEW-P	87-04-069
308-31-055	AMD-P	87-13-057	308-48-250	REP-P	87-07-046	308-56A-195	AMD-P	87-04-069
308-31-055	AMD-E	87-14-088	308-48-250	REP	87-10-028	308-56A-300	AMD-P	87-17-050
308-31-055	AMD	87-18-031	308-48-550	AMD-P	87-21-063	308-56A-300	AMD	87-21-012
308-31-100	AMD	87-04-050	308-48-590	AMD-P	87-21-063	308-61-026	AMD-E	87-16-053
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308-31-500	AMD-P	87-04-054	308-49-140	AMD-P	87-15-105	308-61-135	AMD-E	87-16-053
308-31-500	AMD	87-09-045	308-49-140	AMD	87-18-053	308-61-158	AMD-E	87-16-053
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308-32-080	AMD	87-21-011	308-49-170	AMD	87-18-053	308-61-210	AMD-E	87-16-053
308-32-090	REP-P	87-07-046	308-49-180	REP-P	87-15-105	308-61-240	AMD-E	87-16-053
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308-79-050	REP	87-16-058	308-96A-136	NEW	87-12-023	308-120-720	NEW-P	87-15-103
308-90-010	REP-E	87-14-072	308-96A-175	NEW-P	87-21-064	308-120-730	NEW-P	87-15-103
308-90-010	REP-E	87-21-009	308-96A-205	AMD-P	87-04-067	308-120-740	NEW-P	87-15-103
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308-90-030	AMD-E	87-14-072	308-96A-220	AMD	87-12-023	308-122-275	AMD-P	87-07-046
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308-90-050	REP-E	87-21-009	308-96A-310	AMD-P	87-04-067	308-124-005	AMD	87-20-091
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308-90-070	AMD-E	87-21-009	308-96A-325	AMD-P	87-21-064	308-124-021	AMD	87-20-091
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308-90-090	AMD-E	87-14-072	308-96A-335	AMD-P	87-04-067	308-124A-020	AMD-P	87-17-068
308-90-090	AMD-E	87-21-009	308-96A-335	AMD	87-12-023	308-124A-020	AMD	87-20-091
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308-90-110	AMD-E	87-21-009	308-96A-400	AMD	87-12-023	308-124A-025	AMD	87-20-091
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308-90-120	NEW-E	87-21-009	308-96A-410	NEW	87-12-023	308-124A-030	AMD	87-20-091
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308-90-130	NEW-E	87-21-009	308-96A-415	NEW	87-12-023	308-124A-040	AMD	87-20-091
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308-90-150	NEW-E	87-21-009	308-99-010	AMD-E	87-16-022	308-124A-115	NEW-E	87-16-020
308-90-160	NEW-E	87-14-072	308-99-010	AMD	87-21-013	308-124A-115	NEW	87-17-051
308-90-160	NEW-E	87-21-009	308-99-020	AMD-P	87-14-087	308-124A-120	AMD-P	87-17-068
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308-94-160	AMD	87-03-041	308-104-006	NEW	87-19-129	308-124A-460	NEW	87-17-051
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308-94-190	REP	87-03-041	308-104-050	AMD	87-19-129	308-124B-100	AMD-P	87-17-068
308-94-191	NEW	87-03-041	308-115-140	AMD-P	87-16-106	308-124B-100	AMD	87-20-091
308-94-200	AMD	87-03-041	308-115-140	AMD	87-21-011	308-124B-120	AMD-P	87-17-068
308-94-210	AMD	87-03-041	308-115-405	AMD-P	87-07-046	308-124B-120	AMD	87-20-091
308-94-220	AMD	87-03-041	308-115-405	AMD-P	87-13-057	308-124B-130	AMD-P	87-17-068
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308-94-240	AMD	87-03-041	308-115-405	AMD	87-18-031	308-124B-150	NEW-E	87-20-064
308-94-250	AMD	87-03-041	308-116-325	REP-P	87-07-046	308-124C-010	AMD-P	87-17-068
308-94-260	REP	87-03-041	308-116-325	REP	87-10-028	308-124C-010	AMD	87-20-091
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308-124H-038	NEW	87-20-091	308-180-100	AMD-E	87-03-013	314-20-050	AMD-P	87-17-062
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308-124H-040	AMD	87-20-091	308-180-100	REP-P	87-07-046	314-24-090	AMD-P	87-05-044
308-124H-070	AMD-P	87-17-068	308-180-100	REP-P	87-13-057	314-24-090	AMD	87-08-016
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308-127-150	REP-P	87-19-153	308-180-100	REP	87-18-031	314-24-090	AMD	87-21-036
308-127-150	REP-E	87-20-001	308-180-130	NEW-E	87-03-013	314-24-095	NEW-E	87-12-020
308-127-155	NEW-P	87-19-153	308-180-130	NEW	87-06-050	314-24-095	NEW-P	87-12-028
308-127-155	NEW-E	87-20-001	308-180-140	NEW-E	87-03-013	314-24-095	NEW	87-15-016
308-128B-080	NEW-P	87-13-056	308-180-140	NEW	87-06-050	314-24-110	AMD-P	87-13-013
308-128B-080	NEW	87-18-032	308-180-150	NEW-E	87-03-013	314-24-110	AMD	87-15-111
308-138-080	AMD-P	87-07-046	308-180-150	NEW	87-06-050	314-24-150	AMD-P	87-17-062
308-138-080	AMD	87-10-028	308-180-160	NEW-E	87-03-013	314-24-150	AMD	87-20-013
308-138-321	NEW-P	87-04-048	308-180-160	NEW	87-06-050	314-24-190	AMD-P	87-13-013
308-138-321	NEW	87-11-062	308-180-170	NEW-E	87-03-013	314-24-190	AMD	87-15-111
308-138-322	NEW-P	87-04-048	308-180-170	NEW	87-06-050	314-24-200	AMD-P	87-13-013
308-138-322	NEW	87-11-062	308-180-190	NEW-E	87-03-013	314-24-200	AMD	87-15-111
308-138-323	NEW-P	87-04-048	308-180-190	NEW	87-06-050	314-24-210	AMD-P	87-13-059
308-138-323	NEW	87-11-062	308-180-200	NEW-E	87-03-013	314-24-210	AMD	87-16-003
308-138-324	NEW-P	87-04-048	308-180-200	NEW	87-06-050	314-27	REVIEW	87-03-034
308-138-324	NEW	87-11-062	308-180-210	NEW-E	87-03-013	314-27-010	REVIEW	87-03-034
308-138-325	NEW-P	87-04-048	308-180-210	NEW	87-06-050	314-36-020	AMD-P	87-04-063
308-138-325	NEW-P	87-14-017	308-180-220	NEW-E	87-03-013	314-36-020	AMD	87-07-008
308-138-325	NEW-P	87-20-098	308-180-220	NEW	87-06-050	314-36-100	AMD-P	87-04-063
308-138-326	NEW-P	87-04-048	308-180-230	NEW-E	87-03-013	314-36-100	AMD	87-07-008
308-138-326	NEW	87-11-062	308-180-230	NEW	87-06-050	314-36-110	AMD-P	87-04-063
308-138-327	NEW-P	87-04-048	308-180-240	NEW-E	87-03-013	314-36-110	AMD	87-07-008
308-138-327	NEW	87-11-062	308-180-240	NEW	87-06-050	314-36-150	AMD-P	87-04-063
308-138-328	NEW-P	87-04-048	308-180-250	NEW-E	87-03-013	314-36-150	AMD	87-07-008
308-138-328	NEW-P	87-14-017	308-180-250	NEW	87-06-050	314-52-114	AMD	87-04-026
308-138-328	NEW-P	87-20-098	308-180-260	NEW-P	87-07-046	315-02-020	AMD	87-05-005
308-138-330	AMD-P	87-04-048	308-180-260	NEW-P	87-13-057	315-04-070	AMD-P	87-07-051
308-138-330	AMD	87-11-062	308-180-260	NEW-E	87-14-088	315-04-070	AMD	87-10-043
308-138A-020	AMD-P	87-04-048	308-180-260	NEW	87-18-031	315-04-090	AMD-P	87-07-051
308-138A-020	AMD	87-13-004	308-190-010	NEW-P	87-13-053	315-04-090	AMD	87-10-043
308-138A-020	AMD-P	87-14-046	308-190-010	NEW	87-18-033	315-04-190	AMD	87-05-005
308-138A-020	AMD	87-20-099	308-190-020	NEW-P	87-16-106	315-04-190	AMD-P	87-14-057
308-138A-025	AMD-P	87-14-046	308-190-020	NEW	87-21-011	315-04-190	AMD	87-17-012
308-138A-025	AMD	87-20-099	308-400-095	NEW-P	87-13-055	315-06-020	AMD-P	87-14-057
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308-138B-170	AMD	87-20-099	308-400-095	NEW-E	87-16-057	315-06-120	AMD-P	87-14-057
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308-152-030	NEW-P	87-07-046	308-400-100	NEW-E	87-16-021	315-10-060	AMD	87-17-012
308-152-030	NEW	87-10-028	308-400-100	NEW-E	87-16-057	315-11-200	REP-P	87-21-094
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308-171-001	AMD	87-09-044	308-400-110	NEW-P	87-13-055	315-11-202	REP-P	87-21-094
308-171-002	AMD-P	87-05-062	308-400-110	NEW-E	87-16-021	315-11-210	REP-P	87-21-094
308-171-002	AMD	87-09-044	308-400-110	NEW-E	87-16-057	315-11-211	REP-P	87-21-094
308-171-003	NEW-P	87-05-062	308-400-110	NEW	87-16-059	315-11-212	REP-P	87-21-094
308-171-003	NEW	87-09-044	314-12-025	NEW-P	87-13-060	315-11-220	REP-P	87-21-094
308-171-010	AMD-P	87-05-062	314-12-025	NEW	87-16-002	315-11-221	REP-P	87-21-094
308-171-010	AMD	87-09-044	314-12-070	AMD-P	87-13-060	315-11-222	REP-P	87-21-094
308-171-020	AMD-P	87-05-062	314-12-070	AMD	87-16-002	315-11-230	REP-P	87-21-094
308-171-020	AMD	87-09-044	314-12-140	AMD	87-04-018	315-11-231	REP-P	87-21-094
308-171-030	AMD	87-04-015	314-12-145	NEW-E	87-11-043	315-11-232	REP-P	87-21-094
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308-171-030	REP	87-10-028	314-12-145	NEW	87-14-009	315-11-240	REP-P	87-21-094
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308-171-310	NEW-P	87-07-046	314-12-150	AMD	87-14-010	315-11-241	REP-P	87-21-094
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308-175-065	NEW-P	87-17-067	314-16-115	AMD-P	87-19-107	315-11-250	NEW-E	87-07-052
308-175-075	NEW-P	87-17-067	314-16-155	REP-P	87-18-046	315-11-250	NEW	87-10-043
308-175-085	NEW-P	87-17-067	314-16-155	REP	87-21-037	315-11-250	REP-P	87-21-094
308-175-090	AMD-P	87-17-067	314-16-160	AMD-C	87-03-025	315-11-251	NEW-P	87-07-050
308-175-095	NEW-P	87-17-067	314-16-160	AMD	87-04-017	315-11-251	NEW-E	87-07-052
308-175-100	NEW-P	87-17-067	314-16-205	AMD-P	87-13-012	315-11-251	NEW	87-10-043
308-175-105	NEW-P	87-17-067	314-16-205	AMD	87-15-110	315-11-251	AMD-E	87-12-007
308-175-110	NEW-P	87-17-067	314-16-240	NEW-P	87-12-027	315-11-251	REP-P	87-21-094
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308-175-120	NEW-P	87-17-067	314-16-240	NEW	87-15-113	315-11-252	NEW-E	87-07-052
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315-11-260	NEW	87-10-043	320-08-350	AMD	87-14-053	326-20-090	REP-E	87-16-066
315-11-261	NEW-P	87-07-050	320-08-370	AMD-P	87-10-068	326-20-090	REP-P	87-20-088
315-11-261	NEW	87-10-043	320-08-370	AMD	87-14-053	326-20-300	NEW-E	87-16-065
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315-11-270	NEW	87-10-043	320-08-390	AMD	87-14-053	326-30-039	NEW-E	87-18-028
315-11-271	NEW-P	87-07-050	320-08-400	AMD-P	87-10-068	326-30-039	NEW	87-18-029
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315-11-272	NEW-P	87-07-050	320-08-410	AMD-P	87-10-068	332-10-180	AMD-C	87-20-066
315-11-272	NEW	87-10-043	320-08-410	AMD	87-14-053	332-10-180	AMD-E	87-21-004
315-11-280	NEW-P	87-14-058	320-08-420	AMD-P	87-10-068	332-10-180	AMD	87-21-005
315-11-280	NEW	87-17-047	320-08-420	AMD	87-14-053	332-16-010	REP-P	87-15-102
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315-11-281	NEW	87-17-047	320-08-430	AMD	87-14-053	332-16-010	REP-E	87-21-006
315-11-282	NEW-P	87-14-058	320-08-440	AMD-P	87-10-068	332-16-010	REP	87-21-007
315-11-282	NEW	87-17-047	320-08-440	AMD	87-14-053	332-16-020	REP-P	87-15-102
315-11-290	NEW-P	87-14-058	320-08-445	NEW-P	87-10-068	332-16-020	REP-C	87-20-067
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315-11-291	NEW	87-17-047	320-08-450	AMD	87-14-053	332-16-030	REP-P	87-15-102
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315-11-292	NEW	87-17-047	320-08-460	AMD	87-14-053	332-16-030	REP-E	87-21-006
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315-11-302	NEW-P	87-21-093	320-08-510	AMD-P	87-10-068	332-16-035	NEW-P	87-15-101
315-14-010	NEW-P	87-14-058	320-08-510	AMD	87-14-053	332-16-035	NEW-C	87-20-066
315-14-010	NEW	87-17-047	320-08-520	AMD-P	87-10-068	332-16-035	NEW-E	87-21-004
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315-32-040	AMD-C	87-20-002	320-08-540	AMD-P	87-10-068	332-16-040	REP-C	87-20-067
315-32-050	AMD-P	87-17-066	320-08-540	AMD	87-14-053	332-16-040	REP-E	87-21-006
315-32-050	AMD-C	87-20-002	320-12-030	AMD-P	87-10-069	332-16-040	REP	87-21-007
315-32-060	AMD-P	87-17-066	320-12-030	AMD	87-14-047	332-16-045	NEW-P	87-15-101
315-32-060	AMD-C	87-20-002	320-12-050	AMD-P	87-10-069	332-16-045	NEW-C	87-20-066
320-08-001	NEW-P	87-10-068	320-12-050	AMD	87-14-047	332-16-045	NEW-E	87-21-004
320-08-001	NEW	87-14-053	320-12-060	AMD-P	87-10-069	332-16-045	NEW	87-21-005
320-08-010	AMD-P	87-10-068	320-12-060	AMD	87-14-047	332-16-050	REP-P	87-15-102
320-08-010	AMD	87-14-053	320-12-070	AMD-P	87-10-069	332-16-050	REP-C	87-20-067
320-08-030	AMD-P	87-10-068	320-12-070	AMD	87-14-047	332-16-050	REP-E	87-21-006
320-08-030	AMD	87-14-053	320-16-001	REP-P	87-10-069	332-16-050	REP	87-21-007
320-08-040	AMD-P	87-10-068	320-16-001	REP	87-14-047	332-16-055	NEW-P	87-15-102
320-08-040	AMD	87-14-053	320-16-010	REP-P	87-10-069	332-16-055	NEW-C	87-20-067
320-08-050	AMD-P	87-10-068	320-16-010	REP	87-14-047	332-16-055	NEW-E	87-21-006
320-08-050	AMD	87-14-053	320-16-015	REP-P	87-10-069	332-16-055	NEW	87-21-007
320-08-055	NEW-P	87-10-068	320-16-015	REP	87-14-047	332-16-060	REP-P	87-15-102
320-08-055	NEW	87-14-053	320-20-010	AMD-P	87-10-069	332-16-060	REP-C	87-20-067
320-08-070	AMD-P	87-10-068	320-20-010	AMD	87-14-047	332-16-060	REP-E	87-21-006
320-08-070	AMD	87-14-053	320-20-020	AMD-P	87-10-069	332-16-060	REP	87-21-007
320-08-080	AMD-P	87-10-068	320-20-020	AMD	87-14-047	332-16-065	NEW-P	87-15-102
320-08-080	AMD	87-14-053	320-20-030	AMD-P	87-10-069	332-16-065	NEW-C	87-20-067
320-08-090	AMD-P	87-10-068	320-20-030	AMD	87-14-047	332-16-065	NEW-E	87-21-006
320-08-090	AMD	87-14-053	320-20-060	REP-P	87-10-069	332-16-065	NEW	87-21-007
320-08-100	AMD-P	87-10-068	320-20-060	REP	87-14-047	332-16-070	AMD-E	87-15-100
320-08-100	AMD	87-14-053	322-12-010	AMD	87-04-035	332-16-070	REP-P	87-15-102
320-08-140	AMD-P	87-10-068	323-12-010	NEW	87-05-014	332-16-070	REP-C	87-20-067
320-08-140	AMD	87-14-053	323-12-020	NEW	87-05-014	332-16-070	REP-E	87-21-006
320-08-160	AMD-P	87-10-068	323-12-030	NEW	87-05-014	332-16-070	REP	87-21-007
320-08-160	AMD	87-14-053	323-12-040	NEW	87-05-014	332-16-075	NEW-P	87-15-102
320-08-180	AMD-P	87-10-068	323-12-050	NEW	87-05-014	332-16-075	NEW-C	87-20-067
320-08-180	AMD	87-14-053	323-12-060	NEW	87-05-014	332-16-075	NEW-E	87-21-006
320-08-190	AMD-P	87-10-068	323-12-070	NEW	87-05-014	332-16-075	NEW	87-21-007
320-08-190	AMD	87-14-053	323-12-080	NEW	87-05-014	332-16-080	REP-P	87-15-102
320-08-200	AMD-P	87-10-068	323-12-090	NEW	87-05-014	332-16-080	REP-C	87-20-067
320-08-200	AMD	87-14-053	323-12-100	NEW	87-05-014	332-16-080	REP-E	87-21-006
320-08-210	AMD-P	87-10-068	323-12-110	NEW	87-05-014	332-16-080	REP	87-21-007
320-08-210	AMD	87-14-053	323-12-120	NEW	87-05-014	332-16-085	NEW-P	87-15-102
320-08-260	AMD-P	87-10-068	326-02-030	AMD-P	87-15-143	332-16-085	NEW-C	87-20-067
320-08-260	AMD	87-14-053	326-02-030	AMD	87-18-030	332-16-085	NEW-E	87-21-006
320-08-270	AMD-P	87-10-068	326-02-030	AMD-P	87-20-088	332-16-085	NEW	87-21-007
320-08-270	AMD	87-14-053	326-20-010	AMD-P	87-15-143	332-16-090	REP-P	87-15-102
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332-16-095	NEW-E	87-21-006	332-16-190	REP-C	87-20-067	332-16-320	REP-E	87-21-006
332-16-095	NEW	87-21-007	332-16-190	REP-E	87-21-006	332-16-320	REP	87-21-007
332-16-100	AMD-E	87-15-100	332-16-190	REP	87-21-007	332-16-330	REP-P	87-15-102
332-16-100	REP-P	87-15-102	332-16-195	NEW-P	87-15-102	332-16-330	REP-C	87-20-067
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332-16-100	REP-E	87-21-006	332-16-195	NEW-E	87-21-006	332-16-330	REP	87-21-007
332-16-100	REP	87-21-007	332-16-195	NEW	87-21-007	332-16-340	REP-P	87-15-102
332-16-105	NEW-P	87-15-102	332-16-200	REP-P	87-15-102	332-16-340	REP-C	87-20-067
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332-16-105	NEW-E	87-21-006	332-16-200	REP-E	87-21-006	332-16-340	REP	87-21-007
332-16-105	NEW	87-21-007	332-16-200	REP	87-21-007	332-24-001	REP-P	87-06-055
332-16-110	REP-P	87-15-102	332-16-205	NEW-P	87-15-102	332-24-001	REP	87-11-005
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332-16-110	REP-E	87-21-006	332-16-205	NEW-E	87-21-006	332-24-005	NEW	87-11-005
332-16-110	REP	87-21-007	332-16-205	NEW	87-21-007	332-24-015	NEW-P	87-06-055
332-16-115	NEW-P	87-15-102	332-16-210	REP-P	87-15-102	332-24-015	NEW	87-11-005
332-16-115	NEW-C	87-20-067	332-16-210	REP-C	87-20-067	332-24-020	REP-P	87-06-055
332-16-115	NEW-E	87-21-006	332-16-210	REP-E	87-21-006	332-24-020	REP	87-11-005
332-16-115	NEW	87-21-007	332-16-210	REP	87-21-007	332-24-025	REP-P	87-06-055
332-16-120	REP-P	87-15-102	332-16-215	NEW-P	87-15-102	332-24-025	REP	87-11-005
332-16-120	REP-C	87-20-067	332-16-215	NEW-C	87-20-067	332-24-027	REP-P	87-06-055
332-16-120	REP-E	87-21-006	332-16-215	NEW-E	87-21-006	332-24-027	REP	87-11-005
332-16-120	REP	87-21-007	332-16-215	NEW	87-21-007	332-24-055	REP-P	87-06-055
332-16-125	NEW-P	87-15-102	332-16-220	REP-P	87-15-102	332-24-055	REP	87-11-005
332-16-125	NEW-C	87-20-067	332-16-220	REP-C	87-20-067	332-24-056	REP-P	87-06-055
332-16-125	NEW-E	87-21-006	332-16-220	REP-E	87-21-006	332-24-056	REP	87-11-005
332-16-125	NEW	87-21-007	332-16-220	REP	87-21-007	332-24-057	REP-P	87-06-055
332-16-130	REP-P	87-15-102	332-16-225	NEW-P	87-15-102	332-24-057	REP	87-11-005
332-16-130	REP-C	87-20-067	332-16-225	NEW-C	87-20-067	332-24-058	REP-P	87-06-055
332-16-130	REP-E	87-21-006	332-16-225	NEW-E	87-21-006	332-24-058	REP	87-11-005
332-16-130	REP	87-21-007	332-16-225	NEW	87-21-007	332-24-059	REP-P	87-06-055
332-16-135	NEW-P	87-15-102	332-16-230	REP-P	87-15-102	332-24-059	REP	87-11-005
332-16-135	NEW-C	87-20-067	332-16-230	REP-C	87-20-067	332-24-060	REP-P	87-06-055
332-16-135	NEW-E	87-21-006	332-16-230	REP-E	87-21-006	332-24-060	REP	87-11-005
332-16-135	NEW	87-21-007	332-16-230	REP	87-21-007	332-24-063	REP-P	87-06-055
332-16-140	REP-P	87-15-102	332-16-235	NEW-P	87-15-102	332-24-063	REP	87-11-005
332-16-140	REP-C	87-20-067	332-16-235	NEW-C	87-20-067	332-24-070	REP-P	87-06-055
332-16-140	REP-E	87-21-006	332-16-235	NEW-E	87-21-006	332-24-070	REP	87-11-005
332-16-140	REP	87-21-007	332-16-235	NEW	87-21-007	332-24-090	REP-P	87-06-055
332-16-145	NEW-P	87-15-102	332-16-240	REP-P	87-15-102	332-24-090	REP	87-11-005
332-16-145	NEW-C	87-20-067	332-16-240	REP-C	87-20-067	332-24-095	REP-P	87-06-055
332-16-145	NEW-E	87-21-006	332-16-240	REP-E	87-21-006	332-24-095	REP	87-11-005
332-16-145	NEW	87-21-007	332-16-240	REP	87-21-007	332-24-100	REP-P	87-06-055
332-16-150	AMD-E	87-15-100	332-16-245	NEW-P	87-15-102	332-24-100	REP	87-11-005
332-16-150	REP-P	87-15-102	332-16-245	NEW-C	87-20-067	332-24-105	REP-P	87-06-055
332-16-150	REP-C	87-20-067	332-16-245	NEW-E	87-21-006	332-24-105	REP	87-11-005
332-16-150	REP-E	87-21-006	332-16-245	NEW	87-21-007	332-24-10501	REP-P	87-06-055
332-16-150	REP	87-21-007	332-16-250	REP-P	87-15-102	332-24-10501	REP	87-11-005
332-16-155	NEW-P	87-15-102	332-16-250	REP-C	87-20-067	332-24-10502	REP-P	87-06-055
332-16-155	NEW-C	87-20-067	332-16-250	REP-E	87-21-006	332-24-10502	REP	87-11-005
332-16-155	NEW-E	87-21-006	332-16-250	REP	87-21-007	332-24-150	REP-P	87-06-055
332-16-155	NEW	87-21-007	332-16-255	NEW-P	87-15-102	332-24-150	REP	87-11-005
332-16-160	REP-P	87-15-102	332-16-255	NEW-C	87-20-067	332-24-160	REP-P	87-06-055
332-16-160	REP-C	87-20-067	332-16-255	NEW-E	87-21-006	332-24-160	REP	87-11-005
332-16-160	REP-E	87-21-006	332-16-255	NEW	87-21-007	332-24-170	REP-P	87-06-055
332-16-160	REP	87-21-007	332-16-260	REP-P	87-15-102	332-24-170	REP	87-11-005
332-16-165	NEW-P	87-15-102	332-16-260	REP-C	87-20-067	332-24-180	REP-P	87-06-055
332-16-165	NEW-C	87-20-067	332-16-260	REP-E	87-21-006	332-24-180	REP	87-11-005
332-16-165	NEW-E	87-21-006	332-16-260	REP	87-21-007	332-24-185	REP-P	87-06-055
332-16-165	NEW	87-21-007	332-16-270	REP-P	87-15-102	332-24-185	REP	87-11-005
332-16-170	REP-P	87-15-102	332-16-270	REP-C	87-20-067	332-24-185001	REP-P	87-06-055
332-16-170	REP-C	87-20-067	332-16-270	REP-E	87-21-006	332-24-185001	REP	87-11-005
332-16-170	REP-E	87-21-006	332-16-270	REP	87-21-007	332-24-190	REP-P	87-06-055
332-16-170	REP	87-21-007	332-16-290	REP-P	87-15-102	332-24-190	REP	87-11-005
332-16-175	NEW-P	87-15-102	332-16-290	REP-C	87-20-067	332-24-192	REP-P	87-06-055
332-16-175	NEW-C	87-20-067	332-16-290	REP-E	87-21-006	332-24-192	REP	87-11-005
332-16-175	NEW-E	87-21-006	332-16-290	REP	87-21-007	332-24-192	REP-P	87-06-055
332-16-175	NEW	87-21-007	332-16-300	REP-P	87-15-102	332-24-194	REP	87-11-005
332-16-180	REP-P	87-15-102	332-16-300	REP-C	87-20-067	332-24-196	REP-P	87-06-055
332-16-180	REP-E	87-21-006	332-16-300	REP-E	87-21-006	332-24-196	REP	87-11-005
332-16-180	REP	87-21-007	332-16-300	REP	87-21-007	332-24-197	REP-P	87-06-055
332-16-185	NEW-P	87-15-102	332-16-310	REP-P	87-15-102	332-24-197	REP	87-11-005
332-16-185	NEW-C	87-20-067	332-16-310	REP-C	87-20-067	332-24-200	REP-P	87-06-055
332-16-185	NEW-E	87-21-006	332-16-310	REP-E	87-21-006	332-24-200	REP	87-11-005
			332-16-310	REP	87-21-007	332-24-201	NEW-P	87-06-055

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
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332-24-205	NEW-P	87-06-055	332-24-430	REP	87-11-005	332-26-102c	REP-E	87-18-041
332-24-205	NEW	87-11-005	332-24-440	REP-P	87-06-055	332-26-102d	NEW-E	87-18-041
332-24-210	REP-P	87-06-055	332-24-440	REP	87-11-005	332-26-102d	REP-E	87-19-053
332-24-210	REP	87-11-005	332-24-500	REP-P	87-06-055	332-26-102e	NEW-E	87-19-053
332-24-211	NEW-P	87-06-055	332-24-500	REP	87-11-005	332-26-102e	REP-E	87-19-064
332-24-211	NEW	87-11-005	332-24-600	NEW-P	87-06-055	332-26-102f	NEW-E	87-19-064
332-24-215	NEW-P	87-06-055	332-24-600	NEW	87-11-005	332-26-102f	REP-E	87-19-067
332-24-215	NEW	87-11-005	332-24-650	NEW-P	87-06-055	332-26-102g	NEW-E	87-19-067
332-24-220	REP-P	87-06-055	332-24-650	NEW	87-11-005	332-26-102g	REP-E	87-20-021
332-24-220	NEW	87-11-005	332-24-652	NEW-P	87-06-055	332-26-102h	NEW-E	87-20-021
332-24-221	NEW-P	87-06-055	332-24-652	NEW	87-11-005	332-26-102h	REP-E	87-21-001
332-24-221	NEW	87-11-005	332-24-654	NEW-P	87-06-055	332-26-102i	NEW-E	87-21-001
332-24-225	NEW-P	87-06-055	332-24-654	NEW	87-11-005	332-26-102i	REP-E	87-21-076
332-24-225	NEW	87-11-005	332-24-656	NEW-P	87-06-055	332-26-103	NEW-E	87-21-038
332-24-230	REP-P	87-06-055	332-24-656	NEW	87-11-005	332-26-104	NEW-E	87-21-038
332-24-230	REP	87-11-005	332-24-658	NEW-P	87-06-055	332-26-105	NEW-E	87-21-038
332-24-231	NEW-P	87-06-055	332-24-658	NEW	87-11-005	332-26-500	NEW-E	87-21-076
332-24-231	NEW	87-11-005	332-24-660	NEW-P	87-06-055	332-52	AMD-C	87-18-020
332-24-232	NEW-P	87-06-055	332-24-660	NEW	87-11-005	332-52-010	AMD-P	87-14-039
332-24-232	NEW	87-11-005	332-24-900	NEW-P	87-06-055	332-52-010	AMD	87-18-035
332-24-234	NEW-P	87-06-055	332-24-900	NEW	87-11-005	332-52-020	AMD-P	87-14-039
332-24-234	NEW	87-11-005	332-26-010	NEW-E	87-15-008	332-52-020	AMD	87-18-035
332-24-236	NEW-P	87-06-055	332-26-010	REP-E	87-20-053	332-52-060	AMD-P	87-14-039
332-24-236	NEW	87-11-005	332-26-010a	NEW-E	87-20-053	332-52-060	AMD	87-18-035
332-24-238	NEW-P	87-06-055	332-26-010a	REP-E	87-21-076	332-52-065	AMD-P	87-14-039
332-24-238	NEW	87-11-005	332-26-011	NEW-E	87-21-038	332-52-065	AMD	87-18-035
332-24-240	NEW-P	87-06-055	332-26-020	NEW-E	87-15-008	332-52-066	AMD-P	87-14-039
332-24-240	NEW	87-11-005	332-26-020	REP-E	87-20-053	332-52-066	AMD	87-18-035
332-24-242	NEW-P	87-06-055	332-26-020a	NEW-E	87-20-053	332-52-067	AMD-P	87-14-039
332-24-242	NEW	87-11-005	332-26-020a	REP-E	87-21-076	332-52-067	AMD	87-18-035
332-24-244	NEW-P	87-06-055	332-26-021	NEW-E	87-21-038	332-52-068	AMD-P	87-14-039
332-24-244	NEW	87-11-005	332-26-031	NEW-E	87-15-012	332-52-068	AMD	87-18-035
332-24-261	NEW-P	87-06-055	332-26-031	REP-E	87-18-041	332-52-069	AMD-P	87-14-039
332-24-261	NEW	87-11-005	332-26-040	NEW-E	87-15-008	332-52-069	AMD	87-18-035
332-24-301	NEW-P	87-06-055	332-26-040	REP-E	87-20-053	332-140-200	AMD-P	87-19-142
332-24-301	NEW	87-11-005	332-26-040a	NEW-E	87-20-053	332-140-200	AMD-E	87-19-143
332-24-310	REP-P	87-06-055	332-26-040a	REP-E	87-21-076	332-140-240	NEW-P	87-19-142
332-24-310	REP	87-11-005	332-26-041	NEW-E	87-21-038	332-140-240	NEW-E	87-19-143
332-24-320	REP-P	87-06-055	332-26-050	NEW-E	87-15-008	332-140-300	AMD-E	87-08-043
332-24-320	REP	87-11-005	332-26-050	REP-E	87-20-053	332-150-010	AMD-P	87-09-103
332-24-330	REP-P	87-06-055	332-26-050a	NEW-E	87-20-053	332-150-010	AMD-P	87-12-067
332-24-330	REP	87-11-005	332-26-050a	REP-E	87-21-076	332-150-010	AMD-E	87-12-068
332-24-340	REP-P	87-06-055	332-26-051	NEW-E	87-21-038	332-150-010	AMD	87-15-048
332-24-340	REP	87-11-005	332-26-060	NEW-E	87-15-008	332-150-020	AMD-P	87-09-103
332-24-350	REP-P	87-06-055	332-26-060	REP-E	87-20-053	332-150-020	AMD-P	87-12-067
332-24-350	REP	87-11-005	332-26-060a	NEW-E	87-20-053	332-150-020	AMD-E	87-12-068
332-24-360	REP-P	87-06-055	332-26-060a	REP-E	87-21-076	332-150-020	AMD	87-15-048
332-24-360	REP	87-11-005	332-26-061	NEW-E	87-21-038	332-150-030	AMD-P	87-09-103
332-24-370	REP-P	87-06-055	332-26-081a	REP-E	87-03-022	332-150-030	AMD-P	87-12-067
332-24-370	REP	87-11-005	332-26-081b	NEW-E	87-03-022	332-150-030	AMD-E	87-12-068
332-24-380	REP-P	87-06-055	332-26-101	NEW-E	87-17-003	332-150-030	AMD	87-15-048
332-24-380	REP	87-11-005	332-26-101	REP-E	87-17-009	332-150-040	REP-P	87-09-103
332-24-385	REP-P	87-06-055	332-26-101a	NEW-E	87-17-009	332-150-040	REP-P	87-12-067
332-24-385	REP	87-11-005	332-26-101a	REP-E	87-17-040	332-150-040	REP-E	87-12-068
332-24-387	REP-P	87-06-055	332-26-101b	NEW-E	87-17-040	332-150-040	REP	87-15-048
332-24-387	REP	87-11-005	332-26-101b	REP-E	87-17-048	332-150-050	AMD-P	87-09-103
332-24-390	REP-P	87-06-055	332-26-101c	NEW-E	87-17-048	332-150-050	AMD-P	87-12-067
332-24-390	REP	87-11-005	332-26-101c	REP-E	87-18-041	332-150-050	AMD-E	87-12-068
332-24-395	REP-P	87-06-055	332-26-101d	NEW-E	87-18-041	332-150-050	AMD	87-15-048
332-24-395	REP	87-11-005	332-26-101d	REP-E	87-19-053	344-12-060	AMD-E	87-06-010
332-24-401	NEW-P	87-06-055	332-26-101e	NEW-E	87-19-053	344-12-060	AMD-E	87-11-046
332-24-401	NEW	87-11-005	332-26-101e	REP-E	87-19-064	344-12-060	AMD-P	87-11-048
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332-24-405	NEW	87-11-005	332-26-101f	REP-E	87-19-067	352-04-010	AMD-P	87-20-092
332-24-410	REP-P	87-06-055	332-26-101g	NEW-E	87-19-067	352-12-020	AMD-P	87-04-074
332-24-410	REP	87-11-005	332-26-101g	REP-E	87-20-021	352-12-020	AMD	87-08-008
332-24-411	NEW-P	87-06-055	332-26-101h	NEW-E	87-20-021	352-32-010	AMD-P	87-04-074
332-24-411	NEW	87-11-005	332-26-101h	REP-E	87-21-001	352-32-010	AMD	87-08-008
332-24-412	REP-P	87-06-055	332-26-101i	NEW-E	87-21-001	352-32-010	AMD-P	87-20-092
332-24-412	REP	87-11-005	332-26-101i	REP-E	87-21-076	352-32-030	AMD-P	87-04-074
332-24-415	REP-P	87-06-055	332-26-102	NEW-E	87-17-003	352-32-030	AMD	87-08-008
332-24-415	REP	87-11-005	332-26-102	REP-E	87-17-009	352-32-035	AMD-P	87-04-074
332-24-418	REP-P	87-06-055	332-26-102a	NEW-E	87-17-009	352-32-035	AMD	87-08-008
332-24-418	REP	87-11-005	332-26-102a	REP-E	87-17-040	352-32-130	AMD-P	87-20-092
332-24-420	REP-P	87-06-055	332-26-102b	NEW-E	87-17-040	352-32-165	AMD-P	87-20-092
332-24-420	REP	87-11-005	332-26-102b	REP-E	87-17-048	352-32-235	NEW-P	87-04-073

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352-32-250	AMD	87-08-008	356-09-010	NEW	87-02-038	356-30-090	REP-C	87-03-010
352-32-25001	AMD-P	87-20-092	356-09-020	NEW	87-02-038	356-30-090	REP-C	87-06-022
352-42	REP-C	87-08-042	356-09-030	NEW	87-02-038	356-30-130	AMD-P	87-02-045
352-42-010	REP-P	87-04-075	356-09-040	NEW	87-02-038	356-30-130	AMD-C	87-06-021
352-42-010	REP	87-11-037	356-09-050	NEW	87-02-038	356-30-130	AMD-C	87-07-036
352-42-020	REP-P	87-04-075	356-10-050	AMD-P	87-15-092	356-30-130	AMD-C	87-09-036
352-42-020	REP	87-11-037	356-10-050	AMD-C	87-19-043	356-30-130	AMD-C	87-11-035
352-42-030	REP-P	87-04-075	356-10-060	AMD-C	87-06-020	356-30-145	AMD-C	87-03-010
352-42-030	REP	87-11-037	356-14-045	AMD-P	87-06-042	356-30-145	AMD-C	87-06-022
352-42-040	REP-P	87-04-075	356-14-045	AMD	87-09-037	356-30-180	AMD-P	87-12-015
352-42-040	REP	87-11-037	356-14-060	AMD-P	87-12-025	356-30-180	AMD-P	87-16-070
352-42-050	REP-P	87-04-075	356-14-060	AMD	87-15-045	356-30-180	AMD-C	87-19-048
352-42-050	REP	87-11-037	356-14-062	NEW-P	87-12-025	356-30-190	AMD-P	87-12-015
352-42-060	REP-P	87-04-075	356-14-062	NEW	87-15-045	356-30-190	AMD-P	87-16-070
352-42-060	REP	87-11-037	356-14-140	AMD-P	87-11-054	356-30-190	AMD-C	87-19-048
352-42-070	REP-P	87-04-075	356-14-140	AMD-E	87-14-059	356-30-230	AMD-P	87-12-015
352-42-070	REP	87-11-037	356-14-140	AMD	87-15-065	356-30-230	AMD-P	87-16-070
352-44A	REP-C	87-08-042	356-14-240	AMD-P	87-08-013	356-30-230	AMD-C	87-19-048
352-44A-010	REP-P	87-04-075	356-14-240	AMD	87-11-036	356-30-255	NEW-P	87-10-041
352-44A-010	REP	87-11-037	356-14-260	AMD-P	87-20-009	356-30-255	NEW	87-13-072
352-44A-020	REP-P	87-04-075	356-15-020	AMD-P	87-15-074	356-30-300	AMD	87-02-038
352-44A-020	REP	87-11-037	356-15-020	AMD-C	87-19-044	356-30-330	AMD-E	87-06-023
352-44A-030	REP-P	87-04-075	356-15-030	AMD-P	87-04-040	356-30-330	AMD	87-06-024
352-44A-030	REP	87-11-037	356-15-030	AMD-C	87-07-036	356-34-090	AMD-E	87-06-023
352-44A-040	REP-P	87-04-075	356-15-030	AMD	87-10-037	356-34-090	AMD	87-06-024
352-44A-040	REP	87-11-037	356-15-030	AMD-P	87-15-129	356-34-090	AMD-P	87-10-035
352-44A-050	REP-P	87-04-075	356-15-030	AMD-C	87-19-045	356-34-090	AMD	87-13-040
352-44A-050	REP	87-11-037	356-15-030	AMD	87-19-066	356-35-010	AMD	87-02-038
356-05-013	NEW	87-02-038	356-15-080	AMD-P	87-06-042	356-42-010	AMD-P	87-16-072
356-05-048	NEW-P	87-11-054	356-15-080	AMD-P	87-11-054	356-42-010	AMD-C	87-19-041
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356-05-207	NEW	87-02-038	356-15-090	AMD-C	87-07-036	356-42-020	AMD-C	87-11-034
356-05-260	NEW	87-02-038	356-15-090	AMD	87-10-037	356-42-020	AMD-C	87-13-038
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356-05-327	NEW	87-02-038	356-15-125	AMD-E	87-14-059	356-42-042	NEW-C	87-13-038
356-05-333	NEW	87-02-038	356-15-125	AMD	87-15-065	356-42-042	NEW-C	87-15-044
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356-05-460	REP-C	87-19-041	356-26-040	AMD	87-02-038	356-42-050	AMD-P	87-16-072
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388-54-730	REP-P	87-21-077	388-87-070	AMD-E	87-16-029	388-99-020	AMD-P	87-14-061
388-54-735	AMD	87-03-019	388-87-070	AMD	87-19-091	388-99-020	AMD-E	87-14-068
388-54-735	AMD-E	87-03-021	388-87-105	AMD-P	87-09-057	388-99-020	AMD	87-17-043
388-54-735	REP-P	87-21-077	388-87-105	AMD	87-12-056	388-99-060	AMD-P	87-19-022
388-54-737	REP-P	87-21-077	388-87-115	NEW-P	87-09-089	388-99-060	AMD-E	87-19-023
388-54-740	AMD	87-03-054	388-87-115	NEW	87-12-050	388-100-005	REVIEW	87-04-062
388-54-740	AMD-P	87-09-090	388-92-041	NEW-P	87-07-012	388-100-005	AMD-P	87-09-087
388-54-740	AMD	87-12-051	388-92-041	NEW-E	87-10-021	388-100-005	AMD	87-12-054
388-54-740	AMD-P	87-14-063	388-92-041	NEW	87-10-022	388-100-005	OBJEC	87-16-031
388-54-740	AMD-E	87-14-067	388-96-010	AMD-P	87-21-078	390-20-0101	AMD	87-05-001
388-54-740	AMD	87-17-044	388-96-204	AMD-P	87-21-078	390-20-014	NEW-P	87-05-041
388-54-740	AMD-P	87-19-152	388-96-217	NEW-P	87-05-018	390-20-014	NEW	87-08-025
388-54-740	AMD-E	87-20-042	388-96-217	NEW	87-09-058	390-20-022	NEW-P	87-19-155
388-54-740	REP-P	87-21-077	388-96-221	AMD-P	87-21-078	390-20-110	AMD	87-05-001
388-54-745	AMD	87-03-054	388-96-224	AMD-P	87-21-078	392-100-050	NEW-P	87-07-027
388-54-745	REP-P	87-21-077	388-96-226	AMD-P	87-21-078	392-100-050	NEW	87-10-012
388-54-750	REP-P	87-21-077	388-96-228	AMD-P	87-21-078	392-100-060	NEW-P	87-07-027
388-54-755	REP-P	87-21-077	388-96-229	AMD-P	87-21-078	392-100-060	NEW	87-10-012
388-54-760	REP-P	87-21-077	388-96-366	AMD-P	87-05-018	392-101-010	NEW-P	87-07-026
388-54-765	AMD	87-06-003	388-96-366	AMD	87-09-058	392-101-010	NEW	87-10-013
388-54-765	REP-P	87-21-077	388-96-384	AMD-P	87-21-078	392-122-605	AMD-P	87-04-046
388-54-768	REP-P	87-21-077	388-96-502	AMD-P	87-21-078	392-122-605	AMD	87-09-018
388-54-770	REP-P	87-21-077	388-96-505	AMD-P	87-21-078	392-123-054	AMD-P	87-12-087
388-54-775	AMD-P	87-09-088	388-96-533	AMD-P	87-21-078	392-123-054	AMD	87-15-067
388-54-775	AMD-E	87-10-065	388-96-534	AMD-P	87-21-078	392-123-078	AMD-P	87-12-087
388-54-775	AMD	87-12-057	388-96-535	AMD-P	87-21-078	392-123-078	AMD	87-15-067
388-54-775	REP-P	87-21-077	388-96-565	AMD-P	87-05-018	392-123-145	AMD-P	87-05-039
388-54-776	REP-P	87-21-077	388-96-565	AMD	87-09-058	392-123-145	AMD	87-09-019
388-54-780	REP-P	87-21-077	388-96-585	AMD-P	87-05-018	392-129-003	NEW-P	87-15-099
388-54-785	AMD-P	87-19-152	388-96-585	AMD	87-09-058	392-129-003	NEW	87-19-060

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
392-137-060	AMD-P 87-07-028	392-166-200	NEW-P 87-19-133	392-202-030	NEW-P 87-18-042
392-137-060	AMD 87-10-014	392-166-205	NEW-E 87-19-034	392-202-035	NEW-P 87-18-042
392-140-058	AMD-P 87-04-047	392-166-210	NEW-E 87-19-034	392-202-040	NEW-P 87-18-042
392-140-058	AMD 87-09-017	392-166-210	NEW-E 87-19-034	392-202-045	NEW-P 87-18-042
392-162	AMD-P 87-17-039	392-166-210	NEW-P 87-19-133	392-202-050	NEW-P 87-18-042
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392-162-010	AMD-P 87-17-039	392-166-215	NEW-P 87-19-133	392-202-060	NEW-P 87-18-042
392-162-015	AMD-P 87-17-039	392-166-220	NEW-E 87-19-034	392-202-065	NEW-P 87-18-042
392-162-020	AMD-P 87-17-039	392-166-220	NEW-P 87-19-133	392-202-070	NEW-P 87-18-042
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392-162-030	AMD-P 87-17-039	392-166-225	NEW-P 87-19-133	392-202-080	NEW-P 87-18-042
392-162-032	NEW-P 87-17-039	392-166-230	NEW-E 87-19-034	392-202-085	NEW-P 87-18-042
392-162-035	AMD-P 87-17-039	392-166-230	NEW-P 87-19-133	392-202-090	NEW-P 87-18-042
392-162-040	AMD-P 87-17-039	392-166-235	NEW-E 87-19-034	392-202-095	NEW-P 87-18-042
392-162-042	NEW-P 87-17-039	392-166-235	NEW-P 87-19-133	392-202-100	NEW-P 87-18-042
392-162-044	NEW-P 87-17-039	392-166-240	NEW-E 87-19-034	392-202-105	NEW-P 87-18-042
392-162-045	AMD-P 87-17-039	392-166-240	NEW-P 87-19-133	392-202-110	NEW-P 87-18-042
392-162-047	NEW-P 87-17-039	392-166-245	NEW-E 87-19-034	392-202-115	NEW-P 87-18-042
392-162-049	NEW-P 87-17-039	392-166-245	NEW-P 87-19-133	392-202-120	NEW-P 87-18-042
392-162-052	NEW-P 87-17-039	392-166-250	NEW-E 87-19-034	392-202-125	NEW-P 87-18-042
392-162-053	NEW-P 87-17-039	392-166-250	NEW-P 87-19-133	392-202-130	NEW-P 87-18-042
392-162-057	NEW-P 87-17-039	392-166-255	NEW-E 87-19-034	392-202-135	NEW-P 87-18-042
392-162-060	AMD-P 87-17-039	392-166-255	NEW-P 87-19-133	392-202-140	NEW-P 87-18-042
392-162-062	NEW-P 87-17-039	392-166-260	NEW-E 87-19-034	399-30-040	AMD-E 87-13-025
392-162-065	AMD-P 87-17-039	392-166-260	NEW-P 87-19-133	399-30-040	AMD-P 87-13-043
392-162-067	NEW-P 87-17-039	392-166-265	NEW-E 87-19-034	399-30-040	AMD 87-17-013
392-162-070	AMD-P 87-17-039	392-166-265	NEW-P 87-19-133	415-02-090	AMD-P 87-03-049
392-162-075	AMD-P 87-17-039	392-166-270	NEW-E 87-19-034	415-02-090	AMD 87-07-013
392-162-080	AMD-P 87-17-039	392-166-270	NEW-P 87-19-133	415-02-099	NEW-E 87-14-036
392-162-085	AMD-P 87-17-039	392-166-275	NEW-E 87-19-034	415-02-099	NEW-P 87-14-037
392-162-090	AMD-P 87-17-039	392-166-275	NEW-P 87-19-133	415-02-099	NEW 87-17-059
392-162-095	AMD-P 87-17-039	392-185-060	AMD-P 87-13-065	415-100	AMD-P 87-03-046
392-162-100	AMD-P 87-17-039	392-185-060	AMD 87-16-034	415-100	AMD 87-07-014
392-162-105	AMD-P 87-17-039	392-196	AMD-E 87-17-049	415-100-005	NEW-P 87-03-046
392-162-110	AMD-P 87-17-039	392-196	AMD-P 87-19-156	415-100-005	NEW 87-07-014
392-162-115	AMD-P 87-17-039	392-196-005	AMD-E 87-17-049	415-100-010	REP-P 87-03-046
392-166-100	NEW-E 87-19-034	392-196-005	AMD-P 87-19-156	415-100-010	REP 87-07-014
392-166-100	NEW-P 87-19-133	392-196-010	AMD-E 87-17-049	415-100-015	NEW-P 87-03-046
392-166-105	NEW-E 87-19-034	392-196-010	AMD-P 87-19-156	415-100-015	NEW 87-07-014
392-166-105	NEW-P 87-19-133	392-196-011	NEW-E 87-17-049	415-100-020	REP-P 87-03-046
392-166-110	NEW-E 87-19-034	392-196-011	NEW-P 87-19-156	415-100-020	REP 87-07-014
392-166-110	NEW-P 87-19-133	392-196-020	AMD-E 87-17-049	415-100-025	NEW-P 87-03-046
392-166-115	NEW-E 87-19-034	392-196-020	AMD-P 87-19-156	415-100-025	NEW 87-07-014
392-166-115	NEW-P 87-19-133	392-196-030	AMD-E 87-17-049	415-100-035	NEW-P 87-03-046
392-166-120	NEW-E 87-19-034	392-196-030	AMD-P 87-19-156	415-100-035	NEW 87-07-014
392-166-120	NEW-P 87-19-133	392-196-040	AMD-E 87-17-049	415-100-040	REP-P 87-03-046
392-166-125	NEW-E 87-19-034	392-196-040	AMD-P 87-19-156	415-100-040	REP 87-07-014
392-166-125	NEW-P 87-19-133	392-196-045	AMD-E 87-17-049	415-100-050	REP-P 87-03-046
392-166-130	NEW-E 87-19-034	392-196-045	AMD-P 87-19-156	415-100-050	REP 87-07-014
392-166-130	NEW-P 87-19-133	392-196-050	AMD-E 87-17-049	415-100-060	REP-P 87-03-046
392-166-135	NEW-E 87-19-034	392-196-050	AMD-P 87-19-156	415-100-060	REP 87-07-014
392-166-135	NEW-P 87-19-133	392-196-051	NEW-E 87-17-049	415-100-100	REP-P 87-03-046
392-166-140	NEW-E 87-19-034	392-196-051	NEW-P 87-19-156	415-100-100	REP 87-07-014
392-166-140	NEW-P 87-19-133	392-196-052	NEW-E 87-17-049	415-100-110	REP-P 87-03-046
392-166-145	NEW-E 87-19-034	392-196-052	NEW-P 87-19-156	415-100-110	REP 87-07-014
392-166-145	NEW-P 87-19-133	392-196-055	AMD-E 87-17-049	415-100-120	REP-P 87-03-046
392-166-150	NEW-E 87-19-034	392-196-055	AMD-P 87-19-156	415-100-120	REP 87-07-014
392-166-150	NEW-P 87-19-133	392-196-060	AMD-E 87-17-049	415-100-130	REP-P 87-03-046
392-166-155	NEW-E 87-19-034	392-196-060	AMD-P 87-19-156	415-100-130	REP 87-07-014
392-166-155	NEW-P 87-19-133	392-196-070	AMD-E 87-17-049	415-100-140	REP-P 87-03-046
392-166-160	NEW-E 87-19-034	392-196-070	AMD-P 87-19-156	415-100-140	REP 87-07-014
392-166-160	NEW-P 87-19-133	392-196-072	NEW-E 87-17-049	415-100-150	REP-P 87-03-046
392-166-165	NEW-E 87-19-034	392-196-072	NEW-P 87-19-156	415-100-150	REP 87-07-014
392-166-165	NEW-P 87-19-133	392-196-075	AMD-E 87-17-049	415-100-160	REP-P 87-03-046
392-166-170	NEW-E 87-19-034	392-196-075	AMD-P 87-19-156	415-100-160	REP 87-07-014
392-166-170	NEW-P 87-19-133	392-196-080	AMD-E 87-17-049	415-100-170	REP-P 87-03-046
392-166-175	NEW-E 87-19-034	392-196-080	AMD-P 87-19-156	415-100-170	REP 87-07-014
392-166-175	NEW-P 87-19-133	392-196-085	AMD-E 87-17-049	415-100-180	REP-P 87-03-046
392-166-180	NEW-E 87-19-034	392-196-085	AMD-P 87-19-156	415-100-180	REP 87-07-014
392-166-180	NEW-P 87-19-133	392-196-090	AMD-E 87-17-049	415-104	AMD-P 87-03-047
392-166-185	NEW-E 87-19-034	392-196-090	AMD-P 87-19-156	415-104	AMD 87-07-016
392-166-185	NEW-P 87-19-133	392-202-003	NEW-P 87-18-042	415-104-005	NEW-P 87-03-047
392-166-190	NEW-E 87-19-034	392-202-005	NEW-P 87-18-042	415-104-005	NEW 87-07-016
392-166-190	NEW-P 87-19-133	392-202-010	NEW-P 87-18-042	415-104-010	REP-P 87-03-047
392-166-195	NEW-E 87-19-034	392-202-015	NEW-P 87-18-042	415-104-010	REP 87-07-016
392-166-195	NEW-P 87-19-133	392-202-020	NEW-P 87-18-042	415-104-015	NEW-P 87-03-047
392-166-200	NEW-E 87-19-034	392-202-025	NEW-P 87-18-042	415-104-015	NEW 87-07-016

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415-104-020	REP-P	87-03-047	415-104-400	REP-P	87-03-047	419-60-010	NEW-E	87-20-015
415-104-020	REP	87-07-016	415-104-400	REP	87-07-016	419-60-010	NEW-P	87-20-061
415-104-025	NEW-P	87-03-047	415-104-410	REP-P	87-03-047	419-60-020	NEW-E	87-20-015
415-104-025	NEW	87-07-016	415-104-410	REP	87-07-016	419-60-020	NEW-P	87-20-061
415-104-030	REP-P	87-03-047	415-104-800	REP-P	87-03-047	419-60-030	NEW-E	87-20-015
415-104-030	REP	87-07-016	415-104-800	REP	87-07-016	419-60-030	NEW-P	87-20-061
415-104-035	NEW-P	87-03-047	415-104-810	REP-P	87-03-047	434-09-010	NEW-E	87-02-067
415-104-035	NEW	87-07-016	415-104-810	REP	87-07-016	434-09-010	NEW-P	87-02-068
415-104-045	NEW-P	87-03-047	415-104-820	REP-P	87-03-047	434-09-010	NEW	87-06-009
415-104-045	NEW	87-07-016	415-104-820	REP	87-07-016	434-09-010	NEW	87-06-009
415-104-050	NEW-P	87-03-047	415-104-830	REP-P	87-03-047	434-09-020	NEW-E	87-02-067
415-104-050	NEW	87-07-016	415-104-830	REP	87-07-016	434-09-020	NEW-P	87-02-068
415-104-060	NEW-P	87-03-047	415-105-050	AMD-P	87-03-048	434-09-020	NEW	87-06-009
415-104-060	NEW	87-07-016	415-105-050	AMD	87-07-015	434-09-030	NEW-E	87-02-067
415-104-070	NEW-P	87-03-047	415-105-060	AMD-P	87-03-048	434-09-030	NEW-P	87-02-068
415-104-070	NEW	87-07-016	415-105-060	AMD	87-07-015	434-09-030	NEW	87-06-009
415-104-080	NEW-P	87-03-047	415-105-070	AMD-P	87-03-048	434-09-040	NEW-E	87-02-067
415-104-080	NEW	87-07-016	415-105-070	AMD	87-07-015	434-09-040	NEW-P	87-02-068
415-104-090	NEW-P	87-03-047	415-105-090	AMD-P	87-03-048	434-09-040	NEW	87-06-009
415-104-090	NEW	87-07-016	415-105-090	AMD	87-07-015	434-09-050	NEW-E	87-02-067
415-104-100	AMD-P	87-03-047	415-105-100	NEW-P	87-03-048	434-09-050	NEW-P	87-02-068
415-104-100	REP-P	87-03-047	415-105-100	NEW	87-07-015	434-09-050	NEW	87-06-009
415-104-100	AMD	87-07-016	415-105-110	NEW-P	87-03-048	434-09-060	NEW-E	87-02-067
415-104-105	REP-P	87-03-047	415-105-110	NEW	87-07-015	434-09-060	NEW-P	87-02-068
415-104-105	REP	87-07-016	415-105-120	NEW-P	87-03-048	434-09-060	NEW	87-06-009
415-104-110	REP-P	87-03-047	415-105-120	NEW	87-07-015	434-09-070	NEW-E	87-02-067
415-104-110	REP	87-07-016	415-105-130	NEW-P	87-03-048	434-09-070	NEW-P	87-02-068
415-104-115	NEW-P	87-03-047	415-105-130	NEW	87-07-015	434-09-070	NEW	87-06-009
415-104-115	NEW	87-07-016	415-105-140	NEW-P	87-03-048	434-09-080	NEW-E	87-02-067
415-104-120	REP-P	87-03-047	415-105-140	NEW	87-07-015	434-09-080	NEW-P	87-02-068
415-104-120	REP	87-07-016	415-105-150	NEW-P	87-03-048	434-09-080	NEW	87-06-009
415-104-125	NEW-P	87-03-047	415-105-150	NEW	87-07-015	434-09-090	NEW-E	87-02-067
415-104-125	NEW	87-07-016	415-105-160	NEW-P	87-03-048	434-09-090	NEW-P	87-02-068
415-104-135	NEW-P	87-03-047	415-105-160	NEW	87-07-015	434-09-090	NEW	87-06-009
415-104-135	NEW	87-07-016	415-105-170	NEW-P	87-03-048	434-55-010	AMD-P	87-14-028
415-104-140	REP-P	87-03-047	415-105-170	NEW	87-07-015	434-55-010	AMD-E	87-16-011
415-104-140	REP	87-07-016	415-105-180	NEW-P	87-03-048	434-55-010	AMD	87-17-002
415-104-145	NEW-P	87-03-047	415-105-180	NEW	87-07-015	434-55-015	AMD-P	87-14-028
415-104-145	NEW	87-07-016	415-108-450	NEW-P	87-14-038	434-55-015	AMD-E	87-16-011
415-104-150	REP-P	87-03-047	415-108-460	NEW-P	87-14-038	434-55-015	AMD	87-17-002
415-104-150	REP	87-07-016	415-108-470	NEW-P	87-14-038	434-55-016	AMD-P	87-14-028
415-104-155	NEW-P	87-03-047	415-108-470	NEW	87-17-061	434-55-016	AMD-E	87-16-011
415-104-155	NEW	87-07-016	415-108-480	NEW-P	87-14-038	434-55-016	AMD	87-17-002
415-104-160	REP-P	87-03-047	415-108-480	NEW	87-17-061	434-55-020	REP-P	87-14-028
415-104-160	REP	87-07-016	415-108-490	NEW-P	87-14-038	434-55-020	REP-E	87-16-011
415-104-165	NEW-P	87-03-047	415-108-490	NEW	87-17-061	434-55-020	REP	87-17-002
415-104-165	NEW	87-07-016	415-108-510	NEW-P	87-14-038	434-55-030	AMD-P	87-14-028
415-104-170	REP-P	87-03-047	415-112-330	NEW	87-17-061	434-55-030	AMD-E	87-16-011
415-104-170	REP	87-07-016	415-112-410	NEW-P	87-16-077	434-55-030	AMD	87-17-002
415-104-175	NEW-P	87-03-047	415-112-410	AMD-P	87-14-034	434-55-035	REP-P	87-14-028
415-104-175	NEW	87-07-016	415-112-411	NEW-P	87-14-034	434-55-035	REP-E	87-16-011
415-104-180	REP-P	87-03-047	415-112-412	NEW-P	87-14-034	434-55-035	REP	87-17-002
415-104-180	REP	87-07-016	415-112-412	NEW	87-17-060	434-55-040	AMD-P	87-14-028
415-104-190	REP-P	87-03-047	415-112-413	NEW-P	87-14-034	434-55-040	AMD-E	87-16-011
415-104-190	REP	87-07-016	415-112-413	NEW	87-17-060	434-55-040	AMD	87-17-002
415-104-200	REP-P	87-03-047	415-112-414	NEW-P	87-14-034	434-55-045	AMD-P	87-14-028
415-104-200	REP	87-07-016	415-112-414	NEW	87-17-060	434-55-045	AMD-E	87-16-011
415-104-210	REP-P	87-03-047	415-112-415	NEW-P	87-14-034	434-55-055	AMD	87-17-002
415-104-210	REP	87-07-016	415-112-415	NEW	87-17-060	434-55-055	AMD-E	87-16-011
415-104-220	REP-P	87-03-047	415-112-800	NEW-E	87-14-035	434-55-060	AMD	87-17-002
415-104-220	REP	87-07-016	415-112-800	NEW-P	87-16-016	434-55-060	AMD-P	87-14-028
415-104-230	REP-P	87-03-047	415-112-800	NEW	87-20-082	440-44-030	AMD-E	87-16-011
415-104-230	REP	87-07-016	415-112-810	NEW-E	87-14-035	440-44-030	AMD	87-09-007
415-104-240	REP-P	87-03-047	415-112-810	NEW-P	87-16-016	440-44-030	AMD	87-12-049
415-104-240	REP	87-07-016	415-112-810	NEW	87-20-082	440-44-030	AMD-P	87-13-081
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415-104-250	REP	87-07-016	415-112-820	NEW-P	87-16-016	440-44-040	AMD-P	87-10-015
415-104-260	REP-P	87-03-047	415-112-820	NEW	87-20-082	440-44-040	AMD-E	87-14-066
415-104-260	REP	87-07-016	419-56-010	NEW-P	87-18-002	440-44-045	AMD	87-10-015
415-104-270	REP-P	87-03-047	419-56-020	NEW-P	87-18-002	440-44-045	AMD-E	87-14-065
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415-104-300	REP-P	87-03-047	419-56-040	NEW-P	87-18-002	440-44-048	AMD-P	87-10-015
415-104-300	REP	87-07-016	419-56-050	NEW-P	87-18-002	440-44-048	AMD-E	87-14-065
415-104-310	REP-P	87-03-047	419-56-060	NEW-P	87-18-002	440-44-048	AMD	87-14-066
415-104-310	REP	87-07-016	419-56-070	NEW-P	87-18-002	440-44-057	AMD-P	87-17-041
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440-44-075	AMD-P	87-10-015	458-18-220	NEW-E	87-16-023	460-16A-103	NEW-P	87-21-084
440-44-075	AMD	87-17-045	458-18-220	NEW-P	87-16-024	460-16A-104	NEW-P	87-21-084
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440-44-076	AMD-E	87-14-065	458-20-130	AMD-P	87-16-080	460-16A-106	AMD-P	87-21-084
440-44-076	AMD	87-14-066	458-20-130	AMD	87-19-007	460-16A-107	REP-P	87-21-084
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440-44-100	AMD-C	87-13-082	458-20-163	AMD	87-19-007	460-16A-109	AMD-P	87-21-084
440-44-100	AMD-P	87-20-081	458-20-168	AMD-P	87-02-061	460-16A-110	AMD-P	87-21-084
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446-55-005	NEW	87-05-012	458-20-170	AMD-P	87-16-080	460-16A-130	REP-P	87-21-084
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446-55-030	AMD-C	87-04-024	458-20-182	AMD	87-05-042	460-16A-145	REP-P	87-21-084
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446-55-060	AMD-C	87-04-024	458-20-184	AMD	87-19-007	460-46A-040	AMD	87-15-084
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446-55-100	AMD-P	87-02-040	458-20-18801	AMD	87-05-042	460-70-010	NEW	87-02-044
446-55-100	AMD-E	87-02-041	458-20-19301	NEW-P	87-19-148	460-70-015	NEW	87-02-044
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446-55-170	AMD	87-05-012	458-20-211	AMD-P	87-14-055	460-70-025	NEW	87-02-044
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446-55-180	AMD	87-05-012	458-20-211	AMD	87-17-015	460-70-035	NEW	87-02-044
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446-55-240	REP	87-05-012	458-20-244	AMD-P	87-16-081	463-36-020	NEW-P	87-19-140
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446-55-270	AMD-P	87-02-040	458-30-510	NEW	87-07-009	463-36-050	NEW-P	87-19-140
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446-70-030	NEW	87-09-049	458-40-660	AMD-E	87-14-043	468-12-800	AMD-P	87-21-062
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468-300-070	AMD-P	87-06-052	480-12-020	AMD-P	87-16-039	480-100-071	AMD-P	87-03-058
468-300-070	AMD-C	87-09-047	480-12-020	AMD	87-19-088	480-100-071	RESCIND	87-03-059
468-300-070	AMD-C	87-10-002	480-12-025	AMD-P	87-16-039	480-100-071	AMD-E	87-03-060
468-300-070	AMD	87-12-005	480-12-025	AMD	87-19-088	480-100-072	AMD-W	87-03-057
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478-116-240	AMD	87-16-037	480-12-110	AMD-P	87-16-039	480-120-010	NEW-P	87-16-073
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478-116-250	AMD	87-16-037	480-12-125	AMD-P	87-16-039	480-122-010	NEW	87-20-043
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478-116-260	AMD	87-16-037	480-12-127	AMD-P	87-16-039	480-122-020	NEW-E	87-16-074
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